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European Union

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#### NOTE

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| From:    | Presidency/General Secretariat of the Council                                                                                      |
| To:      | Permanent Representatives Committee                                                                                                |
| Subject: | Proposal for a Regulation of the European Parliament and of the Council<br>on machinery products<br>- Preparation for the Trilogue |

#### I. INTRODUCTION

1. On 21 April 2021, the Commission presented a proposal for a Regulation of the European Parliament and of the Council on machinery products.
2. The main objectives of this proposal are to establish a legal framework for the placing on the Union market of safe machinery, to guarantee legal certainty by clarifying the scope and definitions, to clarify the issue of mandatory third-party conformity assessment for certain product categories, as well as to find the right balance between digital and paper documentation.
3. The European Economic and Social Committee delivered its opinion on 22 December 2021.

4. Examination of the proposal at the Council started in the Working Party on Technical Harmonization on 26 April 2021 under the Portuguese Presidency, the examination continued the Slovenian presidency and under the French presidency until the Permanent Representatives Committee adopted the Council's mandate on 22 June 2022.
5. In the European Parliament, the committee responsible is the Committee on the Internal Market and Consumer Protection (IMCO Committee). The IMCO Committee voted on its final report, as well as the decision to enter into interinstitutional negotiations, on 3 May 2022. The Plenary endorsed that decision on 20 May 2022.

## **II. INTERINSTITUTIONAL NEGOTIATIONS – STATE OF PLAY**

6. The opening political trilogue was held under the Czech Presidency on 12 July 2022. The co-legislators presented their views on the main political issues and gave a broad mandate to the subsequent technical meetings to identify and make progress on areas of compromise. So far, eleven interinstitutional technical meetings have been held.
7. The Working Party on Technical Harmonisation was convened to discuss the progress in the interinstitutional technical meetings on 27 September, 19 and 28 October 2022.
8. At the technical level, Articles 1-13, 17, 21, 50-52, Annexes I, II and III, and related recitals have been discussed so far. Although considerable progress has been made in the negotiations and most of the rows regarding these provisions have been preliminary agreed, some provisions could not be agreed and therefore need political guidance for further discussions. Namely, the terminology (Article 2), definitions (Article 3), high-risk machinery and related products (Article 5, Annex I), obligations of economic operators (Articles 10-13), presumption of conformity (Article 17), conformity assessment procedures (Article 21), transitional provisions (Article 50), and entry into force and application (Article 52).
9. The next political trilogue is scheduled for 17 November 2022.

### **III. PREPARATION FOR THE NEXT TRILOGUE**

10. Following the discussion at the Working Party meeting on 28 October 2022, the Presidency has identified a set of key issues where it seems necessary to adjust accordingly the mandate for further negotiations so that compromise solutions can be sought more effectively. These are listed below in order of the individual articles, excluding important issues not yet discussed at technical level. The Presidency would like to invite Coreper to consider the questions below and to express their views on possible areas of flexibility in order to reach a compromise. Discussion in the forthcoming political dialogue will be focused on the political aspects that emerged from the negotiations at the technical level so far. Some of these aspects are expected to be a part of the final compromise package, namely the question of fees for SMEs (Article 21 para 4, recital 24), digital vs. paper documentation (Article 10 para 7 and relevant provisions), transitional provisions (Article 50), dates of application and entry into force (Article 52), “high risk“ machinery (Article 5, Annex I). On these issues, it is necessary to already identify possible flexibilities of the Council towards the Parliament's position in order to be able to negotiate the final compromise package.
11. The Permanent Representatives Committee is therefore invited:
- to confirm the preliminary agreement reached at the technical level on the part of the text proposal, which is set out in the Annex to this note;
  - to consider the questions below and to express their views on possible areas of flexibility in order to reach a compromise.

## 1. TERMINOLOGY

- Scope - Article 2(1), Rows: 91 - 98a;

The Council introduced in its mandate the distinction between the three categories of products covered by this Regulation, namely “*machinery*”, “*related products*”, and “*partly completed machinery*”, whereas in the Commission’s proposal the “*partly completed machinery*” was not considered to be a separate category. The aim was to distinguish between different categories of products, which may be subject to different requirements. To make this distinction clear throughout the text of Regulation, the Council also introduced a new terminology (“*machinery*”, “*related products*”, and “*products subject to this Regulation*”). Also the term “*machinery products*” was removed from the text because it did not bring sufficient clarity about the requirements that are applicable to different categories of products and posed translation issues for a number of Member States. The European Parliament accepted, in general, the concept proposed by the Council, i.e. the need to treat “*partly completed machinery*” separately from other categories of products that may be subject to different requirements. A general understanding was reached that the term “*products within the scope of this Regulation*” could be used instead of the term “*products subject to this Regulation*”. The European Parliament, however, opposes the terminology “*machinery*” and “*related products*” introduced by the Council as this terminology seems to make the text unclear as it is repeated many times within the text of the Regulation. The Parliament's compromise proposals, replacing terms “*machinery*” and “*related products*” by new terms “*machines*”, “*complete machines*”, and “*machinery accessories*” were strongly opposed by Member States as such proposals would make the text confusing and cause issues with translations into many national languages.

The Presidency’s intention is to insist on the Council’s mandate as regards the terminology “*machinery*” and “*related products*”.

*Q1: Do delegations agree with the Presidency’s intention to insist on the Council’s mandate as regards the terms “machinery” and “related products”?*



## 2. COMMON SPECIFICATIONS

- Definitions - Article 3(23a), Row: 152a;

The Commission proposal includes a provision that empowers the Commission to adopt under the specific circumstances via the implementing acts the “*common specifications*” to cover the essential health and safety requirements set out in Annex III of the Regulation in case no harmonised standards exist. To differentiate the “*common specification*” from the “*technical specification*” adopted according to the Standardisation Regulation (1025/2012) and to define clearly the scope of the Commission empowerment, the Council introduced in its mandate the definition of “*common specification*”. The Parliament strongly opposes the introduction of this definition as, according to the Parliament, the definition should be introduced in horizontal legislation, not in the sectoral one. Furthermore, the Parliament considers the formulation of the definition with reference to the “*technical specifications*” as defined in Regulation (EU) No 1025/2012 on European standardisation to be misleading, because the adoption of such “*technical specifications*” is subject to the procedure established by that Regulation,. In order to find a compromise solution, the new wording of the definition inspired by the definition of “*common specifications*” in Regulation (EU) No 2017/745 (Medical Devices Regulation), which is without specific reference to the Regulation (EU) No 1025/2012, has been discussed but with no conclusive result. If the Parliament continues to insist that no such definition should be introduced in this sectoral legislation, the Presidency suggests removing the definition from Article 3 and clarifying the meaning of the “*common specification*” directly in the respective provision of Article 17.

*Q2: In order to find a possible compromise solution, could the delegations agree to show flexibility to the solution based on clarification of the term “common specification” directly in the respective provision of Article 17 if the Parliament insists on not having the specific definition in the Article 3?*

*Q3: In case of negative answer to the previous question, could delegations support the definition of the “common specification” without the specific reference to Regulation (EU) No 1025/2012 on European standardisation and inspired by the definition provided for in the Medical Devices Regulation?*

- Presumption of conformity of machinery products - Article 17, Rows: 248 - 249, 251 - 253a

The Council agreed with the Commission's intention to introduce the empowerment for the Commission to adopt via the implementing acts the "*common specifications*" in case no harmonised standards exist. To ensure that the Commission uses this empowerment only as a fall-back option, the Council introduced in its mandate a clear legal framework as regards the triggering conditions as well as the withdrawal of the common specifications once the reference to the relevant harmonised standard is published in the Official Journal of the European Union. The Parliament agrees, in general, with the Council that the legal framework for this specific Commission's empowerment needs to be clearly specified. The Parliament accepts the Council's position to a considerable extent as regards the triggering conditions, however, suggesting simplifying the text and rewording the respective provisions. The Parliament suggests that the Commission should not be allowed to adopt the common specification "*when the reference to the harmonised standard is expected to be published within a reasonable period*". Some Member States oppose this condition, saying that the term "reasonable period" is not clear enough and provides a lot of room for various interpretations. The Parliament's proposal seems to aim to limit the empowerment of the Commission as it addresses the situations when a harmonised standard is already being prepared by the respective European standardisation organisation (ESO), however, it is evident that it will not be issued within a deadline set by the standardisation request but *within a reasonable period* after this deadline. The Parliament's proposal would prevent the Commission from adopting the implementing acts establishing the common specifications immediately after the deadline was not complied with by the ESO, ensuring that the application of common specifications will only be used as a fall-back option where a harmonised standard is obviously not going to be issued in the nearest future. Given the justification provided by the Parliament, the Presidency suggests showing openness towards this Parliament's proposal.

*Q4: Do delegations agree with the Presidency's suggestion to show the flexibility to move towards the Parliament's position as regards the triggering condition for adoption of implementing act establishing common specification when the harmonised standard requested by the Commission has not been delivered within the deadline set in the standardisation request but the delivery is expected within a reasonable period?*

- Presumption of conformity of machinery products - Article 17, Rows 254a – 256

In its mandate, the Council emphasized the role of common specifications as a fall-back option by suggesting that “*the implementing act shall be repealed when references to a harmonised standard are published in the Official Journal of the EU*”. The position of the Parliament regarding this provision is very close to the Council’s mandate. However, the Parliament mentions that “*the relevant technical specification shall no longer apply*”. At the technical level, the compromise text has been discussed stating that the Commission shall “*assess whether to repeal implementing acts*” when references to a harmonised standard are published in the Official Journal of the EU. Many Member States opposed that wording, saying it undermines common specifications' "*fall-back option*" nature. The aim of the proposed text, however, is to ensure the Commission's ability to assess whether the harmonized standard has an added value in terms of reflecting the technological development and justifies repealing the common specifications. The Presidency suggests considering the compromise solution in this regard.

*Q5: Do delegations agree with the Presidency’s suggestion to show some flexibility towards the compromise solution that gives the Commission a level of discretion to assess whether to repeal implementing acts setting out the common specifications when references to a harmonised standard are published in the Official Journal of the EU.*

### 3. SME FEES

- Conformity assessment procedures - Article 21(4), recital 24, Article 36(2), Rows: 278, 33, 369

Regarding the issue of the specific conditions for SMEs, all three institutions agree in general with the provision that the notified bodies should not impose disproportionate burdens on SMEs. However, the positions of the institutions differ as regards the way how the specific interests and needs of SMEs should be taken into account and how to regulate this aspect. While the Parliament and the Commission insist on maintaining the respective provision introducing the obligation of notified bodies to take into account the specific interests and needs of SMEs when setting the fees for conformity assessment in the normative part of the text, the Council considers that this cannot be an obligation for the notified bodies in the text of Article 21(4) but only a recommendation in recital 24.

The Member States also oppose the Parliament's suggestion in the text of the recital 24 that notified bodies should "simplify and facilitate procedures", because conformity assessment modules are clearly defined by Decision No 768/2008/EC and also set out in the Annexes of this proposal, and do not offer any possibility for simplification. In order to find a possible compromise solution, the Presidency suggests accepting the Parliament's position in Article 21(4), where the explicit obligation to reduce the fees proportionately for SMEs has been deleted, while insisting on the Council's mandate on recital 24.

*Q6: Do delegations agree with the Presidency's suggestion to show a degree of flexibility towards the Parliament by accepting the wording of Article 21 para 4 as proposed by the Parliament provided that the Parliament considers its position on recital 24 and reflects the Council's position on this recital?*

#### 4. DIGITAL VS. PAPER DOCUMENTATION

- Obligations of manufacturers - Article 10(7), Rows: 206a - 206g;

The Council specified in its mandate that the manufacturer has the option of providing the instructions in digital form, whereby it must be ensured that the user can request the instructions in paper form free of charge at the time of purchase or within 6 months after the purchase. This is due to concerns by some Member States that a digital form of the instructions may not be sufficient in certain situations. The Parliament does not agree with the possibility to request the paper instruction later than at the time of purchase as this provision would be very difficult for the manufacturer to comply with in practice. Compromise text that includes the possibility to provide the instruction in paper form at the place of the purchase or later by mail has been discussed at the technical level. Several Member States expressed reservations towards this text saying that it would result in larger engagement of the distributors as they would have to inform the purchaser about the fact that the paper instruction is not included in the packaging and upon request provide the paper form of the instructions. Moreover, many Member States do not agree with the Parliament, which, at the same time, insists on deletion of the obligation for manufacturers to provide the safety information in paper format in the case of machinery intended for non-professional users. Furthermore, the Parliament suggested that manufacturers shall make the digital instructions accessible online not less than 15 years after the placing on the market of the machinery which is contrary to standard NLF period of 10 years. In order to find possible compromise, the Presidency suggests showing the flexibility towards the Parliament's proposal regarding the paper format of the instructions provided that provision concerning the safety instructions as well as and the ten year period for accessibility of digital instructions will be maintained.

*Q7: In order to find possible compromise solutions would delegations agree to show of flexibility regarding the Parliament's amendments as listed above, while maintaining the obligation to provide the safety instructions in paper format when the machinery is intended for non-professional users and the ten year period for accessibility of digital instructions online?*

## 5. TRANSITIONAL PROVISIONS, ENTRY INTO FORCE AND APPLICATION

- Transitional provisions - Article 50 para 2, Rows: 463;

The Council mandate specifies the deadline by which the EC type-examination certificates and approval decisions issued under the existing legislation (Directive 2006/42/EC) shall remain valid. The Parliament suggests to state that the above mentioned documents shall remain valid until they expire. The proposals of both institutions are identical in substance as the certificates and approval decisions are issued for a period of 5 years, which is the same as 60 months after the date of application of the Regulation according to deadline set out in the Council mandate (if they do not expire earlier). In order to find possible compromise the Presidency suggests accepting Parliament's position for Article 50(2).

*Q8: Do delegations agree with the Presidency's suggestion to show a degree of flexibility towards the Parliament by accepting the wording of Article 50 para 2 as proposed by the Parliament?*

- Entry into force and application - Article 52, Rows: 472 - 472d;

Regarding the provision of application, both the Parliament and the Council agreed that the period should be longer than the 30 months suggested by the Commission. Some Member States prefer an earlier application of Regulation suggestion a parallel application of the Regulation and the existing Directive. However, most Member States prefer the Regulation to apply from no less than 36 months after its entry into force, as proposed by the Council's mandate. The Council also introduced some exceptions regarding the provisions on notified bodies, sanctions and the Commission's empowerment to adopt delegated and implementing acts set in Article 5, which are supposed to enter into application sooner than the rest of the text. The Parliament proposes the date of application to be 48 months after the entry into force.

*Q9: Could delegations, in the spirit of compromise, show some flexibility towards the Parliament's position provided that the exceptions set by the Council's mandate are reflected?*

## 6. HIGH-RISK MACHINERY PRODUCTS

- High-risk machinery products - Article 5, Rows: 167 - 184a;

The Council specified in its mandate the procedure and criteria for amending Annex I (lists of categories of machinery or related products to which specific conformity assessment procedures shall be applied). Although Parliament has generally accepted most of the changes proposed by the Council, it proposes certain specific elements to be adjusted. Namely, the deletion of the explicit reference to consultation of Member States' experts before adopting delegated acts to amend Annex I, the listing of existing databases and information systems collecting data on accidents or damage to the health caused by the machinery or related products, introducing delegated powers to the Commission to establish a methodology for collecting and communicating required data.

As the Parliament indicated that the provisions of Article are of crucial importance for them, the Presidency suggests showing a degree of openness towards a compromise while stressing that this compromise must provide a clear and feasible legal framework for the amendment of Annex I and respective obligation for the Member States to provide relevant data.

*Q10: Do delegations insist on explicit mention of consultation with national experts of the Member States before adopting the delegated acts amending Annex I despite the provisions of Article 45 para 3?*

*Q11: Could delegations agree to show a certain degree of flexibility concerning the indicative listing of databases and information systems collecting data on accidents or damage to the health caused by the machinery or related products provided that the list is introduced by the words "among others" or other relevant words?*

*Q12: Do delegations agree with the Presidency's suggestion not to insist on mentioning "if available" as regards the obligation for the Member States to provide the Commission with the respective information, provided that the Commission confirms that the obligation is fulfilled if the Member State communicates that there is no information on the accidents or damage to the health caused by respective machinery or related product on its territory?*

*Q13: Do delegations agree with establishment of a methodology for collecting and communicating required data instead of the development of a template?*

*Q14: In case of positive answer to the previous question could delegations agree with the establishment of the methodology by the delegated act?*

- High-risk machinery products – Annex I, Rows: 477 – 510b

Even though the discussion at the technical level on the content of Annex I has been very limited, the Parliament expressed its strong opinion on maintaining the proposed number of categories of machinery and related products in Annex I, part A. Regarding the fact that the Parliament strongly links the possible future agreement on Article 5 with the wording of Annex I, the Presidency suggests considering both of these topics together to find compromise solution. Therefore, the Presidency asks the Member States to indicate possible flexibility for the extension of the number of categories of machinery and related products in Annex I, part A, if already possible at this stage, to gain clearer understanding of room for manoeuvre as regards the compromise on Article 5.

*Q15: Could delegations indicate flexibility for the extension of the number of categories of machinery and related products in Annex I, part A?*

#### **IV. CONCLUSIONS**

12. The Permanent Representatives Committee is invited to reflect on the abovementioned questions and to express their views on possible areas of flexibility as regards moving towards the position of the European Parliament during the meeting of the Permanent Representatives Committee.



**Proposal for a REGULATION OF THE EUROPEAN PARLIAMENT AND OF THE COUNCIL on  
machinery products (Text with EEA relevance) 2021/0105(COD)**

|                | Commission Proposal                     | EP Mandate                              | Council Mandate                         | Draft Agreement                                            |
|----------------|-----------------------------------------|-----------------------------------------|-----------------------------------------|------------------------------------------------------------|
| Formula        |                                         |                                         |                                         |                                                            |
| 1              | 2021/0105 (COD)                         | 2021/0105 (COD)                         | 2021/0105 (COD)                         | 2021/0105 (COD)<br><br>Text Origin:<br>Commission Proposal |
| Proposal Title |                                         |                                         |                                         |                                                            |
| 2              | Proposal for a<br><br>REGULATION OF THE | Proposal for a<br><br>REGULATION OF THE | Proposal for a<br><br>REGULATION OF THE | Proposal for a<br><br>REGULATION OF THE                    |

|   | Commission Proposal                                                                                         | EP Mandate                                                                                                  | Council Mandate                                                                                                            | Draft Agreement                                                                                                                                                                       |
|---|-------------------------------------------------------------------------------------------------------------|-------------------------------------------------------------------------------------------------------------|----------------------------------------------------------------------------------------------------------------------------|---------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
|   | <p>EUROPEAN PARLIAMENT<br/>AND OF THE COUNCIL</p> <p>on machinery products(Text with<br/>EEA relevance)</p> | <p>EUROPEAN PARLIAMENT<br/>AND OF THE COUNCIL</p> <p>on machinery products(Text with<br/>EEA relevance)</p> | <p>EUROPEAN PARLIAMENT<br/>AND OF THE COUNCIL</p> <p>on machinery<del>-products</del></p> <p>(Text with EEA relevance)</p> | <p>EUROPEAN PARLIAMENT<br/>AND OF THE COUNCIL</p> <p>on machinery<del>-products</del></p> <p>(Text with EEA relevance)</p> <p>terminology</p> <p>Text Origin: Council<br/>Mandate</p> |
|   | Formula                                                                                                     |                                                                                                             |                                                                                                                            |                                                                                                                                                                                       |
| 3 | <p>THE EUROPEAN PARLIAMENT<br/>AND THE COUNCIL OF THE<br/>EUROPEAN UNION,</p>                               | <p>THE EUROPEAN PARLIAMENT<br/>AND THE COUNCIL OF THE<br/>EUROPEAN UNION,</p>                               | <p>THE EUROPEAN PARLIAMENT<br/>AND THE COUNCIL OF THE<br/>EUROPEAN UNION,</p>                                              | <p>THE EUROPEAN PARLIAMENT<br/>AND THE COUNCIL OF THE<br/>EUROPEAN UNION,</p>                                                                                                         |

|            | Commission Proposal                                                                                          | EP Mandate                                                                                                   | Council Mandate                                                                                              | Draft Agreement                                                                                                                                         |
|------------|--------------------------------------------------------------------------------------------------------------|--------------------------------------------------------------------------------------------------------------|--------------------------------------------------------------------------------------------------------------|---------------------------------------------------------------------------------------------------------------------------------------------------------|
|            |                                                                                                              |                                                                                                              |                                                                                                              | Text Origin:<br>Commission Proposal                                                                                                                     |
| Citation 1 |                                                                                                              |                                                                                                              |                                                                                                              |                                                                                                                                                         |
| 4          | Having regard to the Treaty on the Functioning of the European Union, and in particular Article 114 thereof, | Having regard to the Treaty on the Functioning of the European Union, and in particular Article 114 thereof, | Having regard to the Treaty on the Functioning of the European Union, and in particular Article 114 thereof, | Having regard to the Treaty on the Functioning of the European Union, and in particular Article 114 thereof,<br><br>Text Origin:<br>Commission Proposal |

|            | Commission Proposal                                                          | EP Mandate                                                                   | Council Mandate                                                              | Draft Agreement                                                                                        |
|------------|------------------------------------------------------------------------------|------------------------------------------------------------------------------|------------------------------------------------------------------------------|--------------------------------------------------------------------------------------------------------|
| Citation 2 |                                                                              |                                                                              |                                                                              |                                                                                                        |
| 5          | Having regard to the proposal from the European Commission,                  | Having regard to the proposal from the European Commission,                  | Having regard to the proposal from the European Commission,                  | Having regard to the proposal from the European Commission,<br><br>Text Origin:<br>Commission Proposal |
| Citation 3 |                                                                              |                                                                              |                                                                              |                                                                                                        |
| 6          | After transmission of the draft legislative act to the national parliaments, | After transmission of the draft legislative act to the national parliaments, | After transmission of the draft legislative act to the national parliaments, | After transmission of the draft legislative act to the national parliaments,                           |

|            | Commission Proposal                                                                                                                         | EP Mandate                                                                                                                                  | Council Mandate                                                                                                                             | Draft Agreement                                                                                                                                                                         |
|------------|---------------------------------------------------------------------------------------------------------------------------------------------|---------------------------------------------------------------------------------------------------------------------------------------------|---------------------------------------------------------------------------------------------------------------------------------------------|-----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
|            |                                                                                                                                             |                                                                                                                                             |                                                                                                                                             | Text Origin:<br>Commission Proposal                                                                                                                                                     |
| Citation 4 |                                                                                                                                             |                                                                                                                                             |                                                                                                                                             |                                                                                                                                                                                         |
| 7          | <p>Having regard to the opinion of the European Economic and Social Committee<sup>1</sup>,</p> <p>_____ 1. OJ C [...], [...], p. [...].</p> | <p>Having regard to the opinion of the European Economic and Social Committee<sup>1</sup>,</p> <p>_____ 1. OJ C [...], [...], p. [...].</p> | <p>Having regard to the opinion of the European Economic and Social Committee<sup>1</sup>,</p> <p>_____ 1. OJ C [...], [...], p. [...].</p> | <p>Having regard to the opinion of the European Economic and Social Committee<sup>1</sup>,</p> <p>_____ 1. OJ C [...], [...], p. [...].</p> <p>Text Origin:<br/>Commission Proposal</p> |

|            | Commission Proposal                                           | EP Mandate                                                    | Council Mandate                                               | Draft Agreement                                                                                          |
|------------|---------------------------------------------------------------|---------------------------------------------------------------|---------------------------------------------------------------|----------------------------------------------------------------------------------------------------------|
| Citation 5 |                                                               |                                                               |                                                               |                                                                                                          |
| 8          | Acting in accordance with the ordinary legislative procedure, | Acting in accordance with the ordinary legislative procedure, | Acting in accordance with the ordinary legislative procedure, | Acting in accordance with the ordinary legislative procedure,<br><br>Text Origin:<br>Commission Proposal |
| Formula    |                                                               |                                                               |                                                               |                                                                                                          |
| 9          | Whereas:                                                      | Whereas:                                                      | Whereas:                                                      | Whereas:<br><br>Text Origin:                                                                             |

|           | Commission Proposal                                                                                                                                                                                                                                                                                                                                                                                                                                                    | EP Mandate                                                                                                                                                                                                                                                                                                                                                                                                                                                             | Council Mandate                                                                                                                                                                                                                                                                                                                                                                                                                                                        | Draft Agreement                                                                                                                                                                                                                                                                                                                                                                                                                                                        |
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|           |                                                                                                                                                                                                                                                                                                                                                                                                                                                                        |                                                                                                                                                                                                                                                                                                                                                                                                                                                                        |                                                                                                                                                                                                                                                                                                                                                                                                                                                                        | Commission Proposal                                                                                                                                                                                                                                                                                                                                                                                                                                                    |
| Recital 1 |                                                                                                                                                                                                                                                                                                                                                                                                                                                                        |                                                                                                                                                                                                                                                                                                                                                                                                                                                                        |                                                                                                                                                                                                                                                                                                                                                                                                                                                                        |                                                                                                                                                                                                                                                                                                                                                                                                                                                                        |
| 10        | <p>(1) Directive 2006/42/EC<sup>1</sup> of the European Parliament and of the Council was adopted in the context of establishing the internal market, in order to harmonise health and safety requirements for machinery in all Member States and to remove obstacles to trade in machinery between Member States.</p> <p>_____ 1. Directive 2006/42/EC of the European Parliament and of the Council of 17 May 2006 on machinery, and amending Directive 95/16/EC</p> | <p>(1) Directive 2006/42/EC<sup>1</sup> of the European Parliament and of the Council was adopted in the context of establishing the internal market, in order to harmonise health and safety requirements for machinery in all Member States and to remove obstacles to trade in machinery between Member States.</p> <p>_____ 1. Directive 2006/42/EC of the European Parliament and of the Council of 17 May 2006 on machinery, and amending Directive 95/16/EC</p> | <p>(1) Directive 2006/42/EC<sup>1</sup> of the European Parliament and of the Council was adopted in the context of establishing the internal market, in order to harmonise health and safety requirements for machinery in all Member States and to remove obstacles to trade in machinery between Member States.</p> <p>_____ 1. Directive 2006/42/EC of the European Parliament and of the Council of 17 May 2006 on machinery, and amending Directive 95/16/EC</p> | <p>(1) Directive 2006/42/EC<sup>1</sup> of the European Parliament and of the Council was adopted in the context of establishing the internal market, in order to harmonise health and safety requirements for machinery in all Member States and to remove obstacles to trade in machinery between Member States.</p> <p>_____ 1. Directive 2006/42/EC of the European Parliament and of the Council of 17 May 2006 on machinery, and amending Directive 95/16/EC</p> |

|           | Commission Proposal                                                                                                                                                                                                                                                                                                                                | EP Mandate                                                                                                                                                                                                                                                                                                                                         | Council Mandate                                                                                                                                                                                                                                                                                                                                                              | Draft Agreement                                                                                                                                                                                                                                                                                                                                    |
|-----------|----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
|           | (OJ L 157, 9.6.2006, p. 24).                                                                                                                                                                                                                                                                                                                       | (OJ L 157, 9.6.2006, p. 24).                                                                                                                                                                                                                                                                                                                       | (OJ L 157, 9.6.2006, p. 24).                                                                                                                                                                                                                                                                                                                                                 | (OJ L 157, 9.6.2006, p. 24).<br><br>Text Origin:<br>Commission Proposal                                                                                                                                                                                                                                                                            |
| Recital 2 |                                                                                                                                                                                                                                                                                                                                                    |                                                                                                                                                                                                                                                                                                                                                    |                                                                                                                                                                                                                                                                                                                                                                              |                                                                                                                                                                                                                                                                                                                                                    |
| 11        | (2) The machinery sector is an important part of the engineering industry and is one of the industrial mainstays of the Union economy. The social cost of the large number of accidents caused directly by the use of machinery can be reduced by inherently safe design and construction of machinery and by proper installation and maintenance. | (2) The machinery sector is an important part of the engineering industry and is one of the industrial mainstays of the Union economy. The social cost of the large number of accidents caused directly by the use of machinery can be reduced by inherently safe design and construction of machinery and by proper installation and maintenance. | (2) The machinery sector is an important part of the engineering industry and is one of the industrial mainstays of the Union economy. The social cost of the large number of accidents caused directly by the use of machinery can be reduced by inherently safe design and construction of machinery and by proper installation and maintenance. <u>In particular, the</u> | (2) The machinery sector is an important part of the engineering industry and is one of the industrial mainstays of the Union economy. The social cost of the large number of accidents caused directly by the use of machinery can be reduced by inherently safe design and construction of machinery and by proper installation and maintenance. |



|           | Commission Proposal                                                                                                                                                                                                                                                                                                                                                 | EP Mandate                                                                                                                                                                                                                                                                                                                                                          | Council Mandate                                                                                                                                                                                                                                                                                                                                                                     | Draft Agreement                                                                                                                           |
|-----------|---------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|---------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|-------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|-------------------------------------------------------------------------------------------------------------------------------------------|
|           |                                                                                                                                                                                                                                                                                                                                                                     |                                                                                                                                                                                                                                                                                                                                                                     | <u>proper installation of lifting machinery is essential to ensure the compliance with applicable essential health and safety requirements 4.1.3.</u>                                                                                                                                                                                                                               | Text Origin:<br>Commission Proposal                                                                                                       |
| Recital 3 |                                                                                                                                                                                                                                                                                                                                                                     |                                                                                                                                                                                                                                                                                                                                                                     |                                                                                                                                                                                                                                                                                                                                                                                     |                                                                                                                                           |
| 12        | (3) Experience with the application of Directive 2006/42/EC has shown inadequacies and inconsistencies in the product coverage and conformity assessment procedures. It is therefore necessary to improve, simplify and adapt the provisions set out in that Directive to the needs of the market and provide clear rules in relation to the framework within which | (3) Experience with the application of Directive 2006/42/EC has shown inadequacies and inconsistencies in the product coverage and conformity assessment procedures. It is therefore necessary to improve, simplify and adapt the provisions set out in that Directive to the needs of the market and provide clear rules in relation to the framework within which | (3) Experience with the application of Directive 2006/42/EC has shown inadequacies and inconsistencies in the product coverage and conformity assessment procedures. It is therefore necessary to improve, simplify and adapt the provisions set out in that Directive to the needs of the market and provide clear rules in relation to the framework within which <u>products</u> | If used, LLs prefer "products within the scope of this Regulation".<br><br>The last part (In this respect...) to be aligned horizontally. |

|           | Commission Proposal                                                                                                                     | EP Mandate                                                                                                                              | Council Mandate                                                                                                                                                                                                                                                                                                                                                                                                                     | Draft Agreement                                                                                                                                             |
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|           | machinery products may be made available on the market.                                                                                 | machinery products may be made available on the market.                                                                                 | <u>subject to this Regulation</u><br><del>machinery products</del> may be made available on the market. <u>In this respect, this Regulation makes a distinction between machinery, related products (interchangeable equipment; safety components, lifting accessories, chains, ropes and webbing; removable mechanical transmission devices) and partly completed machinery which are all products subject to this Regulation.</u> |                                                                                                                                                             |
| Recital 4 |                                                                                                                                         |                                                                                                                                         |                                                                                                                                                                                                                                                                                                                                                                                                                                     |                                                                                                                                                             |
| 13        | (4) Since the rules setting out the requirements for machinery products, in particular the essential health and safety requirements and | (4) Since the rules setting out the requirements for machinery products, in particular the essential health and safety requirements and | (4) Since the rules setting out the requirements for <u>products subject to this Regulation</u> <del>machinery products</del> , in particular the essential                                                                                                                                                                                                                                                                         | (4) Since the rules setting out the requirements for <u>products subject to this Regulation</u> <del>machinery products</del> , in particular the essential |

|           | Commission Proposal                                                                                                                                                                                                                          | EP Mandate                                                                                                                                                                                                                                   | Council Mandate                                                                                                                                                                                                                                                                 | Draft Agreement                                                                                                                                                                                                                                                                                                                        |
|-----------|----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|---------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
|           | <p>the conformity assessment procedures, need to be of uniform application for all operators across the Union, and not give room for divergent implementation by Member States, Directive 2006/42/EC should be replaced by a regulation.</p> | <p>the conformity assessment procedures, need to be of uniform application for all operators across the Union, and not give room for divergent implementation by Member States, Directive 2006/42/EC should be replaced by a regulation.</p> | <p>health and safety requirements and the conformity assessment procedures, need to be of uniform application for all operators across the Union, and not give room for divergent implementation by Member States, Directive 2006/42/EC should be replaced by a regulation.</p> | <p>health and safety requirements and the conformity assessment procedures, need to be of uniform application for all operators across the Union, and not give room for divergent implementation by Member States, Directive 2006/42/EC should be replaced by a regulation.</p> <p>terminology</p> <p>Text Origin: Council Mandate</p> |
| Recital 5 |                                                                                                                                                                                                                                              |                                                                                                                                                                                                                                              |                                                                                                                                                                                                                                                                                 |                                                                                                                                                                                                                                                                                                                                        |

|    | Commission Proposal                                                                                                                                                                                                                                                                                                                                                        | EP Mandate                                                                                                                                                                                                                                                                                                                                                                 | Council Mandate                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                       | Draft Agreement                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                      |
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| 14 | <p>(5) Member States are responsible for protecting, on their territory, the health and safety of persons, in particular workers and consumers and, where appropriate, domestic animals and property, notably in relation to the risks arising out of the use of machinery. For the avoidance of doubt, domestic animals should be considered to include farm animals.</p> | <p>(5) Member States are responsible for protecting, on their territory, the health and safety of persons, in particular workers and consumers and, where appropriate, domestic animals and property, notably in relation to the risks arising out of the use of machinery. For the avoidance of doubt, domestic animals should be considered to include farm animals.</p> | <p>(5) Member States are responsible for protecting, on their territory, the health and safety of persons, in particular workers and consumers, and, where appropriate, domestic animals and property, notably in relation to the risks arising out of the <u>intended use or reasonably foreseeable misuse</u> <del>use</del> of machinery <u>or related products</u>, <u>and, where applicable, the environment</u>. For the avoidance of doubt, domestic animals should be considered to include farm animals.</p> | <p>(5) Member States are responsible for protecting, on their territory, the health and safety of persons, in particular workers and consumers, and, where appropriate, domestic animals and property, <u>and, where applicable, the environment</u>, notably in relation to the risks arising out of the <u>intended use or reasonably foreseeable misuse</u> <del>use</del> of machinery <u>or related products</u>. For the avoidance of doubt, domestic animals should be considered to include farm animals.</p> <p>workers</p> |

|           | Commission Proposal                                                                                                                                                                                                                                                                                                                                                     | EP Mandate                                                                                                                                                                                                                                                                                                                                                              | Council Mandate                                                                                                                                                                                                                                                                                                                                                                               | Draft Agreement                                                                                                                                                                                                                                                                                                                                                                               |
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|           |                                                                                                                                                                                                                                                                                                                                                                         |                                                                                                                                                                                                                                                                                                                                                                         |                                                                                                                                                                                                                                                                                                                                                                                               | <p>terminology + reflect on scope</p> <p>Text Origin: Council Mandate</p>                                                                                                                                                                                                                                                                                                                     |
| Recital 6 |                                                                                                                                                                                                                                                                                                                                                                         |                                                                                                                                                                                                                                                                                                                                                                         |                                                                                                                                                                                                                                                                                                                                                                                               |                                                                                                                                                                                                                                                                                                                                                                                               |
| 15        | (6) Regulation (EC) No 765/2008 of the European Parliament <sup>1</sup> lays down rules on the accreditation of conformity assessment bodies, provides a framework for the market surveillance of products and for controls on products from third countries, and lays down the general principles of the CE marking. That Regulation should be applicable to machinery | (6) Regulation (EC) No 765/2008 of the European Parliament <sup>1</sup> lays down rules on the accreditation of conformity assessment bodies, provides a framework for the market surveillance of products and for controls on products from third countries, and lays down the general principles of the CE marking. That Regulation should be applicable to machinery | (6) Regulation (EC) No 765/2008 of the European Parliament <sup>1</sup> lays down rules on the accreditation of conformity assessment bodies, <del>provides a framework for the market surveillance of products and for controls on products from third countries,</del> and lays down the general principles of the CE marking. That Regulation should be applicable to <del>machinery</del> | (6) Regulation (EC) No 765/2008 of the European Parliament <sup>1</sup> lays down rules on the accreditation of conformity assessment bodies, <del>provides a framework for the market surveillance of products and for controls on products from third countries,</del> and lays down the general principles of the CE marking. That Regulation should be applicable to <del>machinery</del> |

|  | Commission Proposal                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                   | EP Mandate                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                            | Council Mandate                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                    | Draft Agreement                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                    |
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|  | <p>products covered by this Regulation in order to ensure that those products, which are benefiting from the free movement of goods within the Union, fulfil requirements providing a high level of protection of public interests such as the health and safety of persons and, where appropriate, domestic animals and property and, where applicable, the environment.</p> <p>_____ 1. Regulation (EC) No 765/2008 of the European Parliament and of the Council of 9 July 2008 setting out the requirements for accreditation and market surveillance relating to the marketing of products and repealing Regulation (EEC) No 339/93 (OJ L 218, 13.8.2008, p.</p> | <p>products covered by this Regulation in order to ensure that those products, which are benefiting from the free movement of goods within the Union, fulfil requirements providing a high level of protection of public interests such as the health and safety of persons and, where appropriate, domestic animals and property and, where applicable, the environment.</p> <p>_____ 1. Regulation (EC) No 765/2008 of the European Parliament and of the Council of 9 July 2008 setting out the requirements for accreditation and market surveillance relating to the marketing of products and repealing Regulation (EEC) No 339/93 (OJ L 218, 13.8.2008, p.</p> | <p>products <del>covered by</del> <u>subject to</u> this Regulation in order to ensure that those products, which are benefiting from the free movement of goods within the Union, fulfil requirements providing a high level of protection of public interests such as the health and safety of persons and, where appropriate, domestic animals and property and, where applicable, the environment.</p> <p>_____ 1. Regulation (EC) No 765/2008 of the European Parliament and of the Council of 9 July 2008 setting out the requirements for accreditation and market surveillance relating to the marketing of products and repealing Regulation (EEC) No 339/93 (OJ L 218, 13.8.2008, p.</p> | <p>products <del>covered by</del> <u>subject to</u> this Regulation in order to ensure that those products, which are benefiting from the free movement of goods within the Union, fulfil requirements providing a high level of protection of public interests such as the health and safety of persons and, where appropriate, domestic animals and property and, where applicable, the environment.</p> <p>_____ 1. Regulation (EC) No 765/2008 of the European Parliament and of the Council of 9 July 2008 setting out the requirements for accreditation and market surveillance relating to the marketing of products and repealing Regulation (EEC) No 339/93 (OJ L 218, 13.8.2008, p.</p> |

|           | Commission Proposal                                                                                                                                                                                                                                                        | EP Mandate                                                                                                                                                                                                                                                                 | Council Mandate                                                                                                                                                                                                                                                                                      | Draft Agreement                                                                                                                                                                                                                                                                                      |
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|           | 30).                                                                                                                                                                                                                                                                       | 30).                                                                                                                                                                                                                                                                       | 30).                                                                                                                                                                                                                                                                                                 | 30).<br><br>terminology<br><br>Text Origin: Council<br>Mandate                                                                                                                                                                                                                                       |
| Recital 7 |                                                                                                                                                                                                                                                                            |                                                                                                                                                                                                                                                                            |                                                                                                                                                                                                                                                                                                      |                                                                                                                                                                                                                                                                                                      |
| 16        | (7) Regulation (EC) No 2019/1020 of the European Parliament and of the Council <sup>1</sup> sets out rules on market surveillance and control of products entering the Union market. That Regulation already applies to machinery, since Directive 2006/42/EC is listed in | (7) Regulation (EC) No 2019/1020 of the European Parliament and of the Council <sup>1</sup> sets out rules on market surveillance and control of products entering the Union market. That Regulation already applies to machinery, since Directive 2006/42/EC is listed in | (7) Regulation ( <del>EC</del> <sup>EU</sup> ) No 2019/1020 of the European Parliament and of the Council <sup>1</sup> sets out rules on market surveillance and control of products entering the Union market. <u>As Directive 2006/42/EC is listed in Annex I of Regulation (EU) No 2019/1020,</u> | (7) Regulation ( <del>EC</del> <sup>EU</sup> ) No 2019/1020 of the European Parliament and of the Council <sup>1</sup> sets out rules on market surveillance and control of products entering the Union market. <u>As Directive 2006/42/EC is listed in Annex I of Regulation (EU) No 2019/1020,</u> |

|  | Commission Proposal                                                                                                                                                                                                                                                                               | EP Mandate                                                                                                                                                                                                                                                                                        | Council Mandate                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                 | Draft Agreement                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                 |
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|  | <p>its Annex I.</p> <p>_____ 1. Regulation (EU) 2019/1020 of the European Parliament and of the Council of 20 June 2019 on market surveillance and compliance of products and amending Directive 2004/42/EC and Regulations (EC) No 765/2008 and (EU) No 305/2011 (OJ L169, 25.6.2019, p. 1.)</p> | <p>its Annex I.</p> <p>_____ 1. Regulation (EU) 2019/1020 of the European Parliament and of the Council of 20 June 2019 on market surveillance and compliance of products and amending Directive 2004/42/EC and Regulations (EC) No 765/2008 and (EU) No 305/2011 (OJ L169, 25.6.2019, p. 1.)</p> | <p>that Regulation already applies to <u>products subject to this Regulation. However, Regulation (EU) No 2019/1020 applies to products subject to this Regulation in so far as there are no specific provisions with the same objective, which regulate in a more specific manner particular aspects of market surveillance and enforcement</u> <del>machinery, since Directive 2006/42/EC is listed in its Annex I.</del></p> <p>_____ 1. Regulation (EU) 2019/1020 of the European Parliament and of the Council of 20 June 2019 on market surveillance and compliance of products and amending Directive 2004/42/EC and</p> | <p>that Regulation already applies to <u>products subject to this Regulation. However, Regulation (EU) No 2019/1020 applies to products subject to this Regulation in so far as there are no specific provisions with the same objective, which regulate in a more specific manner particular aspects of market surveillance and enforcement</u> <del>machinery, since Directive 2006/42/EC is listed in its Annex I.</del></p> <p>_____ 1. Regulation (EU) 2019/1020 of the European Parliament and of the Council of 20 June 2019 on market surveillance and compliance of products and amending Directive 2004/42/EC and</p> |



|            | Commission Proposal | EP Mandate                                                                                                                                                                                                        | Council Mandate                                                                                                                                                                                     | Draft Agreement                                                                                                                                                                                                   |
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|            |                     |                                                                                                                                                                                                                   | Regulations (EC) No 765/2008 and (EU) No 305/2011 (OJ L169, 25.6.2019, p. 1.)                                                                                                                       | Regulations (EC) No 765/2008 and (EU) No 305/2011 (OJ L169, 25.6.2019, p. 1.)<br><br>terminology<br><br>Text Origin: Council Mandate                                                                              |
| Recital 7a |                     |                                                                                                                                                                                                                   |                                                                                                                                                                                                     |                                                                                                                                                                                                                   |
| 16a        |                     | <u>(7a) Article 4 of Regulation (EU) No 2019/1020 lays down the tasks of economic operators regarding products subject to certain Union harmonisation legislation. It also provides that such products are to</u> | <u>(7a) Regulation (EU) 2019/1020 imposes obligations on economic operators, in particular, fulfilment service providers, within the meaning of Regulation (EU) No 2019/1020 which apply to the</u> | <u>(7a) Article 4 of Regulation (EU) No 2019/1020 lays down the tasks of economic operators regarding products subject to certain Union harmonisation legislation. It also provides that such products are to</u> |

|  | Commission Proposal | EP Mandate                                                                                                                                                                                                                                                                                                                                                                                                                                                                    | Council Mandate                                    | Draft Agreement                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                  |
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|  |                     | <p><u>be placed on the market only if there is an economic operator established in the Union who is responsible for those tasks. That Union harmonisation legislation includes Directive 2006/42/EC. As a result, machinery products covered by this Regulation are to be placed on the market only if there is an economic operator established in the Union who is responsible for the tasks set out in Article 4 of Regulation (EU) No 2019/1020 in their respect.</u></p> | <p><u>products subject to this Regulation.</u></p> | <p><u>be placed on the market only if there is an economic operator established in the Union who is responsible for those tasks. That Union harmonisation legislation includes Directive 2006/42/EC. As a result, machinery products covered by this Regulation are to be placed on the market only if there is an economic operator established in the Union who is responsible for the tasks set out in Article 4 of Regulation (EU) No 2019/1020 in their respect.</u></p> <p>Text Origin: EP<br/>Mandate</p> |

|           | Commission Proposal                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                       | EP Mandate                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                | Council Mandate                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                           | Draft Agreement                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                           |
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| Recital 8 |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                           |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                           |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                           |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                           |
| 17        | <p>(8) Decision No 768/2008/EC of the European Parliament and of the Council<sup>1</sup> lays down common principles and reference provisions intended to apply across sectoral legislation. In order to ensure consistency with other sectoral product legislation, it is appropriate to align certain provisions of this Regulation to that Decision, in so far as sectoral specificities do not require a different solution.</p> <p>Therefore, certain definitions, the general obligations of economic operators, the rules on presumption of conformity, the rules on EU declaration of conformity, the rules on CE marking, the requirements for conformity assessment bodies,</p> | <p>(8) Decision No 768/2008/EC of the European Parliament and of the Council<sup>1</sup> lays down common principles and reference provisions intended to apply across sectoral legislation. In order to ensure consistency with other sectoral product legislation, it is appropriate to align certain provisions of this Regulation to that Decision, in so far as sectoral specificities do not require a different solution.</p> <p>Therefore, certain definitions, the general obligations of economic operators, the rules on presumption of conformity, the rules on EU declaration of conformity, the rules on CE marking, the requirements for conformity assessment bodies,</p> | <p>(8) Decision No 768/2008/EC of the European Parliament and of the Council<sup>1</sup> lays down common principles and reference provisions intended to apply across sectoral legislation. In order to ensure consistency with other sectoral product legislation, it is appropriate to align certain provisions of this Regulation to that Decision, in so far as sectoral specificities do not require a different solution.</p> <p>Therefore, certain definitions, the general obligations of economic operators, the rules on presumption of conformity, the rules on EU declaration of conformity, the rules on CE marking, the requirements for conformity assessment bodies,</p> | <p>(8) Decision No 768/2008/EC of the European Parliament and of the Council<sup>1</sup> lays down common principles and reference provisions intended to apply across sectoral legislation. In order to ensure consistency with other sectoral product legislation, it is appropriate to align certain provisions of this Regulation to that Decision, in so far as sectoral specificities do not require a different solution.</p> <p>Therefore, certain definitions, the general obligations of economic operators, the rules on presumption of conformity, the rules on EU declaration of conformity, the rules on CE marking, the requirements for conformity assessment bodies,</p> |

|  | Commission Proposal                                                                                                                                                                                                                                                                                                                                                                                                                                                         | EP Mandate                                                                                                                                                                                                                                                                                                                                                                                                                                                                  | Council Mandate                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                              | Draft Agreement                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                              |
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|  | <p>the rules on notification procedures and conformity assessment procedures and the rules on procedures to deal with machinery products presenting a risk should be adapted to the reference provisions laid down in that Decision.</p> <p>_____ 1. Decision No 768/2008/EC of the European Parliament and of the Council of 9 July 2008 on a common framework for the marketing of products, and repealing Council Decision 93/465/EEC (OJ L 218, 13.08.2008, p. 82).</p> | <p>the rules on notification procedures and conformity assessment procedures and the rules on procedures to deal with machinery products presenting a risk should be adapted to the reference provisions laid down in that Decision.</p> <p>_____ 1. Decision No 768/2008/EC of the European Parliament and of the Council of 9 July 2008 on a common framework for the marketing of products, and repealing Council Decision 93/465/EEC (OJ L 218, 13.08.2008, p. 82).</p> | <p>the rules on notification procedures and conformity assessment procedures and the rules on procedures to deal with machinery <u>or related</u> products <u>and, where applicable, with partly completed machinery</u>, presenting a risk should be adapted to the reference provisions laid down in that Decision.</p> <p>_____ 1. Decision No 768/2008/EC of the European Parliament and of the Council of 9 July 2008 on a common framework for the marketing of products, and repealing Council Decision 93/465/EEC (OJ L 218, 13.08.2008, p. 82).</p> | <p>the rules on notification procedures and conformity assessment procedures and the rules on procedures to deal with machinery <u>or related</u> products <u>and, where applicable, with partly completed machinery</u>, presenting a risk should be adapted to the reference provisions laid down in that Decision.</p> <p>_____ 1. Decision No 768/2008/EC of the European Parliament and of the Council of 9 July 2008 on a common framework for the marketing of products, and repealing Council Decision 93/465/EEC (OJ L 218, 13.08.2008, p. 82).</p> |

|           | Commission Proposal                                                                                                                                                                                                                                                                   | EP Mandate                                                                                                                                                                                                                                                                            | Council Mandate                                                                                                                                                                                                                                                                                                        | Draft Agreement                                                                                                                                                                                                                                                                       |
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|           |                                                                                                                                                                                                                                                                                       |                                                                                                                                                                                                                                                                                       |                                                                                                                                                                                                                                                                                                                        | terminology<br><br>Text Origin: Council<br>Mandate                                                                                                                                                                                                                                    |
| Recital 9 |                                                                                                                                                                                                                                                                                       |                                                                                                                                                                                                                                                                                       |                                                                                                                                                                                                                                                                                                                        |                                                                                                                                                                                                                                                                                       |
| 18        | (9) This Regulation should cover machinery products which are new to the Union market when placed on the market, i.e. either new machinery products made by a manufacturer established in the Union or machinery products, whether new or second-hand, imported from a third country. | (9) This Regulation should cover machinery products which are new to the Union market when placed on the market, i.e. either new machinery products made by a manufacturer established in the Union or machinery products, whether new or second-hand, imported from a third country. | (9) This Regulation should cover <del>machinery</del> products which are new to the Union market when placed on the market, i.e. either new <del>machinery</del> products made by a manufacturer established in the Union or <del>machinery</del> products, whether new or second-hand, imported from a third country. | (9) This Regulation should cover machinery products which are new to the Union market when placed on the market, i.e. either new machinery products made by a manufacturer established in the Union or machinery products, whether new or second-hand, imported from a third country. |

|            | Commission Proposal                                                                                                                                                                                                                                                                                                                                                 | EP Mandate                                                                                                                                                                                                                                                                                                                                                                       | Council Mandate                                                                                                                                                                                                                                                                                                                                                                                                                | Draft Agreement                                                                                                                                                                                                                                                                                                                                                                             |
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|            |                                                                                                                                                                                                                                                                                                                                                                     |                                                                                                                                                                                                                                                                                                                                                                                  |                                                                                                                                                                                                                                                                                                                                                                                                                                | terminology<br><br>Text Origin:<br>Commission Proposal                                                                                                                                                                                                                                                                                                                                      |
| Recital 10 |                                                                                                                                                                                                                                                                                                                                                                     |                                                                                                                                                                                                                                                                                                                                                                                  |                                                                                                                                                                                                                                                                                                                                                                                                                                |                                                                                                                                                                                                                                                                                                                                                                                             |
| 19         | (10) Where there is a possibility that the machinery products will be used by a consumer, that is to say, a non-professional operator, the manufacturer should take account of the fact that the consumer does not have the same knowledge and experience with handling machinery products in the design and construction of the products. The same applies where a | (10) Where there is a possibility that the machinery products will be used by a consumer, that is to say, a non-professional operator, the manufacturer should take account of the fact that the consumer does not have the same knowledge and experience with handling machinery products in the design and construction of the products, <u>and should consider the safety</u> | (10) Where there is a possibility that the machinery <u>or related</u> products will be used by <del>a consumer, that is to say,</del> a non-professional <del>operator</del> <u>user</u> , the manufacturer should take account of the fact that the <del>consumer</del> <u>user</u> does not have the same knowledge and experience with handling machinery <u>or related</u> products in the design and construction of the | (10) Where there is a possibility that the machinery products will be used by a consumer, that is to say, a non-professional <del>operator</del> <u>user</u> , the manufacturer should take account of the fact that the consumer does not have the same knowledge and experience with handling machinery products in the design and construction of the products. The same applies where a |

|            | Commission Proposal                                                                                                                                                                  | EP Mandate                                                                                                                                                                           | Council Mandate                                                                                                                                                                                                                                   | Draft Agreement                                                                                                                                                                                                                                   |
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|            | machinery product is normally used to provide a service to a consumer.                                                                                                               | <u>implications, accordingly</u> . The same applies where a machinery product is normally used to provide a service to a consumer.                                                   | products. The same applies where a machinery <u>or related</u> product is normally used to provide a service to a <u>non-professional user</u> consumer.                                                                                          | machinery product is normally used to provide a service to a consumer.<br><br>terminology<br><br>Text Origin:<br>Commission Proposal                                                                                                              |
| Recital 11 |                                                                                                                                                                                      |                                                                                                                                                                                      |                                                                                                                                                                                                                                                   |                                                                                                                                                                                                                                                   |
| 20         | (11) Recently, more advanced machines, which are less dependent on human operators, have been introduced on the market. These machines, known as collaborative robots or cobots, are | (11) Recently, more advanced machines, which are less dependent on human operators, have been introduced on the market. These machines, known as collaborative robots or cobots, are | (11) Recently, more advanced <del>machines</del> <u>machinery</u> , which <del>are</del> <u>is</u> less dependent on human operators, <del>have</del> <u>has</u> been introduced on the market. <del>These machines, known as collaborative</del> | (11) Recently, more advanced <del>machines</del> <u>machinery</u> , which <del>are</del> <u>is</u> less dependent on human operators, <del>have</del> <u>has</u> been introduced on the market. <del>These machines, known as collaborative</del> |

|  | Commission Proposal                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                        | EP Mandate                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                 | Council Mandate                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                     | Draft Agreement                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                     |
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|  | <p>working on defined tasks and in structured environments, yet they can learn to perform new actions in this context and become more autonomous. Further refinements to machines, already in place or to be expected, include real-time processing of information, problem solving, mobility, sensor systems, learning, adaptability, and capability of operating in unstructured environments (e.g. construction sites). The Commission Report on the safety and liability implications of Artificial Intelligence, the Internet of Things and robotics<sup>1</sup>, states that the emergence of new digital technologies, like artificial intelligence, the Internet of things and robotics, raises new challenges</p> | <p>working on defined tasks and in structured environments, yet they can learn to perform new actions in this context and become more autonomous. Further refinements to machines, already in place or to be expected, include real-time processing of information, problem solving, mobility, sensor systems, learning, adaptability, and capability of operating in unstructured environments (e.g. construction sites). The Commission Report on the safety and liability implications of Artificial Intelligence, the Internet of Things and robotics<sup>1</sup>, states that the emergence of new digital technologies, like artificial intelligence, the Internet of things and robotics, raises new challenges</p> | <p><del>robots or cobots</del> <u>Such machinery</u>, <del>are</del> <u>is</u> working on defined tasks and in structured environments, yet <del>they</del> <u>it</u> can learn to perform new actions in this context and become more autonomous. Further refinements to <del>machines</del> <u>machinery</u>, already in place or to be expected, include real-time processing of information, problem solving, mobility, sensor systems, learning, adaptability, and capability of operating in unstructured environments (e.g. construction sites). The Commission Report on the safety and liability implications of Artificial Intelligence, the Internet of Things and robotics<sup>1</sup>, states that the emergence of new digital technologies, like artificial intelligence, the Internet of things</p> | <p><del>robots or cobots</del> <u>Such machinery</u>, <del>are</del> <u>is</u> working on defined tasks and in structured environments, yet <del>they</del> <u>it</u> can learn to perform new actions in this context and become more autonomous. Further refinements to <del>machines</del> <u>machinery</u>, already in place or to be expected, include real-time processing of information, problem solving, mobility, sensor systems, learning, adaptability, and capability of operating in unstructured environments (e.g. construction sites). The Commission Report on the safety and liability implications of Artificial Intelligence, the Internet of Things and robotics<sup>1</sup>, states that the emergence of new digital technologies, like artificial intelligence, the Internet of things</p> |



|  | Commission Proposal                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                    | EP Mandate                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                             | Council Mandate                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                            | Draft Agreement                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                            |
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|  | <p>in terms of product safety. The report concludes that the current product safety legislation, including Directive 2006/42/EC, contains a number of gaps in this respect that need to be addressed. Thus, this Regulation should cover the safety risks stemming from new digital technologies.</p> <p>_____ 1. Report from the Commission to the European parliament, the Council and the European economic and social committee on the safety and liability implications of Artificial Intelligence, the Internet of Things and robotics (COM/2020/64 final)..</p> | <p>in terms of product safety. The report concludes that the current product safety legislation, including Directive 2006/42/EC, contains a number of gaps in this respect that need to be addressed. Thus, this Regulation should cover the safety risks stemming from new digital technologies.</p> <p>_____ 1. Report from the Commission to the European parliament, the Council and the European economic and social committee on the safety and liability implications of Artificial Intelligence, the Internet of Things and robotics (COM/2020/64 final)..</p> | <p>and robotics, raises new challenges in terms of product safety. The report concludes that the current product safety legislation, including Directive 2006/42/EC, contains a number of gaps in this respect that need to be addressed. Thus, this Regulation should cover the safety risks stemming from new digital technologies.</p> <p>_____ 1. Report from the Commission to the European parliament, the Council and the European economic and social committee on the safety and liability implications of Artificial Intelligence, the Internet of Things and robotics (COM/2020/64 final).-</p> | <p>and robotics, raises new challenges in terms of product safety. The report concludes that the current product safety legislation, including Directive 2006/42/EC, contains a number of gaps in this respect that need to be addressed. Thus, this Regulation should cover the safety risks stemming from new digital technologies.</p> <p>_____ 1. Report from the Commission to the European parliament, the Council and the European economic and social committee on the safety and liability implications of Artificial Intelligence, the Internet of Things and robotics (COM/2020/64 final).-</p> |

|            | Commission Proposal                                                                                                                                                                                                                                                                                        | EP Mandate                                                                                                                                                                                                                                                                                                 | Council Mandate                                                                                                                                                                                                                                                                                                                  | Draft Agreement                                                                                                                                                                                                                                                                                                                  |
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|            |                                                                                                                                                                                                                                                                                                            |                                                                                                                                                                                                                                                                                                            |                                                                                                                                                                                                                                                                                                                                  | <p>terminology</p> <p>Text Origin: Council Mandate</p>                                                                                                                                                                                                                                                                           |
| Recital 12 |                                                                                                                                                                                                                                                                                                            |                                                                                                                                                                                                                                                                                                            |                                                                                                                                                                                                                                                                                                                                  |                                                                                                                                                                                                                                                                                                                                  |
| 21         | (12) In order to ensure protection of the health and safety of persons, domestic animals, property and, where applicable, the environment, this Regulation should apply to all forms of supply of machinery products, including distance selling as referred to in Article 6 of Regulation (EU) 2019/1020. | (12) In order to ensure protection of the health and safety of persons, domestic animals, property and, where applicable, the environment, this Regulation should apply to all forms of supply of machinery products, including distance selling as referred to in Article 6 of Regulation (EU) 2019/1020. | (12) In order to ensure protection of the health and safety of persons, <u>and, where appropriate,</u> domestic animals, <u>and</u> property and, where applicable, the environment, this Regulation should apply to all forms of supply of <u>products subject to this Regulation</u> <del>machinery products</del> , including | (12) In order to ensure protection of the health and safety of persons, <u>and, where appropriate,</u> domestic animals, <u>and</u> property and, where applicable, the environment, this Regulation should apply to all forms of supply of <u>products subject to this Regulation</u> <del>machinery products</del> , including |

|            | Commission Proposal                                                                                                                                                                                              | EP Mandate                                                                                                                                                                                                       | Council Mandate                                                                                                                                                                                                              | Draft Agreement                                                                                                                                                                                                              |
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|            |                                                                                                                                                                                                                  |                                                                                                                                                                                                                  | distance selling as referred to in Article 6 of Regulation (EU) 2019/1020.                                                                                                                                                   | distance selling as referred to in Article 6 of Regulation (EU) 2019/1020.<br><br>terminology<br><br>Text Origin: Council Mandate                                                                                            |
| Recital 13 |                                                                                                                                                                                                                  |                                                                                                                                                                                                                  |                                                                                                                                                                                                                              |                                                                                                                                                                                                                              |
| 22         | (13) In order to ensure legal certainty for all users, the scope of this Regulation should be set out in a clear manner and the concepts relating to its application should be defined as precisely as possible. | (13) In order to ensure legal certainty for all users, the scope of this Regulation should be set out in a clear manner and the concepts relating to its application should be defined as precisely as possible. | (13) In order to ensure legal certainty <del>for all users</del> , the scope of this Regulation should be set out in a clear manner and the concepts relating to its application should be defined as precisely as possible. | (13) In order to ensure legal certainty <del>for all users</del> , the scope of this Regulation should be set out in a clear manner and the concepts relating to its application should be defined as precisely as possible. |

|            | Commission Proposal                                                                                                                                                                                                                                                                                                                                                               | EP Mandate                                                                                                                                                                                                                                                                                                                                                                        | Council Mandate                                                                                                                                                                                                                                                                                                                                                                   | Draft Agreement                                                                                                                                                                                                                                                                                                                                                                   |
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|            |                                                                                                                                                                                                                                                                                                                                                                                   |                                                                                                                                                                                                                                                                                                                                                                                   |                                                                                                                                                                                                                                                                                                                                                                                   | Text Origin: Council<br>Mandate                                                                                                                                                                                                                                                                                                                                                   |
| Recital 14 |                                                                                                                                                                                                                                                                                                                                                                                   |                                                                                                                                                                                                                                                                                                                                                                                   |                                                                                                                                                                                                                                                                                                                                                                                   |                                                                                                                                                                                                                                                                                                                                                                                   |
| 23         | (14) In order to avoid legislating twice the same product, is appropriate to exclude from the scope of this Regulation weapons, including firearms that are subject to Directive (EU) 2017/853 of the European Parliament and of the Council <sup>1</sup> .<br><br>_____ 1. Directive (EU) 2017/853 of the European Parliament and of the Council of 17 May 2017 amending Council | (14) In order to avoid legislating twice the same product, is appropriate to exclude from the scope of this Regulation weapons, including firearms that are subject to Directive (EU) 2017/853 of the European Parliament and of the Council <sup>1</sup> .<br><br>_____ 1. Directive (EU) 2017/853 of the European Parliament and of the Council of 17 May 2017 amending Council | (14) In order to avoid legislating twice the same product, is appropriate to exclude from the scope of this Regulation weapons, including firearms that are subject to Directive (EU) 2017/853 of the European Parliament and of the Council <sup>1</sup> .<br><br>_____ 1. Directive (EU) 2017/853 of the European Parliament and of the Council of 17 May 2017 amending Council | (14) In order to avoid legislating twice the same product, is appropriate to exclude from the scope of this Regulation weapons, including firearms that are subject to Directive (EU) 2017/853 of the European Parliament and of the Council <sup>1</sup> .<br><br>_____ 1. Directive (EU) 2017/853 of the European Parliament and of the Council of 17 May 2017 amending Council |

|            | Commission Proposal                                                                                                                                                                                                                                               | EP Mandate                                                                                                                                                                                                                                                                                                                                | Council Mandate                                                                                                                                                                                                                                                                                                                  | Draft Agreement                                                                                                                                                                                                                                                                                                                                    |
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|            | Directive 91/477/EEC on control of the acquisition and possession of weapons (OJ L 137, 24.5.2017, p.22).                                                                                                                                                         | Directive 91/477/EEC on control of the acquisition and possession of weapons (OJ L 137, 24.5.2017, p.22).                                                                                                                                                                                                                                 | Directive 91/477/EEC on control of the acquisition and possession of weapons (OJ L 137, 24.5.2017, p.22).                                                                                                                                                                                                                        | Directive 91/477/EEC on control of the acquisition and possession of weapons (OJ L 137, 24.5.2017, p.22).<br><br>Text Origin:<br>Commission Proposal                                                                                                                                                                                               |
| Recital 15 |                                                                                                                                                                                                                                                                   |                                                                                                                                                                                                                                                                                                                                           |                                                                                                                                                                                                                                                                                                                                  |                                                                                                                                                                                                                                                                                                                                                    |
| 24         | (15) Since the purpose of this Regulation is to address the risks stemming from the machinery function and not the transport of goods or persons, it should not apply to vehicles which only objective is the mere transport of goods or persons on road, by air, | (15) Since the purpose of this Regulation is to address the risks stemming from <del>the</del> machinery function and not the transport of goods, <u>persons or animals</u> <del>or</del> <del>persons</del> , it should not apply to vehicles <del>which</del> <u>the</u> only objective <u>of</u> <u>which</u> is the mere transport of | (15) <del>Since</del> The purpose of this Regulation is to address the risks stemming from the <u>intended use of the</u> machinery <del>function</del> <u>or related products</u> and not <u>from</u> the transport of goods or persons. <u>Consequently, this Regulation, it</u> should not apply to <del>vehicles which</del> | (15) <del>Since</del> The purpose of this Regulation is to address the risks stemming from <del>the</del> machinery function and not <u>from</u> the transport of goods, <u>persons or animals</u> . <u>Consequently, this Regulation</u> <del>or</del> <del>persons, it</del> should not apply to <del>vehicles which only objective is the</del> |

|  | Commission Proposal                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                | EP Mandate                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                       | Council Mandate                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                | Draft Agreement                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                          |
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|  | <p>on water or on rail networks, regardless of the speed limits. However, machinery mounted on such vehicles or mobile machinery intended for facilitating works such as in construction sites or warehouses e.g. dumpers and forklifts, have a machinery function and should therefore be covered by this Regulation. Since agricultural and forestry vehicles and two- or three-wheel vehicles and quadricycles, as well as systems, components, separate technical units, parts and equipment designed and constructed for such vehicles, fall within the scope of Regulation (EU) No 167/2013 of the European Parliament and of the Council<sup>1</sup> and Regulation (EU) No 168/2013 of</p> | <p><del>goods or persons or</del> <u>animals by</u> road, <del>by</del> air, on water or on rail networks, <u>or transport of goods or persons by air, water or rail,</u> regardless of the speed limits. However, machinery mounted on such vehicles or mobile machinery intended for facilitating works such as in construction sites or warehouses e.g. dumpers and forklifts, have a machinery function and should therefore be covered by this Regulation. <u>Furthermore, non-type-approved, off-road vehicles, as well as e-bikes, cargo e-bikes, e-scooters and similar means of transport should also be covered by this Regulation as regards their machinery function, with the exception of road circulation</u></p> | <p><del>only objective is the mere transport of goods or persons on road, by air, on water or on rail networks, regardless of the speed limits. However, machinery mounted on such vehicles or mobile machinery intended for facilitating works such as in construction sites or warehouses e.g. dumpers and forklifts, have a machinery function and should therefore be covered by this Regulation</del> <u>means of transport by air, on water and on rail networks with the exclusion of machinery mounted on these means of transport. The means of transport on road that are not yet included in the scope of a specific Union legislation are regulated by this Regulation with the exception of the risks that may arise from</u></p> | <p><del>mere transport of goods or persons on road,</del> <u>means of transport</u> by air, on water <del>or</del> <u>and</u> on rail networks, <del>regardless of the speed limits. However,</del> <u>with the exclusion of</u> machinery mounted on <del>such vehicles or mobile machinery intended for facilitating works such as in construction sites or warehouses e.g. dumpers and forklifts, have a machinery function and</del> <u>those means of transport. Means of transport by road that are not yet covered by a specific Union legal act</u> should <del>therefore be covered</del> <u>be regulated</u> by this Regulation. <del>Since agricultural and forestry vehicles and two or three wheel vehicles and quadricycles, as well as systems, components, separate technical units, parts and</del></p> |

|  | Commission Proposal                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                      | EP Mandate                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                             | Council Mandate                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                              | Draft Agreement                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                 |
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|  | <p>the European Parliament and of the Council<sup>2</sup> respectively, they should be excluded from the scope of this Regulation.</p> <p>_____ 1. Regulation (EU) No 167/2013 of the European Parliament and of the Council of 5 February 2013 on the approval and market surveillance of agricultural and forestry vehicles (OJ L 60, 2.3.2013, p. 1).</p> <p>2. Regulation (EU) No 168/2013 of the European Parliament and of the Council of 15 January 2013 on the approval and market surveillance of two- or three-wheel vehicles and quadricycles (OJ L 60, 2.3.2013, p. 52).</p> | <p><u>risks, until such time as those means of transport become the subject of specific Union legislation.</u> Since agricultural and forestry vehicles and two- or three-wheel vehicles and quadricycles, as well as systems, components, separate technical units, parts and equipment designed and constructed for such vehicles, fall within the scope of Regulation (EU) No 167/2013 of the European Parliament and of the Council<sup>1</sup> and Regulation (EU) No 168/2013 of the European Parliament and of the Council<sup>2</sup> respectively, they should be excluded from the scope of this Regulation.</p> <p>_____ 1. Regulation (EU) No 167/2013 of the European</p> | <p><u>the circulation of such means of transport on road.</u> - Since agricultural and forestry <del>vehicles</del> <u>tractors</u> and two- or three-wheel vehicles and quadricycles, <u>and motor vehicles and their trailers,</u> as well as systems, components, separate technical units, parts and equipment designed <del>and</del> constructed <u>or intended</u> for such vehicles, fall within the scope of Regulation (EU) No 167/2013 of the European Parliament and of the Council<sup>1</sup> <u>11.</u> <u>Regulation (EU) No 168/2013 of the European Parliament and of the Council<sup>2</sup> or</u> <del>and</del> Regulation (EU) <del>No 168/2013</del> <u>No 2018/858</u> of the European Parliament and of the Council<sup>2</sup> <u>13</u> respectively, they should be excluded from the scope</p> | <p><del>equipment designed and constructed for such vehicles, fall within the scope of</del> <u>with the exception of the risks that may arise from the circulation. This means that vehicles, including e-bikes, e-scooters and other personal mobility devices that are not subject to EU type approval under</u> Regulation (EU) No 167/2013 <del>of the European Parliament and of the Council<sup>1</sup> and/or</del> Regulation (EU) <del>No 168/2013 of the European Parliament and of the Council<sup>2</sup> respectively, they should be excluded from the scope of</del> <u>168/2013 are covered by</u> this Regulation.</p> <p>_____ 1. <del>Regulation (EU) No 167/2013 of the European</del></p> |

|            | Commission Proposal | EP Mandate                                                                                                                                                                                                                                                                                                                                                                            | Council Mandate                                                                                                                                                                                                                                                                                                                                                                                                                                                 | Draft Agreement                                                                                                                                                                                                                                                                                                                                                                                  |
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|            |                     | <p>Parliament and of the Council of 5 February 2013 on the approval and market surveillance of agricultural and forestry vehicles (OJ L 60, 2.3.2013, p. 1). 2. Regulation (EU) No 168/2013 of the European Parliament and of the Council of 15 January 2013 on the approval and market surveillance of two- or three-wheel vehicles and quadricycles (OJ L 60, 2.3.2013, p. 52).</p> | <p>of this Regulation.</p> <p>1. Regulation (EU) No 167/2013 of the European Parliament and of the Council of 5 February 2013 on the approval and market surveillance of agricultural and forestry vehicles (OJ L 60, 2.3.2013, p. 1). 2. Regulation (EU) No 168/2013 of the European Parliament and of the Council of 15 January 2013 on the approval and market surveillance of two- or three-wheel vehicles and quadricycles (OJ L 60, 2.3.2013, p. 52).</p> | <p><del>Parliament and of the Council of 5 February 2013 on the approval and market surveillance of agricultural and forestry vehicles (OJ L 60, 2.3.2013, p. 1). 2. Regulation (EU) No 168/2013 of the European Parliament and of the Council of 15 January 2013 on the approval and market surveillance of two- or three-wheel vehicles and quadricycles (OJ L 60, 2.3.2013, p. 52).</del></p> |
| Recital 16 |                     |                                                                                                                                                                                                                                                                                                                                                                                       |                                                                                                                                                                                                                                                                                                                                                                                                                                                                 |                                                                                                                                                                                                                                                                                                                                                                                                  |



|    | Commission Proposal                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                               | EP Mandate                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                  | Council Mandate                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                   | Draft Agreement                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                               |
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| 25 | <p>(16) Household appliances intended for domestic use which are not electrically operated furniture, audio and video equipment, information technology equipment, office machinery, low-voltage switchgear and control gear and electronic motors fall within the scope of Directive 2014/35/EU of the European Parliament and of the Council<sup>1</sup> and should therefore be excluded from the scope of this Regulation. Some of those products are progressively incorporating Wi-Fi functions, e.g. washing machines, and are therefore covered by Directive 2014/53/EU of the European Parliament and of the Council<sup>2</sup> as radio equipment. Those products should also be excluded from the</p> | <p>(16) Household appliances intended for domestic use which are not electrically operated furniture, audio and video equipment, information technology equipment, office machinery, low-voltage switchgear and control gear and <del>electronic</del><u>electric</u> motors fall within the scope of Directive 2014/35/EU of the European Parliament and of the Council<sup>1</sup> and should therefore be excluded from the scope of this Regulation. Some of those products are progressively incorporating Wi-Fi functions, e.g. washing machines, and are therefore covered by Directive 2014/53/EU of the European Parliament and of the Council<sup>2</sup> as radio equipment. Those products should also be excluded from the</p> | <p>(16) Household appliances intended for domestic use which are not electrically operated furniture, audio and video equipment, information technology equipment, office machinery, low-voltage switchgear and control gear and electronic motors fall within the scope of Directive 2014/35/EU of the European Parliament and of the Council<sup>1</sup> and should therefore be excluded from the scope of this Regulation. Some of those products are progressively incorporating Wi-Fi functions, e.g. washing machines, and are therefore covered by Directive 2014/53/EU of the European Parliament and of the Council<sup>2</sup> as radio equipment. Those products should also be excluded from the</p> | <p>(16) Household appliances intended for domestic use which are not electrically operated furniture, audio and video equipment, information technology equipment, office machinery, low-voltage switchgear and control gear and <del>electronic</del><u>electrical</u> motors fall within the scope of Directive 2014/35/EU of the European Parliament and of the Council<sup>1</sup> and should therefore be excluded from the scope of this Regulation. Some of those products are progressively incorporating Wi-Fi functions, e.g. washing machines, and are therefore covered by Directive 2014/53/EU of the European Parliament and of the Council<sup>2</sup> as radio equipment. Those products should also be excluded from the</p> |

|  | Commission Proposal                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                      | EP Mandate                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                               | Council Mandate                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                          | Draft Agreement                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                          |
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|  | <p>scope of this Regulation.</p> <p>_____ 1. Directive</p> <p>2014/35/EU of the European Parliament and of the Council of 26 February 2014 on the harmonisation of the laws of the Member States relating to the making available on the market of electrical equipment designed for use within certain voltage limits (OJ L 96, 29.3.2014, p. 35). 2. Directive 2014/53/EU of the European Parliament and of the Council of 16 April 2014 on the harmonisation of the laws of the Member States relating to the making available on the market of radio equipment and repealing Directive 1999/5/EC</p> | <p>scope of this Regulation.</p> <p>_____ 1. Directive</p> <p>2014/35/EU of the European Parliament and of the Council of 26 February 2014 on the harmonisation of the laws of the Member States relating to the making available on the market of electrical equipment designed for use within certain voltage limits (OJ L 96, 29.3.2014, p. 35). 2. Directive 2014/53/EU of the European Parliament and of the Council of 16 April 2014 on the harmonisation of the laws of the Member States relating to the making available on the market of radio equipment and repealing Directive 1999/5/EC</p> | <p>scope of this Regulation.</p> <p>_____ 1. Directive</p> <p>2014/35/EU of the European Parliament and of the Council of 26 February 2014 on the harmonisation of the laws of the Member States relating to the making available on the market of electrical equipment designed for use within certain voltage limits (OJ L 96, 29.3.2014, p. 35). 2. Directive 2014/53/EU of the European Parliament and of the Council of 16 April 2014 on the harmonisation of the laws of the Member States relating to the making available on the market of radio equipment and repealing Directive 1999/5/EC</p> | <p>scope of this Regulation.</p> <p>_____ 1. Directive</p> <p>2014/35/EU of the European Parliament and of the Council of 26 February 2014 on the harmonisation of the laws of the Member States relating to the making available on the market of electrical equipment designed for use within certain voltage limits (OJ L 96, 29.3.2014, p. 35). 2. Directive 2014/53/EU of the European Parliament and of the Council of 16 April 2014 on the harmonisation of the laws of the Member States relating to the making available on the market of radio equipment and repealing Directive 1999/5/EC</p> |

|            | Commission Proposal                                                                                                                                                                                                                                                                                                                               | EP Mandate                                                                                                                                                                                                                                                                                                                                        | Council Mandate                                                                                                                                                                                                                                                                                                                                                                           | Draft Agreement                                                                                                                                                                                                                                                                                                                                                   |
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|            | (OJ L 153, 22.5.2014, p. 62).                                                                                                                                                                                                                                                                                                                     | (OJ L 153, 22.5.2014, p. 62).                                                                                                                                                                                                                                                                                                                     | (OJ L 153, 22.5.2014, p. 62).                                                                                                                                                                                                                                                                                                                                                             | (OJ L 153, 22.5.2014, p. 62).<br><br>Text Origin: EP<br>Mandate                                                                                                                                                                                                                                                                                                   |
| Recital 17 |                                                                                                                                                                                                                                                                                                                                                   |                                                                                                                                                                                                                                                                                                                                                   |                                                                                                                                                                                                                                                                                                                                                                                           |                                                                                                                                                                                                                                                                                                                                                                   |
| 26         | (17) The evolution of the machinery sector has resulted in the growing use of digital means and software plays a more and more important role in the machinery design. Consequently, the definition of machinery should be adapted. In this respect, machinery missing only the upload of a software intended for the specific application of the | (17) The evolution of the machinery sector has resulted in the growing use of digital means and software plays a more and more important role in the machinery design. Consequently, the definition of machinery should be adapted. In this respect, machinery missing only the upload of a software intended for the specific application of the | (17) The evolution of the machinery <del>sector</del> <u>field</u> has resulted in the growing use of digital means and software plays a more and more important role in the machinery design. Consequently, the definition of machinery should be adapted. In this respect, machinery missing only the upload of a software intended for the specific application <u>foreseen by the</u> | (17) The evolution of the machinery sector has resulted in the growing use of digital means and software plays a more and more important role in the machinery design. Consequently, the definition of machinery should be adapted. In this respect, machinery missing only the upload of a software intended for the specific application <u>foreseen by the</u> |

|  | Commission Proposal                                                                                                                                                                                                                                                                                                                                                                                                                                                 | EP Mandate                                                                                                                                                                                                                                                                                                                                                                                                                                                          | Council Mandate                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                     | Draft Agreement                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                     |
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|  | <p>machinery should fall under the definition of machinery and not under the definition of partly completed machinery.</p> <p>Furthermore, the definition of safety components should cover not only physical devices but also digital devices. In order to take into account the increasing use of software as a safety component, software that performs a safety function and is placed independently on the market should be considered a safety component.</p> | <p>machinery should fall under the definition of machinery and not under the definition of partly completed machinery.</p> <p>Furthermore, the definition of safety components should cover not only physical devices but also digital devices. In order to take into account the increasing use of software as a safety component, software that performs a safety function and is placed independently on the market should be considered a safety component.</p> | <p><u>manufacturer and which is the subject of the conformity assessment procedure</u> of the machinery should fall under the definition of machinery and not under the <del>definition of</del> <u>definitions of related products or</u> partly completed machinery.</p> <p>Furthermore, the definition of safety components should cover not only physical devices but also digital devices. In order to take into account the increasing use of software as a safety component, software that performs a safety function and is placed independently on the market should be considered a safety component.</p> | <p><u>manufacturer and which is the subject of the conformity assessment procedure</u> of the machinery should fall under the definition of machinery and not under the <del>definition of</del> <u>definitions of related products or</u> partly completed machinery.</p> <p>Furthermore, the definition of safety components should cover not only physical devices but also digital devices. In order to take into account the increasing use of software as a safety component, software that performs a safety function and is placed independently on the market should be considered a safety component.</p> |

|   | Commission Proposal | EP Mandate                                                        | Council Mandate                                                                                                                        | Draft Agreement                                                          |
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|   |                     |                                                                   | PUBLIC                                                                                                                                 | terminology<br><br>Text Origin: Council<br>Mandate                       |
|   | Recital 17a         |                                                                   |                                                                                                                                        |                                                                          |
| R | 26a                 |                                                                   | <u>(17a) Considering their critical protective function, certain components listed in Annex II should also be included in Annex I.</u> | R                                                                        |
|   | Recital 18          |                                                                   |                                                                                                                                        |                                                                          |
| G | 27                  | (18) Partly completed machinery is a machinery product which must | (18) Partly completed machinery is a <u>product subject to this</u>                                                                    | (18) Partly completed machinery is a <u>product subject to this</u><br>G |

|  | Commission Proposal                                                                                                                                                                                                                                                                                                                                                                                                                                                                | EP Mandate                                                                                                                                                                                                                                                                                                                                                                                                                                                                         | Council Mandate                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                    | Draft Agreement                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                       |
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|  | undergo further construction in order to be able to perform its specific application, i.e. the well-defined operations for which the machinery product is designed. It is not necessary that all requirements of this Regulation apply to partly completed machinery but in order to ensure the safety of the machinery product as a whole, it is nevertheless important that the free movement of such partly completed machinery be guaranteed by means of a specific procedure. | undergo further construction in order to be able to perform its specific application, i.e. the well-defined operations for which the machinery product is designed. It is not necessary that all requirements of this Regulation apply to partly completed machinery but in order to ensure the safety of the machinery product as a whole, it is nevertheless important that the free movement of such partly completed machinery be guaranteed by means of a specific procedure. | <u>Regulation</u> <del>machinery product</del> which must undergo further construction in order to be able to perform its specific application, i.e. the well-defined operations for which the <del>machinery</del> product is designed. It is not necessary that all requirements of this Regulation apply to partly completed machinery but in order to ensure the safety of the <del>machinery</del> product as a whole, it is nevertheless important that the free movement of such partly completed machinery be guaranteed by means of a specific procedure. | <u>Regulation</u> <del>machinery product</del> which must undergo further construction in order to be able to perform its specific application, i.e. the well-defined operations for which the <del>machinery</del> product is designed. It is not necessary that all requirements of this Regulation apply to partly completed machinery but in order to ensure the safety of the <del>machinery</del> product as a whole, it is nevertheless important that the free movement of such partly completed machinery be guaranteed by means of a specific procedure.<br><br>terminology |

|            | Commission Proposal                                                                                                                                                                                                                                                                                                                                                                                                                           | EP Mandate                                                                                                                                                                                                                                                                                                                                                                                                                                    | Council Mandate                                                                                                                                                                                                                                                                                                                                                                                                                                                          | Draft Agreement                 |
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| Recital 19 |                                                                                                                                                                                                                                                                                                                                                                                                                                               |                                                                                                                                                                                                                                                                                                                                                                                                                                               |                                                                                                                                                                                                                                                                                                                                                                                                                                                                          |                                 |
| 28         | (19) Where machinery products pose risks that are addressed by the essential health and safety requirements set out in this Regulation but are also wholly or partly covered by other more specific Union legislation, this Regulation should not apply to the extent that those risks are covered by that other Union legislation. In other cases, machinery products may pose risks that are not covered by the essential health and safety | (19) Where machinery products pose risks that are addressed by the essential health and safety requirements set out in this Regulation but are also wholly or partly covered by other more specific Union legislation, this Regulation should not apply to the extent that those risks are covered by that other Union legislation. In other cases, machinery products may pose risks that are not covered by the essential health and safety | (19) Where <u>products subject to this Regulation present</u> <del>machinery products pose</del> risks that are addressed by the essential health and safety requirements set out in this Regulation but are also wholly or partly covered by other more specific Union legislation, this Regulation should not apply to the extent that those risks are covered by that other Union legislation. In other cases, <u>products subject to this Regulation may present</u> |                                 |

|  | Commission Proposal                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                             | EP Mandate                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                         | Council Mandate                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                              | Draft Agreement |
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|  | <p>requirements set out in this Regulation. For example, machinery products incorporating a Wi-Fi function or an artificial intelligence system may pose risks not addressed by the essential health and safety requirements set out in this Regulation, as this Regulation does not deal with risks specific to such systems. For artificial intelligence systems, the specific Union legislation on artificial intelligence should apply, since it contains specific safety requirements for high-risk artificial intelligence systems. In order to avoid incoherence with regard to the type of conformity assessment and to avoid introducing requirements to perform two conformity assessments, those</p> | <p>requirements set out in this Regulation. For example, machinery products incorporating a Wi-Fi function <del>or an artificial intelligence system</del> may pose risks not addressed by the essential health and safety requirements set out in this Regulation, as this Regulation does not deal with risks specific to such systems. <del>For artificial intelligence systems, the specific Union legislation on artificial intelligence should apply, since it contains specific safety requirements for high-risk artificial intelligence systems. In order to avoid incoherence with regard to the type of conformity assessment and to avoid introducing requirements to perform two conformity</del></p> | <p><del>machinery products may pose</del> risks that are not covered by the essential health and safety requirements set out in this Regulation. For example, <del>machinery</del> products incorporating a Wi-Fi function <del>or an artificial intelligence system may pose</del> <u>may present</u> risks not addressed by the essential health and safety requirements set out in this Regulation, as this Regulation does not deal with risks specific to such systems. <del>For artificial intelligence systems, the specific Union legislation on artificial intelligence should apply, since it contains specific safety requirements for high-risk artificial intelligence systems. In order to avoid incoherence with regard to the type</del></p> |                 |



|            | Commission Proposal                                                                                                                                                                                                                                                                                                                                                                                                                                 | EP Mandate                                                                                                                                                                                                                                                                                                                                                                                                                                                                        | Council Mandate                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                            | Draft Agreement |
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|            | <p>specific safety requirements should however be checked as part of the conformity assessment procedure set out in this Regulation. The essential health and safety requirements set out in this Regulation should in any case be applied in order to ensure, where applicable, the safe integration of the artificial intelligence system into the overall machinery, so as not to compromise the safety of the machinery product as a whole.</p> | <p><del>assessments, those specific safety requirements should however be checked as part of the conformity assessment procedure set out in this Regulation. The essential health and safety requirements set out in this Regulation should in any case be applied in order to ensure, where applicable, the safe integration of the artificial intelligence system into the overall machinery, so as not to compromise the safety of the machinery product as a whole.</del></p> | <p><del>of conformity assessment and to avoid introducing requirements to perform two conformity assessments, those specific safety requirements should however be checked as part of the conformity assessment procedure set out in this Regulation. The essential health and safety requirements set out in this Regulation should in any case be applied in order to ensure, where applicable, the safe integration of the artificial intelligence system into the overall machinery, so as not to compromise the safety of the machinery product as a whole.</del></p> |                 |
| Recital 20 |                                                                                                                                                                                                                                                                                                                                                                                                                                                     |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                   |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                            |                 |

|            | Commission Proposal                                                                                                                                                                                                                                                                                                                                                      | EP Mandate                                                                                                                                                                                                                                                                                                                                                               | Council Mandate                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                | Draft Agreement             |
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| 29         | (20) For trade fairs, exhibitions and similar events, it should be possible to exhibit machinery products which do not meet the requirements of this Regulation, since this would not pose any safety risk. However, for the sake of transparency, interested parties should be properly informed that the machinery products are not compliant and cannot be purchased. | (20) For trade fairs, exhibitions and similar events, it should be possible to exhibit machinery products which do not meet the requirements of this Regulation, since this would not pose any safety risk. However, for the sake of transparency, interested parties should be properly informed that the machinery products are not compliant and cannot be purchased. | (20) For trade fairs, exhibitions and similar events, it should be possible to exhibit <u>products subject to this Regulation</u> <del>machinery products</del> which do not meet the requirements of this Regulation, since this would not <del>pose</del> <u>present</u> any safety risk. However, for the sake of transparency, interested parties should be properly informed that the <u>products subject to this Regulation</u> <del>machinery products</del> are not compliant and cannot be purchased. | pose/present linked to 142b |
| Recital 21 |                                                                                                                                                                                                                                                                                                                                                                          |                                                                                                                                                                                                                                                                                                                                                                          |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                |                             |
| 30         | (21) The evolution of the state of the art in the machinery sector has an impact on the classification of                                                                                                                                                                                                                                                                | (21) The evolution of the state of the art in the machinery sector has an impact on the classification of                                                                                                                                                                                                                                                                | (21) The evolution of the state of the art in the machinery <del>sector</del> <u>field</u> has an impact on the classification                                                                                                                                                                                                                                                                                                                                                                                 |                             |

|            | Commission Proposal                                                                                                                                                                                                                                            | EP Mandate                                                                                                                                                                                                                                                                                                                                                                                                                                                                                 | Council Mandate                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                   | Draft Agreement                                                |
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|            | high-risk machinery products. In view of properly reflecting all high-risk machinery products, criteria should be established for the assessment by the Commission of which machinery products should be included in the list of high risk machinery products. | <del>high risk</del> machinery products. <del>In view of</del> <u>With a view to</u> properly reflecting all <del>high risk</del> machinery products <u>and the hazards thereof</u> , criteria should be established for the assessment by the Commission of which machinery products should be <del>included in</del> <u>added to</u> the list of <del>high risk machinery products</del> <u>machinery products that should be subject to a specific conformity assessment procedure.</u> | of <del>high risk machinery</del> <u>machinery or related</u> products <u>listed in Annex I</u> . <del>In order to</del> <del>In view of</del> properly <del>reflecting all high risk machinery</del> <u>reflect all machinery or related</u> products <u>presenting a high risk factor</u> , criteria should be established for the assessment <u>at the Union level</u> by the Commission of which <del>machinery</del> products should be included in the list of <u>machinery or related products subject to a stricter certification procedure</u> <del>high risk machinery products</del> . |                                                                |
| Recital 22 |                                                                                                                                                                                                                                                                |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                            |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                   |                                                                |
| 31         | (22) Other risks related to new digital technologies are those                                                                                                                                                                                                 | (22) Other risks related to new digital technologies are those                                                                                                                                                                                                                                                                                                                                                                                                                             | (22) Other risks related to new digital technologies are those                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                    | (22) Other risks related to new digital technologies are those |

|  | Commission Proposal                                                                                                                                                                                                                                                                                                                                                                                      | EP Mandate                                                                                                                                                                                                                                                                                                                                                                                               | Council Mandate                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                           | Draft Agreement                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                          |
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|  | <p>provoked by malicious third parties that have an impact on the safety of machinery products. In this respect, manufacturers should be required to adopt proportionate measures which are limited to the protection of the safety of the machinery product. This does not preclude the application to machinery products of other Union legislation specifically addressing cybersecurity aspects.</p> | <p>provoked by malicious third parties that have an impact on the safety of machinery products. In this respect, manufacturers should be required to adopt proportionate measures which are limited to the protection of the safety of the machinery product. This does not preclude the application to machinery products of other Union legislation specifically addressing cybersecurity aspects.</p> | <p>provoked by malicious third parties that have an impact on the safety of <u>products subject to this Regulation</u> <del>machinery products</del>. In this respect, manufacturers should be required to adopt proportionate measures which are limited to the protection of the safety of the <u>product subject to this Regulation</u> <del>machinery product</del>. This does not preclude the application to <u>products subject to this Regulation</u> <del>machinery products</del> of other Union legislation specifically addressing cybersecurity aspects.</p> | <p>provoked by malicious third parties that have an impact on the safety of <u>products subject to this Regulation</u> <del>machinery products</del>. In this respect, manufacturers should be required to adopt proportionate measures which are limited to the protection of the safety of the <u>product subject to this Regulation</u> <del>machinery product</del>. This does not preclude the application to <u>products subject to this Regulation</u> <del>machinery products</del> of other Union legislation specifically addressing cybersecurity aspects.</p> <p>terminology</p> <p>Text Origin: Council</p> |

|            | Commission Proposal                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                      | EP Mandate                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                               | Council Mandate                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                           | Draft Agreement |
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| Recital 23 |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                          |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                          |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                           |                 |
| 32         | (23) In order to ensure that machinery products, when placed on the market or put into service, do not entail health and safety risks for persons or domestic animals and do not cause harm to property and, where applicable, the environment, essential health and safety requirements should be set out which have to be met in order for the machinery products to be allowed on the market. Machinery products should comply with the essential health and safety requirements when placed on the market or put into service. Where | (23) In order to ensure that machinery products, when placed on the market or put into service, do not entail health and safety risks for persons or domestic animals and do not cause harm to property and, where applicable, the environment, essential health and safety requirements should be set out which have to be met in order for the machinery products to be allowed on the market. Machinery products should comply with the essential health and safety requirements when placed on the market or put into service. Where | (23) In order to ensure that machinery <u>or related</u> products, when placed on the market or put into service, do not entail health and safety risks for persons or domestic animals and do not cause harm to property and, where applicable, the environment, essential health and safety requirements should be set out which have to be met in order for the machinery <u>or related</u> products to be allowed on the market. Machinery <u>or related</u> products should comply with the essential health and safety requirements |                 |

|  | Commission Proposal                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                       | EP Mandate                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                 | Council Mandate                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                       | Draft Agreement |
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|  | <p>such machinery products are subsequently modified, by physical or digital means, in a way that is not foreseen by the manufacturer and that may imply that it no longer meets the relevant essential health and safety requirements, the modification should be considered as substantial. For example, users may upload software in a machinery product that is not foreseen by the manufacturer and that may generate new risks. In order to ensure the compliance of such a machinery product with the relevant essential health and safety requirements, the person that carries out the substantial modification should be required to perform a new conformity assessment before placing the</p> | <p>such machinery products are subsequently modified, by physical or digital means, in a way that is not foreseen by the manufacturer and that may imply that it no longer meets the relevant essential health and safety requirements, the modification should be considered as substantial. <u>However, repair and maintenance operations which do not affect the machinery product's compliance with the relevant essential health and safety requirements should not be considered to be substantial modifications.</u> For example, users may upload software in a machinery product that is not foreseen by the manufacturer and that may generate new risks. <u>A change to the hardware or</u></p> | <p>when placed on the market or put into service. Where such <del>machinery</del> products are subsequently modified, by physical or digital means, in a way that is not foreseen <u>nor planned</u> by the manufacturer <u>and which affects the safety of such products by creating a new hazard or increasing an existing risk</u> <del>and that may imply that it no longer meets the relevant essential health and safety requirements</del>, the modification should be considered as substantial. <del>For example, users may upload software in a machinery product that is not foreseen by the manufacturer and that may generate new risks</del> <u>when new significant protective measures are required.</u> In order</p> |                 |

|  | Commission Proposal                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                         | EP Mandate                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                 | Council Mandate                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                           | Draft Agreement |
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|  | <p>modified machinery product on the market or putting it into service. That requirement should only apply with respect to the modified part of the machinery product, provided that the modification does not affect the machinery product as a whole. In order to avoid an unnecessary and disproportionate burden, the person carrying out the substantial modification should not be required to repeat tests and produce new documentation in relation to aspects of the machinery product that are not impacted by the modification. It should be up to the person who carries out the substantial modification to demonstrate that the modification does not have an impact on the machinery product as a whole.</p> | <p><u>software in a machinery product might change its intended functions, type or performance, which might change the nature of the hazard or increase the level of risk.</u> In order to ensure the compliance of such a machinery product with the relevant essential health and safety requirements, the person that carries out the substantial modification should be required to perform a new conformity assessment before placing the modified machinery product on the market or putting it into service. That requirement should only apply with respect to the modified part of the machinery product, provided that the modification does not affect the machinery product as a whole. In</p> | <p>to ensure the compliance of such a <del>machinery</del> product with the relevant essential health and safety requirements, the person that carries out the substantial modification should be required to perform a new conformity assessment before placing the modified <del>machinery</del> product on the market or putting it into service. <del>That requirement should only apply with respect to the modified part of the machinery product, provided that the modification does not affect the machinery product as a whole.</del> In order to avoid an unnecessary and disproportionate burden, the person carrying out the substantial modification should not be required to repeat tests and produce</p> |                 |

|            | Commission Proposal                                                                              | EP Mandate                                                                                                                                                                                                                                                                                                                                                                                                                                                   | Council Mandate                                                                                                                                                                                                                                                                                                        | Draft Agreement |
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|            |                                                                                                  | order to avoid an unnecessary and disproportionate burden, the person carrying out the substantial modification should not be required to repeat tests and produce new documentation in relation to aspects of the machinery product that are not impacted by the modification. It should be up to the person who carries out the substantial modification to demonstrate that the modification does not have an impact on the machinery product as a whole. | new documentation in relation to aspects of the machinery <u>or related</u> product that are not impacted by the modification. <del>It should be up to the person who carries out the substantial modification to demonstrate that the modification does not have an impact on the machinery product as a whole.</del> |                 |
| Recital 24 |                                                                                                  |                                                                                                                                                                                                                                                                                                                                                                                                                                                              |                                                                                                                                                                                                                                                                                                                        |                 |
| 33         | (24) In the machinery sector, around 98 % of the companies are small or medium sized enterprises | (24) In the machinery sector, around 98 % of the companies are small or medium sized enterprises                                                                                                                                                                                                                                                                                                                                                             | (24) In the machinery sector, around 98 % of the companies are small or medium sized enterprises                                                                                                                                                                                                                       |                 |



|            | Commission Proposal                                                                                                                                                                                                                                                                | EP Mandate                                                                                                                                                                                                                                                                                                | Council Mandate                                                                                                                                                                                                                                                                                        | Draft Agreement |
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|            | (SMEs). In order to reduce the regulatory burden on SMEs, notified bodies should adapt the fees for conformity assessments and reduce them proportionately to the specific interests and needs of SMEs.                                                                            | (SMEs). In order to <del>reduce the regulatory burden</del> <u>avoid unnecessary burdens</u> on SMEs, notified bodies should <del>adapt the fees for conformity assessments and reduce them proportionately to the specific interests and needs of SMEs</del> <u>simplify and facilitate procedures</u> . | (SMEs). In order to reduce the regulatory burden on SMEs, <u>it is important that</u> notified bodies <del>should adapt</del> <u>consider adapting</u> the fees for conformity assessments and <del>reduce</del> <u>reducing</u> them proportionately to the specific interests and needs of SMEs.     |                 |
| Recital 25 |                                                                                                                                                                                                                                                                                    |                                                                                                                                                                                                                                                                                                           |                                                                                                                                                                                                                                                                                                        |                 |
| 34         | (25) Economic operators should be responsible for the compliance of machinery products with the requirements of this Regulation, in relation to their respective roles in the supply chain, so as to ensure a high level of protection of public interests, such as the health and | (25) Economic operators should be responsible for the compliance of machinery products with the requirements of this Regulation, in relation to their respective roles in the supply chain, so as to ensure a high level of protection of public interests, such as the health and                        | (25) Economic operators should be responsible for the compliance of <u>products subject to this Regulation</u> <del>machinery products</del> with the requirements of this Regulation, in relation to their respective roles in the supply chain, so as to ensure a high level of protection of public |                 |

|            | Commission Proposal                                                                                                                                                                                                                                                                                                               | EP Mandate                                                                                                                                                                                                                                                                                                                        | Council Mandate                                                                                                                                                                                                                                                                                                                                       | Draft Agreement |
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|            | safety of persons, where appropriate, domestic animals and property and, where applicable, the environment, as well as the fair competition on the Union market.                                                                                                                                                                  | safety of persons, <u>in particular consumers and professional operators</u> , where appropriate, domestic animals and property and, where applicable, the environment, as well as the fair competition on the Union market.                                                                                                      | interests, such as <u>protection of</u> the health and safety of persons, where appropriate, domestic animals <del>and</del> , property and, where applicable, the environment, as well as the fair competition on the Union market.                                                                                                                  |                 |
| Recital 26 |                                                                                                                                                                                                                                                                                                                                   |                                                                                                                                                                                                                                                                                                                                   |                                                                                                                                                                                                                                                                                                                                                       |                 |
| 35         | (26) All economic operators intervening in the supply and distribution chain should take appropriate measures to ensure that they make available on the market only machinery products, which are in conformity with this Regulation. This Regulation should provide a clear and proportionate distribution of obligations, which | (26) All economic operators intervening in the supply and distribution chain should take appropriate measures to ensure that they make available on the market only machinery products, which are in conformity with this Regulation. This Regulation should provide a clear and proportionate distribution of obligations, which | (26) All economic operators intervening in the supply and distribution chain should take appropriate measures to ensure that they make available on the market only <u>products subject to this Regulation</u> <del>machinery products</del> , which are in conformity with this Regulation. This Regulation should provide a clear and proportionate |                 |

|             | Commission Proposal                                                                                                                                                                                                                | EP Mandate                                                                                                                                                                                                                         | Council Mandate                                                                                                                                                                                                                                                      | Draft Agreement |
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|             | correspond to the role of each economic operator in the supply and distribution chain.                                                                                                                                             | correspond to the role of each economic operator in the supply and distribution chain.                                                                                                                                             | distribution of obligations, which correspond to the role of each economic operator in the supply and distribution chain.                                                                                                                                            |                 |
| Recital 27  |                                                                                                                                                                                                                                    |                                                                                                                                                                                                                                    |                                                                                                                                                                                                                                                                      |                 |
| 36          | (27) In order to facilitate communication between economic operators, market surveillance authorities and users, Member States should encourage economic operators to include a website address in addition to the postal address. | (27) In order to facilitate communication between economic operators, market surveillance authorities and users, Member States should encourage economic operators to include a website address in addition to the postal address. | (27) In order to facilitate communication between economic operators, market surveillance authorities and users, Member States should encourage economic operators to include a <del>website address</del> <u>digital contact</u> in addition to the postal address. |                 |
| Recital 27a |                                                                                                                                                                                                                                    |                                                                                                                                                                                                                                    |                                                                                                                                                                                                                                                                      |                 |

|            | Commission Proposal                                                                            | EP Mandate                                                                                     | Council Mandate                                                                                                                                                                                                                                                                                                                                                                                                                                                           | Draft Agreement                                                                                |
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| 36a        |                                                                                                |                                                                                                | <p><u>(27a) A person who manufactures machinery or related products for his or her own use is considered as a manufacturer and must fulfil all the related obligations. In that case, the machinery or related product is not placed on the market, since it is not made available by the manufacturer to another person but used by the manufacturer himself or herself. However, such machinery must comply with this Regulation before it is put into service.</u></p> |                                                                                                |
| Recital 28 |                                                                                                |                                                                                                |                                                                                                                                                                                                                                                                                                                                                                                                                                                                           |                                                                                                |
| 37         | (28) The manufacturer, having detailed knowledge of the design and production process, is best | (28) The manufacturer, having detailed knowledge of the design and production process, is best | (28) The manufacturer, having detailed knowledge of the design and production process, is best                                                                                                                                                                                                                                                                                                                                                                            | (28) The manufacturer, having detailed knowledge of the design and production process, is best |

|            | Commission Proposal                                                                                                                                                                                                                   | EP Mandate                                                                                                                                                                                                                                       | Council Mandate                                                                                                                                                                                                                                             | Draft Agreement                                                                                                                                                                              |
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|            | placed to carry out the conformity assessment procedure. Conformity assessment should therefore remain solely the obligation of the manufacturer.                                                                                     | placed to carry out the conformity assessment procedure. Conformity assessment should therefore remain solely the obligation of the manufacturer.                                                                                                | placed to carry out the conformity assessment procedure. Conformity assessment should therefore remain solely the obligation of the manufacturer.                                                                                                           | placed to carry out the conformity assessment procedure. Conformity assessment should therefore remain solely the obligation of the manufacturer.<br><br>Text Origin:<br>Commission Proposal |
| Recital 29 |                                                                                                                                                                                                                                       |                                                                                                                                                                                                                                                  |                                                                                                                                                                                                                                                             |                                                                                                                                                                                              |
| 38         | (29) The manufacturer or the manufacturer's authorised representative should also ensure that a risk assessment is carried out for the machinery product, which the manufacturer wishes to place on the market. For this purpose, the | (29) The manufacturer <del>or the manufacturer's authorised representative</del> should also ensure that a risk assessment is carried out for the machinery product, which the manufacturer wishes to place on the market. For this purpose, the | (29) The manufacturer <del>or the manufacturer's authorised representative</del> should also ensure that a risk assessment is carried out for the <u>product subject to this Regulation</u> <del>machinery product</del> , which the manufacturer wishes to |                                                                                                                                                                                              |

|  | Commission Proposal                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                  | EP Mandate                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                   | Council Mandate                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                      | Draft Agreement |
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|  | <p>manufacturer should determine which of the essential health and safety requirements that are applicable to the machinery product and in respect of which measures must be taken to address the risks that the machinery product may present. Where the machinery product integrates an artificial intelligence system, the risks identified during the risk assessment should include those risks that may appear during the machinery product's lifecycle due to an intended evolution of its behaviour to operate with varying levels of autonomy. In this respect, where the machinery product integrates an artificial intelligence system, the risk assessment for the machinery product should consider</p> | <p>manufacturer should determine which of the essential health and safety requirements that are applicable to the machinery product and in respect of which measures must be taken to address the risks that the machinery product may present. <del>Where</del><u>The risk assessment should also address future updates or developments of software installed in</u> the machinery product <del>integrates an artificial intelligence system, which were foreseen when</del> <u>the machinery product was placed on the market or put into service.</u></p> <p>The risks identified during the risk assessment should include those risks that may appear during the machinery product's lifecycle due to an intended evolution of its</p> | <p>place on the market. <del>For this purpose</del> <u>or put into service. In this context</u>, the manufacturer should determine which of the essential health and safety requirements that are applicable to the <u>product subject to this Regulation</u> <del>machinery product</del> and in respect of which measures must be taken to address the risks that the <del>machinery</del> product may present. <del>Where the machinery product integrates an artificial intelligence system, the risks identified during</del></p> <p>The risk assessment should <del>include those risks that may appear during the machinery product's lifecycle due to an intended evolution of its behaviour to operate with varying levels of autonomy. In this respect, where</del> <u>also address future updates</u></p> |                 |

|  | Commission Proposal                                                                                                                                                                                                                                                                                             | EP Mandate                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                           | Council Mandate                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                               | Draft Agreement |
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|  | <p>the risk assessment for that artificial intelligence system that has been carried out pursuant to Regulation (EU) .../... of the European Parliament and of the Council<sup>1</sup>.</p> <p>_____ 1. <sup>+</sup> OJ: Please insert in the text the number of the Regulation contained in document ... .</p> | <p>behaviour to operate with varying levels of autonomy. <del>In this respect, where the machinery product integrates an artificial intelligence system, the risk assessment for the machinery product should consider the risk assessment for that artificial intelligence system that has been carried out pursuant to Regulation (EU) .../... of the European Parliament and of the Council<sup>1</sup>.</del></p> <p>_____ 1. <sup>+</sup> <del>OJ: Please insert in the text the number of the Regulation contained in document ... .</del></p> | <p><u>or developments of a software installed in the machinery or related product, which are foreseen when</u> the machinery product integrates an artificial intelligence system, the risk assessment for the machinery product should consider <u>or related product is placed on the market or put into service. The risks identified during</u> the risk assessment <del>for that artificial intelligence system that has been carried out pursuant to Regulation (EU) .../... of the European Parliament and of the Council<sup>1</sup></del> <u>should include those risks that may appear during the product's lifecycle due to an intended evolution of its behaviour to operate with varying</u></p> |                 |

|            | Commission Proposal                                                                                                                                                                                                                                                                                                                                 | EP Mandate                                                                                                                                                                                                                                                                                                                                          | Council Mandate                                                                                                                                                                                                                                                                                                                                                                                                                    | Draft Agreement |
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|            |                                                                                                                                                                                                                                                                                                                                                     |                                                                                                                                                                                                                                                                                                                                                     | <u>levels of autonomy.</u><br><br>1. <del>+ OJ: Please insert</del><br><del>in the text the number of the</del><br><del>Regulation contained in</del><br><del>document ...</del>                                                                                                                                                                                                                                                   |                 |
| Recital 30 |                                                                                                                                                                                                                                                                                                                                                     |                                                                                                                                                                                                                                                                                                                                                     |                                                                                                                                                                                                                                                                                                                                                                                                                                    |                 |
| 39         | (30) The safety of the integral machinery product relies on the dependencies and interactions between its components and partly completed machinery and individual machinery that participate in a coordinated assembly of a machinery system. Therefore, manufacturers should be required to assess all those interactions in the risk assessment. | (30) The safety of the integral machinery product relies on the dependencies and interactions between its components and partly completed machinery and individual machinery that participate in a coordinated assembly of a machinery system. Therefore, manufacturers should be required to assess all those interactions in the risk assessment. | (30) The safety of the <del>integral</del> <u>entire</u> machinery <u>or related</u> product relies on the dependencies and interactions between its components <del>and</del> <u>including</u> partly completed machinery, <u>and, if relevant, with other</u> <del>and individual</del> machinery <u>or related product</u> that participate in a coordinated assembly of a machinery system, <u>which can also result in an</u> |                 |



|             | Commission Proposal                                                                                                                                                                             | EP Mandate                                                                                                                                                                                      | Council Mandate                                                                                                                                                                                                                                                                                                                                                    | Draft Agreement |
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|             | The risk assessment should also address future updates or developments of a software installed in the machinery product, which are foreseen when the machinery product is placed on the market. | The risk assessment should also address future updates or developments of a software installed in the machinery product, which are foreseen when the machinery product is placed on the market. | <p><u>assembly of machinery.</u></p> <p>Therefore, manufacturers should be required to assess all those interactions in the risk assessment.</p> <p><del>The risk assessment should also address future updates or developments of a software installed in the machinery product, which are foreseen when the machinery product is placed on the market.</del></p> |                 |
| Recital 30a |                                                                                                                                                                                                 |                                                                                                                                                                                                 |                                                                                                                                                                                                                                                                                                                                                                    |                 |
| 39a         |                                                                                                                                                                                                 |                                                                                                                                                                                                 | <p><u>(30a) The manufacturer should ensure that distributors can provide, upon request of the purchaser at the time of the purchase or up to 6 months, the instructions in a paper format free</u></p>                                                                                                                                                             |                 |

|            | Commission Proposal                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                   | EP Mandate                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                              | Council Mandate                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                       | Draft Agreement |
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| Recital 31 |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                       |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                         |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                       |                 |
| 40         | (31) It is essential that, before drawing up the EU declaration of conformity, the manufacturer or the manufacturer's authorised representative established in the Union prepares a technical construction file, which they should be required to make available to national authorities or notified bodies on request. Detailed plans of subassemblies used for the manufacture of the machinery product should only be required as part of the technical construction file where knowledge of such plans is essential for assessing | (31) It is essential that, before drawing up the EU declaration of conformity, the manufacturer <del>or the manufacturer's authorised representative established in the Union</del> prepares a technical <del>construction</del> <u>documentation</u> file, which they should be required to make available to national authorities or notified bodies on request. Detailed plans of subassemblies used for the manufacture of the machinery product should only be required as part of the technical <del>construction</del> <u>documentation</u> file | (31) It is essential that, before drawing up the EU declaration of conformity, <del>the manufacturer</del> or the <del>manufacturer's authorised representative established in the Union</del> <u>EU declaration of incorporation, the manufacturer</u> prepares a technical <del>construction</del> <u>file documentation</u> , which <del>the manufacturer</del> <del>they</del> should be required to make available to national authorities <u>on request or to</u> <del>or</del> notified bodies <u>on request in the frame of the relevant conformity assessment procedure.</u> Detailed plans of subassemblies |                 |

|            | Commission Proposal                                                                                                                                                                                                     | EP Mandate                                                                                                                                                                                                                             | Council Mandate                                                                                                                                                                                                                                                                                                                                        | Draft Agreement |
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|            | conformity with the essential health and safety requirements set out in this Regulation.                                                                                                                                | where knowledge of such plans is essential for assessing conformity with the essential health and safety requirements set out in this Regulation.                                                                                      | used for the manufacture of the <u>product subject to this Regulation</u><br><del>machinery product</del> should only be required as part of the technical <u>construction file documentation</u><br>where knowledge of such plans is essential for assessing conformity with the essential health and safety requirements set out in this Regulation. |                 |
| Recital 32 |                                                                                                                                                                                                                         |                                                                                                                                                                                                                                        |                                                                                                                                                                                                                                                                                                                                                        |                 |
| 41         | (32) It is necessary to ensure that machinery products from third countries entering the Union market comply with the requirements of this Regulation and do not pose a risk to the health and safety of persons, where | (32) It is necessary to ensure that machinery products from third countries entering the Union market comply with the requirements of this Regulation and do not pose a risk to the health and safety of persons, <u>in particular</u> | (32) It is necessary to ensure that <u>products subject to this Regulation</u><br><del>machinery products</del> from third countries entering the Union market comply with the requirements of this Regulation and do not <del>pose</del> <u>present</u> a risk to                                                                                     |                 |

|  | Commission Proposal                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                | EP Mandate                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                 | Council Mandate                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                              | Draft Agreement |
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|  | <p>appropriate, domestic animals and property and, where applicable, the environment, and in particular, that appropriate conformity assessment procedures have been carried out by manufacturers with regard to such machinery products.</p> <p>Provision should therefore be made for importers to ensure that machinery products that they place on the market comply with the requirements of this Regulation and do not pose a risk to the health and safety of persons, where appropriate, domestic animals and property and, where applicable, the environment. For the same reason, provision should also be made for importers to ensure that the conformity assessment procedures have been carried out and that the</p> | <p><u>consumers and professional operators</u>, where appropriate, domestic animals and property and, where applicable, the environment, and in particular, that appropriate conformity assessment procedures have been carried out by manufacturers with regard to such machinery products. Provision should therefore be made for importers to ensure that machinery products that they place on the market comply with the requirements of this Regulation and do not pose a risk to the health and safety of persons, where appropriate, domestic animals and property and, where applicable, the environment. For the same reason, provision should also be made for importers to ensure that the</p> | <p>the health and safety of persons, where appropriate, domestic animals and property and, where applicable, the environment, and in particular, that appropriate conformity assessment procedures have been carried out by manufacturers with regard to such <del>machinery</del> products. Provision should therefore be made for importers to ensure that <u>products subject to this Regulation</u> <del>machinery products</del> that they place on the market comply with the requirements of this Regulation and do not <del>pose</del> <u>present</u> a risk to the health and safety of persons, where appropriate, domestic animals and property and, where applicable, the environment. For the same reason, provision should</p> |                 |

|            | Commission Proposal                                                                                                                                                                                                                                                   | EP Mandate                                                                                                                                                                                                                                                            | Council Mandate                                                                                                                                                                                                                                                                              | Draft Agreement |
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|            | CE marking and technical documentation drawn up by manufacturers are available for inspection by the competent national authorities.                                                                                                                                  | conformity assessment procedures have been carried out and that the CE marking and technical documentation drawn up by manufacturers are available for inspection by the competent national authorities.                                                              | also be made for importers to ensure that the conformity assessment procedures have been carried out and that the CE marking, <u>where relevant</u> , and technical documentation drawn up by manufacturers are available for inspection by the competent national authorities.              |                 |
| Recital 33 |                                                                                                                                                                                                                                                                       |                                                                                                                                                                                                                                                                       |                                                                                                                                                                                                                                                                                              |                 |
| 42         | (33) As the distributor makes machinery products available on the market after they have been placed on the market by the manufacturer or the importer, the distributor should act with due care to ensure that his or her handling of the machinery product does not | (33) As the distributor makes machinery products available on the market after they have been placed on the market by the manufacturer or the importer, the distributor should act with due care to ensure that his or her handling of the machinery product does not | (33) As the distributor makes <u>products subject to this Regulation</u> <del>machinery products</del> available on the market after they have been placed on the market by the manufacturer or the importer, the distributor should act with due care to ensure that his or her handling of |                 |

|            | Commission Proposal                                                                                                                                                                                                                                                                                                                                                                          | EP Mandate                                                                                                                                                                                                                                                                                                                                                                                                     | Council Mandate                                                                                                                                                                                                                                                                                                                                                                                                                                  | Draft Agreement |
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|            | adversely affect its compliance with the requirements set out in this Regulation.                                                                                                                                                                                                                                                                                                            | adversely affect its compliance with the requirements set out in this Regulation.                                                                                                                                                                                                                                                                                                                              | the <u>product subject to this Regulation</u> <del>machinery product</del> does not adversely affect its compliance with the requirements set out in this Regulation.                                                                                                                                                                                                                                                                            |                 |
| Recital 34 |                                                                                                                                                                                                                                                                                                                                                                                              |                                                                                                                                                                                                                                                                                                                                                                                                                |                                                                                                                                                                                                                                                                                                                                                                                                                                                  |                 |
| 43         | (34) When placing machinery products on the market, the importer should indicate on the machinery product his or her name, registered trade name or registered trade mark and the postal address at which he or she can be contacted. Exceptions should be provided for in cases where the size or nature of the machinery product does not allow it. This includes cases where the importer | (34) When placing machinery products on the market, the importer should indicate on the machinery product his or her name, registered trade name or registered trade mark, <u>the e-mail address</u> and the postal address at which he or she can be contacted. Exceptions should be provided for in cases where the size or nature of the machinery product does not allow it. This includes cases where the | (34) When placing <u>products subject to this Regulation</u> <del>machinery products</del> on the market, the importer should indicate on the <u>product subject to this Regulation</u> <del>machinery product</del> his or her name, registered trade name or registered trade mark and the postal address at which he or she can be contacted. Exceptions should be provided for in cases where the size or nature of the <del>machinery</del> |                 |

|            | Commission Proposal                                                                                                                                                                                                                                                                                                                                                                | EP Mandate                                                                                                                                                                                                                                                                                                                                                                              | Council Mandate                                                                                                                                                                                                                                                                                                                                                                                                            | Draft Agreement |
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|            | would have to open the packaging to put his or her name and address on the machinery product.                                                                                                                                                                                                                                                                                      | importer would have to open the packaging to put his or her name and address on the machinery product.                                                                                                                                                                                                                                                                                  | product does not allow it. This includes cases where the importer would have to open the packaging to put his or her name and address on the <del>machinery</del> product.                                                                                                                                                                                                                                                 |                 |
| Recital 35 |                                                                                                                                                                                                                                                                                                                                                                                    |                                                                                                                                                                                                                                                                                                                                                                                         |                                                                                                                                                                                                                                                                                                                                                                                                                            |                 |
| 44         | (35) In view of ensuring the health and safety of the users of the machinery product, economic operators should ensure that all relevant documentation, such as the user's instructions, whilst containing precise and comprehensible information, is easily understandable, takes into account technological developments and changes to end-user behaviour, and is as up to date | (35) In view of ensuring the health and safety of the users of the machinery product, economic operators should ensure that all relevant documentation, such as the user's instructions, whilst containing precise and comprehensible information, is easily understandable <u>and available in a language which can be easily understood by end-users, as determined by the Member</u> | (35) In view of ensuring the health and safety of the users of <u>products subject to this Regulation</u> <del>the machinery product</del> , economic operators should ensure that all relevant documentation, such as the <del>user's</del> instructions, whilst containing precise and comprehensible information, is easily understandable, takes into account technological developments and changes to <del>end</del> |                 |

|            | Commission Proposal                                                                                                                                                                                      | EP Mandate                                                                                                                                                                                                                                                                                                                              | Council Mandate                                                                                                                                                                                                                                                                                                            | Draft Agreement |
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|            | as possible. When machinery products are made available on the market in packages containing multiple units, the instructions and information should accompany the smallest commercially available unit. | <u>State concerned</u> , takes into account technological developments and changes to end-user behaviour, and is as up to date as possible. When machinery products are made available on the market in packages containing multiple units, the instructions and information should accompany the smallest commercially available unit. | <del>user</del> <u>user</u> behaviour, and is as up to date as possible. When <u>products subject to this Regulation</u> <del>machinery products</del> are made available on the market in packages containing multiple units, the instructions and information should accompany the smallest commercially available unit. |                 |
| Recital 36 |                                                                                                                                                                                                          |                                                                                                                                                                                                                                                                                                                                         |                                                                                                                                                                                                                                                                                                                            |                 |
| 45         | (36) Any economic operator who either places a machinery product on the market under his or her own name or trademark or modifies a machinery product in such a way that compliance with the             | (36) Any economic operator who either places a machinery product on the market under his or her own name or trademark or modifies a machinery product in such a way that compliance with the                                                                                                                                            | (36) Any economic operator who either places a <u>product subject to this Regulation</u> <del>machinery product</del> on the market under his or her own name or trademark or modifies a <u>product subject to this Regulation</u>                                                                                         |                 |



|            | Commission Proposal                                                                                                                                                                                                                                                                                                          | EP Mandate                                                                                                                                                                                                                                                                                                                   | Council Mandate                                                                                                                                                                                                                                                                                                                           | Draft Agreement |
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|            | requirements of this Regulation may be affected should be considered to be the manufacturer and should assume the obligations of the manufacturer.                                                                                                                                                                           | requirements of this Regulation may be affected should be considered to be the manufacturer and should assume the obligations of the manufacturer.                                                                                                                                                                           | <del>machinery product</del> in such a way that compliance with the requirements of this Regulation may be affected should be considered to be the manufacturer and should assume the obligations of the manufacturer.                                                                                                                    |                 |
| Recital 37 |                                                                                                                                                                                                                                                                                                                              |                                                                                                                                                                                                                                                                                                                              |                                                                                                                                                                                                                                                                                                                                           |                 |
| 46         | (37) Distributors and importers, being close to the market place, should be involved in market surveillance tasks carried out by the competent national authorities, and should be prepared to participate actively, providing those authorities with all necessary information relating to the machinery product concerned. | (37) Distributors and importers, being close to the market place, should be involved in market surveillance tasks carried out by the competent national authorities, and should be prepared to participate actively, providing those authorities with all necessary information relating to the machinery product concerned. | (37) Distributors and importers, being close to the market place, should be involved in market surveillance tasks carried out by the competent national authorities, and should be prepared to participate actively, providing those authorities with all necessary information relating to the <u>product subject to this Regulation</u> |                 |

|            | Commission Proposal                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                | EP Mandate                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                         | Council Mandate                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                 | Draft Agreement |
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|            |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                    |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                    | <del>machinery product</del> concerned.                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                         |                 |
| Recital 38 |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                    |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                    |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                 |                 |
| 47         | (38) Ensuring traceability of machinery products throughout the whole supply chain enables a simpler and more efficient market surveillance. The economic operators should therefore be required to keep the information on their transactions of machinery products for a certain period of time. However, that obligation should be proportionate to the role of each economic operator in the supply chain and the economic operators should not be required to update information that they have not produced. | (38) Ensuring traceability of machinery products throughout the whole supply chain enables a simpler and more efficient market surveillance. The economic operators should therefore be required to keep the information on their transactions of machinery products for a certain period of time. However, that obligation should be proportionate to the role of each economic operator in the supply chain and the economic operators should not be required to update information that they have not produced. | (38) Ensuring traceability of <u>products subject to this Regulation</u> <del>machinery products</del> throughout the whole supply chain enables a simpler and more efficient market surveillance. The economic operators should therefore be required to keep the information on their transactions of <u>products subject to this Regulation</u> <del>machinery products</del> for a certain period of time. However, that obligation should be proportionate to the role of each economic operator in the supply chain and the economic operators should not |                 |

|            | Commission Proposal                                                                                                                                                                                                                                                                                                                                                                                                                                                                                    | EP Mandate                                                                                                                                                                                                                                                                                                                                                                                                                                                                                             | Council Mandate                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                  | Draft Agreement |
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|            |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                        |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                        | be required to update information that they have not produced.                                                                                                                                                                                                                                                                                                                                                                                                                                                                                   |                 |
| Recital 39 |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                        |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                        |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                  |                 |
| 48         | (39) This Regulation should be limited to setting out the essential health and safety requirements, supplemented by a number of more specific requirements for certain categories of machinery products. In order to facilitate the assessment of conformity with those health and safety requirements it is necessary to provide for a presumption of conformity for machinery which is in conformity with harmonised standards that are developed and which references are published in the Official | (39) This Regulation should be limited to setting out the essential health and safety requirements, supplemented by a number of more specific requirements for certain categories of machinery products. In order to facilitate the assessment of conformity with those health and safety requirements it is necessary to provide for a presumption of conformity for machinery which is in conformity with harmonised standards that are developed and which references are published in the Official | (39) This Regulation should be limited to setting out the essential health and safety requirements, supplemented by a number of more specific requirements for certain categories of <del>machinery</del> <u>products subject to this Regulation</u> . In order to facilitate the assessment of conformity with those health and safety requirements it is necessary to provide for a presumption of conformity for <del>machinery</del> <u>products subject to this Regulation</u> which <del>is</del> <u>are</u> in conformity with harmonised |                 |

|  | Commission Proposal                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                      | EP Mandate                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                               | Council Mandate                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                            | Draft Agreement |
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|  | <p>Journal of the European Union in accordance with Regulation (EU) No 1025/2012 of the European Parliament and of the Council<sup>1</sup> for the purpose of expressing detailed technical specifications of those requirements.</p> <p>_____ 1. Regulation (EU) No 1025/2012 of the European Parliament and of the Council of 25 October 2012 on European standardisation, amending Council Directives 89/686/EEC and 93/15/EEC and Directives 94/9/EC, 94/25/EC(52), 95/16/EC, 97/23/EC, 98/34/EC, 2004/22/EC, 2007/23/EC, 2009/23/EC and 2009/105/EC of the European Parliament and of the Council and repealing</p> | <p>Journal of the European Union in accordance with Regulation (EU) No 1025/2012 of the European Parliament and of the Council<sup>1</sup> for the purpose of expressing detailed technical specifications of those requirements.</p> <p>_____ 1. Regulation (EU) No 1025/2012 of the European Parliament and of the Council of 25 October 2012 on European standardisation, amending Council Directives 89/686/EEC and 93/15/EEC and Directives 94/9/EC, 94/25/EC(52), 95/16/EC, 97/23/EC, 98/34/EC, 2004/22/EC, 2007/23/EC, 2009/23/EC and 2009/105/EC of the European Parliament and of the Council and repealing</p> | <p>standards that are developed and which references are published in the <u>Official Journal of the European Union</u> <del>Official Journal of the European Union</del> in accordance with Regulation (EU) No 1025/2012 of the European Parliament and of the Council<sup>1</sup> for the purpose of expressing detailed <del>technical</del><u>common</u> specifications of those requirements.</p> <p>_____ 1. Regulation (EU) No 1025/2012 of the European Parliament and of the Council of 25 October 2012 on European standardisation, amending Council Directives 89/686/EEC and 93/15/EEC and Directives 94/9/EC, 94/25/EC(52), 95/16/EC, 97/23/EC, 98/34/EC,</p> |                 |

|            | Commission Proposal                                                                                                                                                                                                        | EP Mandate                                                                                                                                                                                                                        | Council Mandate                                                                                                                                                                                                                                     | Draft Agreement |
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|            | Council Decision 87/95/EEC and Decision No 1673/2006/EC of the European Parliament and of the Council (OJ L 316, 14.11.2012, p. 12).                                                                                       | Council Decision 87/95/EEC and Decision No 1673/2006/EC of the European Parliament and of the Council (OJ L 316, 14.11.2012, p. 12).                                                                                              | 2004/22/EC, 2007/23/EC, 2009/23/EC and 2009/105/EC of the European Parliament and of the Council and repealing Council Decision 87/95/EEC and Decision No 1673/2006/EC of the European Parliament and of the Council (OJ L 316, 14.11.2012, p. 12). |                 |
| Recital 40 |                                                                                                                                                                                                                            |                                                                                                                                                                                                                                   |                                                                                                                                                                                                                                                     |                 |
| 49         | (40) In the absence of relevant harmonised standards, the Commission should be able to establish technical specifications for the essential health and safety requirements. Recourse to technical specifications should be | (40) In the absence of relevant harmonised standards, the Commission should be able <u>on an exceptional basis</u> to establish technical specifications for the essential health and safety requirements <u>provided that in</u> | (40) <u>The current EU standardisation framework which is based on the New Approach principles and on Regulation (EU) No.1025/2012 represents the framework by default to elaborate standards that provide</u>                                      |                 |

|  | Commission Proposal                                                                                                                                                                                                                                                                                                                                                                                | EP Mandate                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                | Council Mandate                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                    | Draft Agreement |
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|  | <p>used as a fall back solution to facilitate the manufacturer's obligation to comply with the health and safety requirements, for instance when the standardisation process is blocked due to a lack of consensus between stakeholders or there are undue delays in the establishment of a harmonised standard. Such delays could for example occur when the required quality is not reached.</p> | <p><u>doing so it duly respects the standardisation organisations' role and functions.</u> Recourse to technical specifications should be used as a fall back solution to facilitate the manufacturer's obligation to comply with the health and safety requirements, for instance when the standardisation process is blocked due to a lack of consensus between stakeholders or there are undue delays in the establishment of a harmonised standard. Such delays could for example occur when the required quality is not reached.</p> | <p><u>presumption of conformity with the relevant essential health and safety requirements of this Regulation. European standards should be market-driven, take into account the public interest, as well as the policy objectives clearly stated in the Commission's request to one or more European standardisation organisations to draft harmonised standards, within a set deadline and be based on consensus. However,</u> in the absence of relevant <u>references to</u> harmonised standards, the Commission should be able to establish, <u>via implementing acts,</u> <u>common</u> <del>technical</del> specifications for the essential health and safety requirements. <del>Recourse to technical specifications should be</del></p> |                 |

|  | Commission Proposal | EP Mandate | Council Mandate                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                | Draft Agreement |
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|  |                     |            | <p><del>used as a</del> <u>of this regulation as an exceptional</u> fall back solution to facilitate the manufacturer's obligation to comply with the health and safety requirements, <del>for instance</del> when the standardisation process is blocked <u>or when there are delays in the establishment of an appropriate harmonised standard. If such delay is due to the technical complexity of the</u> <del>due to a lack of consensus between stakeholders or there are undue delays in the establishment of a harmonised</del> standard. <del>Such delays could for example occur when the required quality is not reached in</del> <u>question, this should be considered by the Commission before contemplating the establishment of common</u></p> |                 |

|             | Commission Proposal                                          | EP Mandate                                                   | Council Mandate                                                                                                                                                                                                                                                    | Draft Agreement |
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|             |                                                              |                                                              | <u>specifications.</u>                                                                                                                                                                                                                                             |                 |
| Recital 40a |                                                              |                                                              |                                                                                                                                                                                                                                                                    |                 |
| 49a         |                                                              |                                                              | <u>(40a) With a view to establishing, in the most efficient way, harmonised standards and common specifications that meet the essential health and safety requirements of this Regulation, the Commission should involve relevant stakeholders in the process.</u> |                 |
| Recital 41  |                                                              |                                                              |                                                                                                                                                                                                                                                                    |                 |
| 50          | (41) Compliance with harmonised standards and with technical | (41) Compliance with harmonised standards and with technical | (41) Compliance with harmonised standards and with <del>technical</del>                                                                                                                                                                                            |                 |



|            | Commission Proposal                                                                                                                                                                                                                                                                  | EP Mandate                                                                                                                                                                                                                                                                           | Council Mandate                                                                                                                                                                                                                                                                                       | Draft Agreement |
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|            | specifications established by the Commission should be voluntary. Alternative technical solutions should therefore be acceptable where compliance of the machinery with the relevant essential health and safety requirements is demonstrated in the technical file.                 | specifications established by the Commission should be voluntary. Alternative technical solutions should therefore be acceptable where compliance of the machinery with the relevant essential health and safety requirements is demonstrated in the technical file.                 | <u>common</u> specifications established by the Commission should be voluntary. Alternative technical solutions should therefore be acceptable where compliance of the machinery with the relevant essential health and safety requirements is demonstrated in the technical file.                    |                 |
| Recital 42 |                                                                                                                                                                                                                                                                                      |                                                                                                                                                                                                                                                                                      |                                                                                                                                                                                                                                                                                                       |                 |
| 51         | (42) The essential health and safety requirements should be satisfied in order to ensure that the machinery product is safe. Those requirements should be applied with discernment to take account of the state of the art at the time of construction and of technical and economic | (42) The essential health and safety requirements should be satisfied in order to ensure that the machinery product is safe. Those requirements should be applied with discernment to take account of the state of the art at the time of construction and of technical and economic | (42) The essential health and safety requirements should be satisfied in order to ensure that the <u>product</u> <u>subject to this Regulation</u> <del>machinery product</del> is safe. Those requirements should be applied with discernment to take account of the state of the art at the time of |                 |

|            | Commission Proposal                                                                                                                                                                                                                                                                                                                                                                                                                                                                          | EP Mandate                                                                                                                                                                                                                                                                                                                                                                                                                                                                                   | Council Mandate                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                            | Draft Agreement |
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|            | requirements.                                                                                                                                                                                                                                                                                                                                                                                                                                                                                | requirements.                                                                                                                                                                                                                                                                                                                                                                                                                                                                                | construction and of technical and economic requirements.                                                                                                                                                                                                                                                                                                                                                                                                                                                                   |                 |
| Recital 43 |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                              |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                              |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                            |                 |
| 52         | (43) In view of addressing the risks stemming from malicious third party actions that have an impact on the safety of machinery products, this Regulation should include essential health and safety requirements for which a presumption of conformity may be given to the appropriate extent by a certificate or statement of conformity issued under a relevant cybersecurity scheme adopted pursuant to and in accordance with Article 54(3) of Regulation (EU) 2019/881 of the European | (43) In view of addressing the risks stemming from malicious third party actions that have an impact on the safety of machinery products, this Regulation should include essential health and safety requirements for which a presumption of conformity may be given to the appropriate extent by a certificate or statement of conformity issued under a relevant cybersecurity scheme adopted pursuant to and in accordance with Article 54(3) of Regulation (EU) 2019/881 of the European | (43) In view of addressing the risks stemming from malicious third party actions that have an impact on the safety of <u>products subject to this Regulation</u> <del>machinery products</del> , this Regulation should include essential health and safety requirements for which a presumption of conformity may be given to the appropriate extent by a certificate or statement of conformity issued under a relevant cybersecurity scheme adopted pursuant to and in accordance with Article 54(3) of Regulation (EU) |                 |

|    | Commission Proposal                                                                                                                                                                                                                                                                                                                                                                             | EP Mandate                                                                                                                                                                                                                                                                                                                                                                                      | Council Mandate                                                                                                                                                                                                                                                                                                                                                                                                          | Draft Agreement         |
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|    | <p>Parliament and of the Council<sup>1</sup>.</p> <p>_____ 1. Regulation (EU)</p> <p>2019/881 of the European Parliament and of the Council of 17 April 2019 on ENISA (the European Union Agency for Cybersecurity) and on information and communications technology cybersecurity certification and repealing Regulation (EU) No 526/2013 (Cybersecurity Act) (OJ L 151, 7.6.2019, p. 15).</p> | <p>Parliament and of the Council<sup>1</sup>.</p> <p>_____ 1. Regulation (EU)</p> <p>2019/881 of the European Parliament and of the Council of 17 April 2019 on ENISA (the European Union Agency for Cybersecurity) and on information and communications technology cybersecurity certification and repealing Regulation (EU) No 526/2013 (Cybersecurity Act) (OJ L 151, 7.6.2019, p. 15).</p> | <p>2019/881 of the European Parliament and of the Council<sup>1</sup>.</p> <p>_____ 1. Regulation (EU)</p> <p>2019/881 of the European Parliament and of the Council of 17 April 2019 on ENISA (the European Union Agency for Cybersecurity) and on information and communications technology cybersecurity certification and repealing Regulation (EU) No 526/2013 (Cybersecurity Act) (OJ L 151, 7.6.2019, p. 15).</p> |                         |
|    | Recital 44                                                                                                                                                                                                                                                                                                                                                                                      |                                                                                                                                                                                                                                                                                                                                                                                                 |                                                                                                                                                                                                                                                                                                                                                                                                                          |                         |
| 53 | (44) Regulation (EU) No                                                                                                                                                                                                                                                                                                                                                                         | (44) Regulation (EU) No                                                                                                                                                                                                                                                                                                                                                                         | (44) Regulation (EU) No                                                                                                                                                                                                                                                                                                                                                                                                  | (44) Regulation (EU) No |

|            | Commission Proposal                                                                                                                                                                         | EP Mandate                                                                                                                                                                                              | Council Mandate                                                                                                                                                                                                      | Draft Agreement                                                                                                                                                                                                    |
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|            | 1025/2012 provides for a procedure for objections to harmonised standards where those standards do not satisfy or entirely satisfy the requirements of this Regulation.                     | 1025/2012 provides for a procedure for objections to harmonised standards where those standards do not satisfy or entirely satisfy the requirements of this Regulation.                                 | 1025/2012 provides for a procedure for objections to harmonised standards where those standards do not satisfy or entirely satisfy the requirements of this Regulation.                                              | 1025/2012 provides for a procedure for objections to harmonised standards where those standards do not satisfy or entirely satisfy the requirements of this Regulation.<br><br>Text Origin:<br>Commission Proposal |
| Recital 45 |                                                                                                                                                                                             |                                                                                                                                                                                                         |                                                                                                                                                                                                                      |                                                                                                                                                                                                                    |
| 54         | (45) The list of high-risk machinery in Annex I to Directive 2006/42/EC is so far based on the risk emanating from the intended use or any reasonably foreseeable misuse of that machinery. | (45) The list of <del>high-risk</del> machinery in Annex <del>IV</del> to Directive 2006/42/EC is so far based on the risk emanating from the intended use or any reasonably foreseeable misuse of that | (45) <del>The list of high-risk machinery in Annex I to Directive 2006/42/EC is so far based on the risk emanating from the intended use or any reasonably foreseeable misuse of that machinery. Nevertheless,</del> |                                                                                                                                                                                                                    |

|  | Commission Proposal                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                | EP Mandate                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                     | Council Mandate                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                 | Draft Agreement |
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|  | <p>Nevertheless, the machinery sector embraces new ways of designing and constructing machinery products that may imply high risks, regardless of such intended use or any reasonably foreseeable misuse. For example, software ensuring safety functions of machinery based on artificial intelligence, embedded or not in the machinery product, should be classified as a high-risk machinery product due to the characteristics of artificial intelligence such as data dependency, opacity, autonomy and connectivity, which might increase very much the probability and severity of harm and seriously affect the safety of the machinery product. Furthermore, the market for software ensuring safety</p> | <p>machinery. Nevertheless, the machinery sector embraces new ways of designing and constructing machinery products that may imply high risks, regardless of such intended use or any reasonably foreseeable misuse. For example, software ensuring safety functions of machinery based on artificial intelligence, embedded or not in the machinery product, should be classified as a <u>potentially</u> high-risk machinery product due to the characteristics of artificial intelligence such as data dependency, opacity, autonomy and connectivity, which might increase very much the probability and severity of harm and seriously affect the safety of the machinery product. <del>Furthermore, the market</del></p> | <p><del>the machinery sector embraces new ways of designing and constructing machinery products that may imply high risks, regardless of such intended use or any reasonably foreseeable misuse. For example, software ensuring safety functions of machinery based on artificial intelligence, embedded or not in the machinery product, should be classified as a high-risk machinery product due to the characteristics of artificial intelligence such as data dependency, opacity, autonomy and connectivity, which might increase very much the probability and severity of harm and seriously affect the safety of the machinery product. Furthermore, the market</del> for software ensuring safety</p> |                 |

|             | Commission Proposal                                                                                                                                                                                                                                                                               | EP Mandate                                                                                                                                                                                                                                                                                                                                       | Council Mandate                                                                                                                                                                                                                                                                                                             | Draft Agreement |
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|             | <p>functions of machinery products based on artificial intelligence is so far very small, which results in a lack of experience and data. Therefore, the conformity assessment of software ensuring safety functions based on artificial intelligence should be carried out by a third party.</p> | <p><del>for software ensuring safety functions of machinery products based on artificial intelligence is so far very small, which results in a lack of experience and data.</del></p> <p>Therefore, the conformity assessment of software ensuring safety functions based on artificial intelligence should be carried out by a third party.</p> | <p><del>functions of machinery products based on artificial intelligence is so far very small, which results in a lack of experience and data. Therefore, the conformity assessment of software ensuring safety functions based on artificial intelligence should be carried out by a third party. (moved to 46a)</del></p> |                 |
| Recital 45a |                                                                                                                                                                                                                                                                                                   |                                                                                                                                                                                                                                                                                                                                                  |                                                                                                                                                                                                                                                                                                                             |                 |
| 54a         |                                                                                                                                                                                                                                                                                                   | <p><u>(45a) Nevertheless, provisions related to the conformity assessment of software ensuring safety functions set out in this Regulation should only apply to AI systems with a self-determining and evolving behaviour during</u></p>                                                                                                         |                                                                                                                                                                                                                                                                                                                             |                 |

|            | Commission Proposal                                                                                                                                                                                                      | EP Mandate                                                                                                                                                                                                                                                                                          | Council Mandate                                                                                                                                                                                                                            | Draft Agreement |
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|            |                                                                                                                                                                                                                          | <u>normal operation that are developed through any machine learning techniques and approaches. On the contrary, those provisions should not apply to conventional software incapable of learning or evolving, and programmed only to execute certain automated functions of machinery products.</u> |                                                                                                                                                                                                                                            |                 |
| Recital 46 |                                                                                                                                                                                                                          |                                                                                                                                                                                                                                                                                                     |                                                                                                                                                                                                                                            |                 |
| 55         | <p>(46) Manufacturers should draw up an EU declaration of conformity to provide information on the conformity of machinery products with this Regulation.</p> <p>Manufacturers may also be required to draw up an EU</p> | <p>(46) Manufacturers should draw up an EU declaration of conformity to provide information on the conformity of machinery products with this Regulation.</p> <p>Manufacturers may also be required to draw up an EU</p>                                                                            | <p>(46) Manufacturers should draw up an EU declaration of conformity to provide information on the conformity of machinery <u>or related</u> products with this Regulation.</p> <p>Manufacturers may also be required to draw up an EU</p> |                 |

|   | Commission Proposal                                                                                                                                                                                                                                                                                                                                                                                                                        | EP Mandate                                                                                                                                                                                                                                                                                                                                                                                                                                 | Council Mandate                                                                                                                                                                                                                                                                                                                                                                                                                            | Draft Agreement |
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|   | declaration of conformity by other Union legislation. To ensure effective access to information for market surveillance purposes, a single EU declaration of conformity should be drawn up in respect of all Union acts. In order to reduce the administrative burden on economic operators, it should be possible for that single EU declaration of conformity to be a dossier made up of relevant individual declarations of conformity. | declaration of conformity by other Union legislation. To ensure effective access to information for market surveillance purposes, a single EU declaration of conformity should be drawn up in respect of all Union acts. In order to reduce the administrative burden on economic operators, it should be possible for that single EU declaration of conformity to be a dossier made up of relevant individual declarations of conformity. | declaration of conformity by other Union legislation. To ensure effective access to information for market surveillance purposes, a single EU declaration of conformity should be drawn up in respect of all Union acts. In order to reduce the administrative burden on economic operators, it should be possible for that single EU declaration of conformity to be a dossier made up of relevant individual declarations of conformity. |                 |
|   | Recital 46a                                                                                                                                                                                                                                                                                                                                                                                                                                |                                                                                                                                                                                                                                                                                                                                                                                                                                            |                                                                                                                                                                                                                                                                                                                                                                                                                                            |                 |
| R | 55a                                                                                                                                                                                                                                                                                                                                                                                                                                        | <u>(46a) The harmonised standards relevant to this Regulation should take into account the</u>                                                                                                                                                                                                                                                                                                                                             | <u>(46a) The list of products in Annex IV of Directive 2006/42/EC is so far based on the risk</u>                                                                                                                                                                                                                                                                                                                                          | R               |



|  | Commission Proposal | EP Mandate                                                                                                                                                                                                                     | Council Mandate                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                 | Draft Agreement |
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|  |                     | <p><u>requirements of Directive (EU) 2019/882 (European Accessibility Act) and the United Nations Convention on the Rights of Persons with Disabilities<sup>1</sup>.</u></p> <p>_____ 1. <u>OJ L 23, 27.1.2010, p. 35.</u></p> | <p><u>emanating from the intended use or any reasonably foreseeable misuse of those products or their critical protective function.</u></p> <p><u>Nevertheless, the machinery field embraces new ways of designing and constructing machinery or related products that may present high risk factors, regardless of such intended use or any reasonably foreseeable misuse.</u></p> <p><u>For example, systems with self evolving behavior ensuring safety functions, should be included in Annex I due to their characteristics such as data dependency, opacity, autonomy and connectivity, which might considerably increase the probability and severity of harm and seriously affect the safety of</u></p> |                 |

|  | Commission Proposal | EP Mandate | Council Mandate                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                   | Draft Agreement |
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|  |                     |            | <p><u>the machinery or related product.</u></p> <p><u>Furthermore, the market for these systems is so far very small, which results in a lack of experience and data. Therefore, the conformity assessment of a safety components or a system with self evolving behavior ensuring safety functions should be carried out by a third party, whether or not the safety component has been placed independently on the market or is part of a system embedded in machinery that is placed on the market. However, machinery that embeds a system where the safety component has already been subject to third party conformity assessment when it was placed independently on the market should not have to be re-certified</u></p> |                 |

|            | Commission Proposal                                                                                                                                                                                                                                                                                                                                                    | EP Mandate                                                                                                                                                                                                                                                                                                                                                             | Council Mandate                                                                                                                                                                                                                                                                                                                                                                          | Draft Agreement |
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|            |                                                                                                                                                                                                                                                                                                                                                                        |                                                                                                                                                                                                                                                                                                                                                                        | <u>by a third party solely on the basis of it embedding that system.</u>                                                                                                                                                                                                                                                                                                                 |                 |
| Recital 47 |                                                                                                                                                                                                                                                                                                                                                                        |                                                                                                                                                                                                                                                                                                                                                                        |                                                                                                                                                                                                                                                                                                                                                                                          |                 |
| 56         | (47) The CE marking, indicating the conformity of a product, is the visible consequence of a whole process comprising conformity assessment in a broad sense. The general principles governing the CE marking are set out in Regulation (EC) No 765/2008. Rules governing the affixing of the CE marking on machinery products should be laid down in this Regulation. | (47) The CE marking, indicating the conformity of a product, is the visible consequence of a whole process comprising conformity assessment in a broad sense. The general principles governing the CE marking are set out in Regulation (EC) No 765/2008. Rules governing the affixing of the CE marking on machinery products should be laid down in this Regulation. | (47) The CE marking, indicating the conformity of a product, is the visible consequence of a whole process comprising conformity assessment in a broad sense. The general principles governing the CE marking are set out in Regulation (EC) No 765/2008. Rules governing the affixing of the CE marking on machinery <u>or related</u> products should be laid down in this Regulation. |                 |

|            | Commission Proposal                                                                                                                                                                                                                                                                                                   | EP Mandate                                                                                                                                                                                                                                                                                                            | Council Mandate                                                                                                                                                                                                                                                                                                                         | Draft Agreement |
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| Recital 48 |                                                                                                                                                                                                                                                                                                                       |                                                                                                                                                                                                                                                                                                                       |                                                                                                                                                                                                                                                                                                                                         |                 |
| 57         | (48) The CE marking should be the only marking, which guarantees that machinery products comply with the requirements of this Regulation. Member States should therefore take appropriate action as regards other markings which are likely to mislead third parties as to the meaning or the form of the CE marking. | (48) The CE marking should be the only marking, which guarantees that machinery products comply with the requirements of this Regulation. Member States should therefore take appropriate action as regards other markings which are likely to mislead third parties as to the meaning or the form of the CE marking. | (48) The CE marking should be the only marking, which guarantees that machinery <u>or related</u> products comply with the requirements of this Regulation. Member States should therefore take appropriate action as regards other markings which are likely to mislead third parties as to the meaning or the form of the CE marking. |                 |
| Recital 49 |                                                                                                                                                                                                                                                                                                                       |                                                                                                                                                                                                                                                                                                                       |                                                                                                                                                                                                                                                                                                                                         |                 |
| 58         | (49) In order to enable economic operators to demonstrate and the competent authorities to ensure that machinery made available on the market is in conformity with the                                                                                                                                               | (49) In order to enable economic operators to demonstrate and the competent authorities to ensure that machinery made available on the market is in conformity with the                                                                                                                                               | (49) In order to enable economic operators to demonstrate and the competent authorities to ensure that machinery <u>or related products</u> made available on the market <del>is</del> <u>are</u>                                                                                                                                       |                 |

|    | Commission Proposal                                                                                                                                                                                                                                                                                                                                                                                                                                                                             | EP Mandate                                                                                                                                                                                                                                                                                                                                                                                                                                                                                      | Council Mandate                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                        | Draft Agreement |
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|    | essential health and safety requirements, it is necessary to provide for conformity assessment procedures. Decision No 768/2008/EC establishes modules for conformity assessment procedures, which include procedures from the least to the most stringent, in proportion to the level of risk involved and the level of safety required. In order to ensure inter-sectoral coherence and to avoid ad-hoc variants, conformity assessment procedures should be chosen from among those modules. | essential health and safety requirements, it is necessary to provide for conformity assessment procedures. Decision No 768/2008/EC establishes modules for conformity assessment procedures, which include procedures from the least to the most stringent, in proportion to the level of risk involved and the level of safety required. In order to ensure inter-sectoral coherence and to avoid ad-hoc variants, conformity assessment procedures should be chosen from among those modules. | in conformity with the essential health and safety requirements, it is necessary to provide for conformity assessment procedures. Decision No 768/2008/EC establishes modules for conformity assessment procedures, which include procedures from the least to the most stringent, in proportion to the level of risk involved and the level of safety required. In order to ensure inter-sectoral coherence and to avoid ad-hoc variants, conformity assessment procedures should be chosen from among those modules. |                 |
|    | Recital 50                                                                                                                                                                                                                                                                                                                                                                                                                                                                                      |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                 |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                        |                 |
| 59 | (50) Manufacturers should be                                                                                                                                                                                                                                                                                                                                                                                                                                                                    | (50) Manufacturers should be                                                                                                                                                                                                                                                                                                                                                                                                                                                                    | (50) Manufacturers should be                                                                                                                                                                                                                                                                                                                                                                                                                                                                                           |                 |

|            | Commission Proposal                                                                                                                                                                                                                                                                 | EP Mandate                                                                                                                                                                                                                                                                                                                                                                                                                                                             | Council Mandate                                                                                                                                                                                                                                                                                                                                      | Draft Agreement                                                                                   |
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|            | responsible for certifying the conformity of their machinery products with this Regulation. Nevertheless, for certain types of machinery products that have a higher risk factor, a stricter certification procedure requiring participation of a notified body should be required. | responsible for <del>certifying</del> <u>the ensuring that a conformity assessment is carried out in respect</u> of their machinery products <u>in accordance</u> with this Regulation. Nevertheless, for certain types of machinery products that have a higher risk factor, a stricter <del>certification</del> <u>conformity assessment</u> procedure requiring <u>the</u> participation of a notified body <del>should be required</del> <u>could be applied</u> . | responsible for certifying the conformity of their machinery <u>or related</u> products with this Regulation. Nevertheless, for certain <del>types</del> <u>categories</u> of machinery <u>or related</u> products that have a higher risk factor, a stricter certification procedure requiring participation of a notified body should be required. |                                                                                                   |
| Recital 51 |                                                                                                                                                                                                                                                                                     |                                                                                                                                                                                                                                                                                                                                                                                                                                                                        |                                                                                                                                                                                                                                                                                                                                                      |                                                                                                   |
| 60         | (51) It is essential that all notified bodies perform their functions to the same level and under                                                                                                                                                                                   | (51) It is essential that all notified bodies perform their functions to the same level and under                                                                                                                                                                                                                                                                                                                                                                      | (51) It is essential that all notified bodies perform their functions to the same level and under                                                                                                                                                                                                                                                    | (51) It is essential that all notified bodies perform their functions to the same level and under |

|            | Commission Proposal                                                                                                                                                                              | EP Mandate                                                                                                                                                                                       | Council Mandate                                                                                                                                                                                  | Draft Agreement                                                                                                                                                                                                                             |
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|            | conditions of fair competition. That requires the setting of obligatory requirements for conformity assessment bodies wishing to be notified in order to provide conformity assessment services. | conditions of fair competition. That requires the setting of obligatory requirements for conformity assessment bodies wishing to be notified in order to provide conformity assessment services. | conditions of fair competition. That requires the setting of obligatory requirements for conformity assessment bodies wishing to be notified in order to provide conformity assessment services. | conditions of fair competition. That requires the setting of obligatory requirements for conformity assessment bodies wishing to be notified in order to provide conformity assessment services.<br><br>Text Origin:<br>Commission Proposal |
| Recital 52 |                                                                                                                                                                                                  |                                                                                                                                                                                                  |                                                                                                                                                                                                  |                                                                                                                                                                                                                                             |
| 61         | (52) If a conformity assessment body demonstrates conformity with the criteria laid down in harmonised standards, it should be presumed to comply with the corresponding requirements set out    | (52) If a conformity assessment body demonstrates conformity with the criteria laid down in harmonised standards, it should be presumed to comply with the corresponding requirements set out    | (52) If a conformity assessment body demonstrates conformity with the criteria laid down in harmonised standards, it should be presumed to comply with the corresponding requirements set out    | (52) If a conformity assessment body demonstrates conformity with the criteria laid down in harmonised standards, it should be presumed to comply with the corresponding requirements set out                                               |

|            | Commission Proposal                                                                                                                                                                                                                                                                      | EP Mandate                                                                                                                                                                                                                                                                               | Council Mandate                                                                                                                                                                                                                                                                                            | Draft Agreement                                                |
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|            | in this Regulation.                                                                                                                                                                                                                                                                      | in this Regulation.                                                                                                                                                                                                                                                                      | in this Regulation.                                                                                                                                                                                                                                                                                        | in this Regulation.<br><br>Text Origin:<br>Commission Proposal |
| Recital 53 |                                                                                                                                                                                                                                                                                          |                                                                                                                                                                                                                                                                                          |                                                                                                                                                                                                                                                                                                            |                                                                |
| 62         | (53) In order to ensure a consistent level of quality in the performance of conformity assessment of machinery products, it is also necessary to set requirements for notifying authorities and other bodies involved in the assessment, notification and monitoring of notified bodies. | (53) In order to ensure a consistent level of quality in the performance of conformity assessment of machinery products, it is also necessary to set requirements for notifying authorities and other bodies involved in the assessment, notification and monitoring of notified bodies. | (53) In order to ensure a consistent level of quality in the performance of conformity assessment of machinery <i>or related</i> products, it is also necessary to set requirements for notifying authorities and other bodies involved in the assessment, notification and monitoring of notified bodies. |                                                                |



|            | Commission Proposal                                                                                                                                                                                                                                                                                        | EP Mandate                                                                                                                                                                                                                                                                                                 | Council Mandate                                                                                                                                                                                                                                                                                            | Draft Agreement                                                                                                                                                                                                                                                                                                                                       |
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| Recital 54 |                                                                                                                                                                                                                                                                                                            |                                                                                                                                                                                                                                                                                                            |                                                                                                                                                                                                                                                                                                            |                                                                                                                                                                                                                                                                                                                                                       |
| 63         | (54) The system set out in this Regulation should be complemented by the accreditation system provided for in Regulation (EC) No 765/2008. Since accreditation is an essential means of verifying the competence of conformity assessment bodies, it should also be used for the purposes of notification. | (54) The system set out in this Regulation should be complemented by the accreditation system provided for in Regulation (EC) No 765/2008. Since accreditation is an essential means of verifying the competence of conformity assessment bodies, it should also be used for the purposes of notification. | (54) The system set out in this Regulation should be complemented by the accreditation system provided for in Regulation (EC) No 765/2008. Since accreditation is an essential means of verifying the competence of conformity assessment bodies, it should also be used for the purposes of notification. | (54) The system set out in this Regulation should be complemented by the accreditation system provided for in Regulation (EC) No 765/2008. Since accreditation is an essential means of verifying the competence of conformity assessment bodies, it should also be used for the purposes of notification.<br><br>Text Origin:<br>Commission Proposal |
| Recital 55 |                                                                                                                                                                                                                                                                                                            |                                                                                                                                                                                                                                                                                                            |                                                                                                                                                                                                                                                                                                            |                                                                                                                                                                                                                                                                                                                                                       |

|    | Commission Proposal                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                             | EP Mandate                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                      | Council Mandate                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                 | Draft Agreement                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                 |
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| 64 | (55) Transparent accreditation as provided for in Regulation (EC) No 765/2008, ensuring the necessary level of confidence in certificates of conformity, should be considered by the national public authorities throughout the Union as the preferred means of demonstrating the technical competence of conformity assessment bodies. However, national authorities may consider that they possess the appropriate means of carrying out that evaluation themselves. In such cases, in order to ensure the appropriate level of credibility of evaluations carried out by other national authorities, they should provide the Commission and the other Member States with the | (55) Transparent accreditation as provided for in Regulation (EC) No 765/2008, ensuring the necessary level of confidence in certificates of conformity, should be considered by the national public authorities throughout the Union as the preferred means of demonstrating the technical competence of conformity assessment bodies. However, national authorities may consider that they possess the appropriate means of carrying out that evaluation themselves. In such cases, in order to ensure the appropriate level of credibility of evaluations carried out by other national authorities, they should provide the Commission and the other Member States with the | (55) Transparent accreditation as provided for in Regulation (EC) No 765/2008, ensuring the necessary level of confidence in certificates of conformity, should be considered by the national public authorities throughout the Union as the preferred means of demonstrating the technical competence of conformity assessment bodies. However, national authorities may consider that they possess the appropriate means of carrying out that evaluation themselves. In such cases, in order to ensure the appropriate level of credibility of evaluations carried out by other national authorities, they should provide the Commission and the other Member States with the | (55) Transparent accreditation as provided for in Regulation (EC) No 765/2008, ensuring the necessary level of confidence in certificates of conformity, should be considered by the national public authorities throughout the Union as the preferred means of demonstrating the technical competence of conformity assessment bodies. However, national authorities may consider that they possess the appropriate means of carrying out that evaluation themselves. In such cases, in order to ensure the appropriate level of credibility of evaluations carried out by other national authorities, they should provide the Commission and the other Member States with the |

|            | Commission Proposal                                                                                                                                                                                                                        | EP Mandate                                                                                                                                                                                                                                 | Council Mandate                                                                                                                                                                                                                            | Draft Agreement                                                                                                                                                                                                                            |
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|            | necessary documentary evidence demonstrating the compliance of the conformity assessment bodies evaluated with the relevant regulatory requirements.                                                                                       | necessary documentary evidence demonstrating the compliance of the conformity assessment bodies evaluated with the relevant regulatory requirements.                                                                                       | necessary documentary evidence demonstrating the compliance of the conformity assessment bodies evaluated with the relevant regulatory requirements.                                                                                       | necessary documentary evidence demonstrating the compliance of the conformity assessment bodies evaluated with the relevant regulatory requirements.<br><br>Text Origin:<br>Commission Proposal                                            |
| Recital 56 |                                                                                                                                                                                                                                            |                                                                                                                                                                                                                                            |                                                                                                                                                                                                                                            |                                                                                                                                                                                                                                            |
| 65         | (56) Conformity assessment bodies frequently subcontract parts of their activities linked to the assessment of conformity or have recourse to a subsidiary. In order to safeguard the level of protection required for the machinery to be | (56) Conformity assessment bodies frequently subcontract parts of their activities linked to the assessment of conformity or have recourse to a subsidiary. In order to safeguard the level of protection required for the machinery to be | (56) Conformity assessment bodies frequently subcontract parts of their activities linked to the assessment of conformity or have recourse to a subsidiary. In order to safeguard the level of protection required for the machinery to be | (56) Conformity assessment bodies frequently subcontract parts of their activities linked to the assessment of conformity or have recourse to a subsidiary. In order to safeguard the level of protection required for the machinery to be |

|  | Commission Proposal                                                                                                                                                                                                                                                                                                                                                                                                                                        | EP Mandate                                                                                                                                                                                                                                                                                                                                                                                                                                                 | Council Mandate                                                                                                                                                                                                                                                                                                                                                                                                                                            | Draft Agreement                                                                                                                                                                                                                                                                                                                                                                                                                                                                                        |
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|  | <p>placed on the market, it is essential that conformity assessment subcontractors and subsidiaries fulfil the same requirements as notified bodies in relation to the performance of conformity assessment tasks. Therefore, it is important that the assessment of the competence and the performance of bodies to be notified, and the monitoring of bodies already notified, cover also activities carried out by subcontractors and subsidiaries.</p> | <p>placed on the market, it is essential that conformity assessment subcontractors and subsidiaries fulfil the same requirements as notified bodies in relation to the performance of conformity assessment tasks. Therefore, it is important that the assessment of the competence and the performance of bodies to be notified, and the monitoring of bodies already notified, cover also activities carried out by subcontractors and subsidiaries.</p> | <p>placed on the market, it is essential that conformity assessment subcontractors and subsidiaries fulfil the same requirements as notified bodies in relation to the performance of conformity assessment tasks. Therefore, it is important that the assessment of the competence and the performance of bodies to be notified, and the monitoring of bodies already notified, cover also activities carried out by subcontractors and subsidiaries.</p> | <p>placed on the market, it is essential that conformity assessment subcontractors and subsidiaries fulfil the same requirements as notified bodies in relation to the performance of conformity assessment tasks. Therefore, it is important that the assessment of the competence and the performance of bodies to be notified, and the monitoring of bodies already notified, cover also activities carried out by subcontractors and subsidiaries.</p> <p>Text Origin:<br/>Commission Proposal</p> |

|            | Commission Proposal                                                                                                                                                                                                                                                                                                                                                                                                        | EP Mandate                                                                                                                                                                                                                                                                                                                                                                                                                 | Council Mandate                                                                                                                                                                                                                                                                                                                                                                                                            | Draft Agreement                                                                                                                                                                                                                                                                                                                                                                                                                                                       |
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| Recital 57 |                                                                                                                                                                                                                                                                                                                                                                                                                            |                                                                                                                                                                                                                                                                                                                                                                                                                            |                                                                                                                                                                                                                                                                                                                                                                                                                            |                                                                                                                                                                                                                                                                                                                                                                                                                                                                       |
| 66         | (57) Since notified bodies may offer their services throughout the Union, it is appropriate to give the other Member States and the Commission the opportunity to raise objections concerning a notified body. It is therefore important to provide for a period during which any doubts or concerns as to the competence of conformity assessment bodies can be clarified before they start operating as notified bodies. | (57) Since notified bodies may offer their services throughout the Union, it is appropriate to give the other Member States and the Commission the opportunity to raise objections concerning a notified body. It is therefore important to provide for a period during which any doubts or concerns as to the competence of conformity assessment bodies can be clarified before they start operating as notified bodies. | (57) Since notified bodies may offer their services throughout the Union, it is appropriate to give the other Member States and the Commission the opportunity to raise objections concerning a notified body. It is therefore important to provide for a period during which any doubts or concerns as to the competence of conformity assessment bodies can be clarified before they start operating as notified bodies. | (57) Since notified bodies may offer their services throughout the Union, it is appropriate to give the other Member States and the Commission the opportunity to raise objections concerning a notified body. It is therefore important to provide for a period during which any doubts or concerns as to the competence of conformity assessment bodies can be clarified before they start operating as notified bodies.<br><br>Text Origin:<br>Commission Proposal |

|            | Commission Proposal                                                                                                                                                                                                                                                                                                                                                                                                                                                             | EP Mandate                                                                                                                                                                                                                                                                                                                                                                                                                                                                      | Council Mandate                                                                                                                                                                                                                                                                                                                                                                                                                                                                 | Draft Agreement                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                             |
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| Recital 58 |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                 |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                 |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                 |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                             |
| 67         | <p>(58) In the interests of competitiveness, it is crucial that notified bodies apply the conformity assessment procedures without creating unnecessary burdens for economic operators. For the same reason, and to ensure equal treatment of economic operators, consistency in the technical application of the conformity assessment procedures needs to be ensured. That can best be achieved through appropriate coordination and cooperation between notified bodies.</p> | <p>(58) In the interests of competitiveness, it is crucial that notified bodies apply the conformity assessment procedures without creating unnecessary burdens for economic operators. For the same reason, and to ensure equal treatment of economic operators, consistency in the technical application of the conformity assessment procedures needs to be ensured. That can best be achieved through appropriate coordination and cooperation between notified bodies.</p> | <p>(58) In the interests of competitiveness, it is crucial that notified bodies apply the conformity assessment procedures without creating unnecessary burdens for economic operators. For the same reason, and to ensure equal treatment of economic operators, consistency in the technical application of the conformity assessment procedures needs to be ensured. That can best be achieved through appropriate coordination and cooperation between notified bodies.</p> | <p>(58) In the interests of competitiveness, it is crucial that notified bodies apply the conformity assessment procedures without creating unnecessary burdens for economic operators. For the same reason, and to ensure equal treatment of economic operators, consistency in the technical application of the conformity assessment procedures needs to be ensured. That can best be achieved through appropriate coordination and cooperation between notified bodies.</p> <p>Text Origin:<br/>Commission Proposal</p> |

|            | Commission Proposal                                                                                                                                                                                                                                                             | EP Mandate                                                                                                                                                                                                                                                                      | Council Mandate                                                                                                                                                                                                                                                                 | Draft Agreement                                                                                                                                                                                                                                                                                                            |
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|            |                                                                                                                                                                                                                                                                                 |                                                                                                                                                                                                                                                                                 |                                                                                                                                                                                                                                                                                 |                                                                                                                                                                                                                                                                                                                            |
| Recital 59 |                                                                                                                                                                                                                                                                                 |                                                                                                                                                                                                                                                                                 |                                                                                                                                                                                                                                                                                 |                                                                                                                                                                                                                                                                                                                            |
| 68         | (59) Market surveillance is an essential instrument inasmuch as it ensures the proper and uniform application of Union legislation. It is therefore appropriate to put in place a legal framework within which market surveillance can be carried out in an appropriate manner. | (59) Market surveillance is an essential instrument inasmuch as it ensures the proper and uniform application of Union legislation. It is therefore appropriate to put in place a legal framework within which market surveillance can be carried out in an appropriate manner. | (59) Market surveillance is an essential instrument inasmuch as it ensures the proper and uniform application of Union legislation. It is therefore appropriate to put in place a legal framework within which market surveillance can be carried out in an appropriate manner. | (59) Market surveillance is an essential instrument inasmuch as it ensures the proper and uniform application of Union legislation. It is therefore appropriate to put in place a legal framework within which market surveillance can be carried out in an appropriate manner.<br><br>Text Origin:<br>Commission Proposal |
| Recital 60 |                                                                                                                                                                                                                                                                                 |                                                                                                                                                                                                                                                                                 |                                                                                                                                                                                                                                                                                 |                                                                                                                                                                                                                                                                                                                            |

|    | Commission Proposal                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                   | EP Mandate                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                       | Council Mandate                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                     | Draft Agreement                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                               |
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| 69 | <p>(60) Member States should take all appropriate measures to ensure that machinery products covered by this Regulation may be placed on the market only if, when properly installed and used for its intended purpose, or under conditions of use which can be reasonably foreseen, it does not endanger the health or safety of persons, and, where appropriate, domestic animals and property and, where applicable, the environment. Machinery products covered by this Regulation should be considered as non-compliant with the essential health and safety requirements laid down in this Regulation only under conditions of use, which could result from lawful and readily predictable human behaviour.</p> | <p>(60) Member States should take all appropriate measures to ensure that machinery products covered by this Regulation may be placed on the market only if, when properly installed and used for its intended purpose, or under conditions of use which can be reasonably foreseen, it does not endanger the health or safety of persons, <u>in particular consumers and professional operators,</u> and, where appropriate, domestic animals and property and, where applicable, the environment. Machinery products covered by this Regulation should be considered as non-compliant with the essential health and safety requirements laid down in this Regulation only under conditions of use, which could result from</p> | <p>(60) Member States should take all appropriate measures to ensure that <del>machinery</del> products <del>covered by</del> <u>subject to</u> this Regulation may be placed on the market <u>or put into service</u> only if, when properly installed and used for its intended purpose, or under conditions of use which can be reasonably foreseen, it does not endanger the health or safety of persons, and, where appropriate, domestic animals and property and, where applicable, the environment. <del>Machinery</del> Products <del>covered by</del> <u>subject to</u> this Regulation should be considered as non-compliant with the essential health and safety requirements laid down in this Regulation only under conditions of use, which could result from lawful and readily</p> | <p>(60) Member States should take all appropriate measures to ensure that machinery <del>products covered</del> <u>by within the scope of</u> this Regulation may be placed on the market <u>or put into service</u> only if, when properly installed and used for its intended purpose, or under conditions of use which can be reasonably foreseen, it does not endanger the health or safety of persons, <u>in particular consumers and professional users,</u> and, where appropriate, domestic animals and property and, where applicable, the environment. <u>In particular, the proper installation of lifting</u> machinery <del>products covered by</del> <u>is essential to ensure the compliance with applicable essential health and safety requirements.</u></p> |



|            | Commission Proposal                                                                                                                                                                                                                                        | EP Mandate                                                                                                                                                                                                                                                 | Council Mandate                                                                                                                                                                                                                                                                                                              | Draft Agreement                                                                                                                                                                                                                                                                        |
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|            |                                                                                                                                                                                                                                                            | lawful and readily predictable human behaviour.                                                                                                                                                                                                            | predictable human behaviour.                                                                                                                                                                                                                                                                                                 | <u><i>Machinery within the scope of</i></u> this Regulation should be considered as non-compliant with the essential health and safety requirements laid down in this Regulation only under conditions of use, which could result from lawful and readily predictable human behaviour. |
| Recital 61 |                                                                                                                                                                                                                                                            |                                                                                                                                                                                                                                                            |                                                                                                                                                                                                                                                                                                                              |                                                                                                                                                                                                                                                                                        |
| 70         | (61) In the context of market surveillance, a clear distinction should be established between the disputing of a harmonised standard conferring a presumption of conformity on machinery products and the safeguard clause relating to machinery products. | (61) In the context of market surveillance, a clear distinction should be established between the disputing of a harmonised standard conferring a presumption of conformity on machinery products and the safeguard clause relating to machinery products. | (61) In the context of market surveillance, a clear distinction should be established between the disputing of a harmonised standard conferring a presumption of conformity on <u>products subject to this Regulation</u> <del>machinery products</del> and the safeguard clause relating to <u>products subject to this</u> |                                                                                                                                                                                                                                                                                        |

|            | Commission Proposal                                                                                                                                                                                                                                                                                                                                                                                      | EP Mandate                                                                                                                                                                                                                                                                                                                                                                                               | Council Mandate                                                                                                                                                                                                                                                                                                                                                                                                                                                 | Draft Agreement |
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|            |                                                                                                                                                                                                                                                                                                                                                                                                          |                                                                                                                                                                                                                                                                                                                                                                                                          | <u>Regulation</u> <del>machinery products</del> .                                                                                                                                                                                                                                                                                                                                                                                                               |                 |
| Recital 62 |                                                                                                                                                                                                                                                                                                                                                                                                          |                                                                                                                                                                                                                                                                                                                                                                                                          |                                                                                                                                                                                                                                                                                                                                                                                                                                                                 |                 |
| 71         | (62) Directive 2006/42/EC already provides for a safeguard procedure, which is necessary to allow for the possibility of contesting the conformity of machinery products. In order to increase transparency and to reduce processing time, it is necessary to improve the existing safeguard procedure, with a view to making it more efficient and drawing on the expertise available in Member States. | (62) Directive 2006/42/EC already provides for a safeguard procedure, which is necessary to allow for the possibility of contesting the conformity of machinery products. In order to increase transparency and to reduce processing time, it is necessary to improve the existing safeguard procedure, with a view to making it more efficient and drawing on the expertise available in Member States. | (62) Directive 2006/42/EC already provides for a safeguard procedure, which is necessary to allow for the possibility of contesting the conformity of <u>products subject to this Regulation</u> <del>machinery products</del> . In order to increase transparency and to reduce processing time, it is necessary to improve the existing safeguard procedure, with a view to making it more efficient and drawing on the expertise available in Member States. |                 |

|            | Commission Proposal                                                                                                                                                                                                                                                                                                                                                                                                                                                                                               | EP Mandate                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                        | Council Mandate                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                    | Draft Agreement |
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| Recital 63 |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                   |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                   |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                    |                 |
| 72         | (63) The existing safeguard procedure should be supplemented by a procedure under which interested parties are informed of measures intended to be taken with regard to machinery products posing a risk to the health or safety of persons and, where appropriate, domestic animals and property and, where applicable, the environment. It should allow market surveillance authorities, in cooperation with the relevant economic operators, to act at an earlier stage in respect of such machinery products. | (63) The existing safeguard procedure should be supplemented by a procedure under which interested parties are informed of measures intended to be taken with regard to machinery products posing a risk to the health or safety of persons and, where appropriate, domestic animals and property and, where applicable, the environment. It should allow market surveillance authorities, in cooperation with the relevant economic operators, to act at an earlier stage in respect of such machinery products. | (63) The existing safeguard procedure should be supplemented by a procedure under which interested parties are informed of measures intended to be taken with regard to <u>products subject to this Regulation</u> <del>machinery products</del> posing a risk to the health or safety of persons and, where appropriate, domestic animals and property and, where applicable, the environment. It should allow market surveillance authorities, in cooperation with the relevant economic operators, to act at an earlier stage in respect of such <del>machinery</del> products. |                 |
| Recital 64 |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                   |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                   |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                    |                 |

|            | Commission Proposal                                                                                                                                                                                                                                                      | EP Mandate                                                                                                                                                                                                                                                               | Council Mandate                                                                                                                                                                                                                                                          | Draft Agreement                                                                                                                                                                                                                                                                                                     |
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| 73         | (64) Where the Member States and the Commission agree as to the justification of a measure taken by a Member State, no further involvement of the Commission should be required, except where non-compliance can be attributed to shortcomings of a harmonised standard. | (64) Where the Member States and the Commission agree as to the justification of a measure taken by a Member State, no further involvement of the Commission should be required, except where non-compliance can be attributed to shortcomings of a harmonised standard. | (64) Where the Member States and the Commission agree as to the justification of a measure taken by a Member State, no further involvement of the Commission should be required, except where non-compliance can be attributed to shortcomings of a harmonised standard. | (64) Where the Member States and the Commission agree as to the justification of a measure taken by a Member State, no further involvement of the Commission should be required, except where non-compliance can be attributed to shortcomings of a harmonised standard.<br><br>Text Origin:<br>Commission Proposal |
| Recital 65 |                                                                                                                                                                                                                                                                          |                                                                                                                                                                                                                                                                          |                                                                                                                                                                                                                                                                          |                                                                                                                                                                                                                                                                                                                     |
| 74         | (65) In order to take into account technical progress and knowledge or new scientific evidence, the                                                                                                                                                                      | (65) In order to take into account technical progress and knowledge or new scientific evidence <u>and to</u>                                                                                                                                                             | (65) In order to take into account technical progress and knowledge or new scientific evidence, the                                                                                                                                                                      |                                                                                                                                                                                                                                                                                                                     |

|  | Commission Proposal                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                        | EP Mandate                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                        | Council Mandate                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                             | Draft Agreement |
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|  | <p>power to adopt acts in accordance with Article 290 of the Treaty on the Functioning of the European Union should be delegated to the Commission in respect of amending the list of high-risk machinery products and the indicative list of safety components. It is of particular importance that the Commission carries out appropriate consultations during its preparatory work, including at expert level. The Commission, when preparing and drawing up delegated acts, should ensure a simultaneous, timely and appropriate transmission of relevant documents to the European Parliament and to the Council.</p> | <p><u><i>ensure a sufficient level of data availability</i></u>, the power to adopt acts in accordance with Article 290 of the Treaty on the Functioning of the European Union should be delegated to the Commission in respect of amending the list of <del>high-risk</del> machinery products <u><i>in Annex I</i></u> and the indicative list of safety components <u><i>in Annex II, and of supplementing the obligations of Member States to communicate information on the categories of machinery products which are subject to a specific conformity assessment procedure.</i></u> <u><i>Where a new machinery product is added to the list in Annex I, the Commission should ensure that economic operators are provided with sufficient time to comply with</i></u></p> | <p>power to adopt acts in accordance with Article 290 of the Treaty on the Functioning of the European Union should be delegated to the Commission in respect of amending <u><i>Annexes I and II</i></u> <del><i>the list of high-risk machinery products and the indicative list of safety components</i></del>. It is of particular importance that the Commission carries out appropriate consultations during its preparatory work, including at expert level. The Commission, when preparing and drawing up delegated acts, should ensure a simultaneous, timely and appropriate transmission of relevant documents to the European Parliament and to the Council.</p> |                 |

|    | Commission Proposal                                                                                | EP Mandate                                                                                                                                                                                                                                                                                                                                                                                                                                                   | Council Mandate                                                                                    | Draft Agreement |
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|    |                                                                                                    | <p><u>their obligations under this Regulation</u>. It is of particular importance that the Commission carries out appropriate consultations during its preparatory work, including <del>at expert level</del> <u>with experts and stakeholders</u>. The Commission, when preparing and drawing up delegated acts, should ensure a simultaneous, timely and appropriate transmission of relevant documents to the European Parliament and to the Council.</p> |                                                                                                    |                 |
|    | Recital 66                                                                                         |                                                                                                                                                                                                                                                                                                                                                                                                                                                              |                                                                                                    |                 |
| 75 | (66) In order to ensure uniform conditions for the implementation of this Regulation, implementing | (66) In order to ensure uniform conditions for the implementation of this Regulation, implementing                                                                                                                                                                                                                                                                                                                                                           | (66) In order to ensure uniform conditions for the implementation of this Regulation, implementing |                 |

|  | Commission Proposal                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                             | EP Mandate                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                            | Council Mandate                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                         | Draft Agreement |
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|  | <p>powers should be conferred on the Commission establishing technical specifications for the essential health and safety requirements, requesting the notifying Member State to take the necessary corrective measures in respect of a notified body that does not meet the requirements for its notification and establishing whether a national measure in respect of compliant machinery which a Member State finds to pose a risk to health and safety of persons is justified. Those powers should be exercised in accordance with Regulation (EU) No 182/2011 of the European Parliament and of the Council<sup>1</sup>.</p> <p>_____ 1. Regulation (EU) No 182/2011 of the European</p> | <p>powers should be conferred on the Commission establishing technical specifications for the <del>essential</del> health and safety requirements, requesting the notifying Member State to take the necessary corrective measures in respect of a notified body that does not meet the requirements for its notification and establishing whether a national measure in respect of compliant machinery which a Member State finds to <del>pose</del> a risk to health and safety of persons, <u>in particular consumers and professional operators</u>, is justified. Those powers should be exercised in accordance with Regulation (EU) No 182/2011 of the European Parliament and of the Council<sup>1</sup>.</p> <p>_____ 1. Regulation (EU)</p> | <p>powers should be conferred on the Commission establishing <del>technical</del><u>common</u> specifications for the essential health and safety requirements, requesting the notifying Member State to take the necessary corrective measures in respect of a notified body that does not meet the requirements for its notification and establishing whether a national measure in respect of compliant machinery which a Member State finds to pose a risk to health and safety of persons is justified. Those powers should be exercised in accordance with Regulation (EU) No 182/2011 of the European Parliament and of the Council<sup>1</sup>.</p> <p>_____ 1. Regulation (EU) No 182/2011 of the European</p> |                 |

|            | Commission Proposal                                                                                                                                                                                                                | EP Mandate                                                                                                                                                                                                                                                     | Council Mandate                                                                                                                                                                                                                             | Draft Agreement |
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|            | Parliament and of the Council of 16 February 2011 laying down the rules and general principles concerning mechanisms for control by Member States of the Commission's exercise of implementing powers (OJ L 55, 28.2.2011, p. 13). | No 182/2011 of the European Parliament and of the Council of 16 February 2011 laying down the rules and general principles concerning mechanisms for control by Member States of the Commission's exercise of implementing powers (OJ L 55, 28.2.2011, p. 13). | Parliament and of the Council of 16 February 2011 laying down the rules and general principles concerning mechanisms for control by Member States of the Commission's exercise of implementing powers (OJ L 55, 28.2.2011, p. 13).          |                 |
| Recital 67 |                                                                                                                                                                                                                                    |                                                                                                                                                                                                                                                                |                                                                                                                                                                                                                                             |                 |
| 76         | (67) The Commission should adopt immediately applicable implementing acts determining whether a national measure taken in respect of compliant machinery products that poses a risk is justified or not where, in duly             | (67) The Commission should adopt immediately applicable implementing acts determining whether a national measure taken in respect of compliant machinery products that poses a risk is justified or not where, in duly                                         | (67) The Commission should adopt immediately applicable implementing acts determining whether a national measure taken in respect of compliant <u>products</u> <u>subject to this Regulation</u> <del>machinery products</del> that poses a |                 |



|            | Commission Proposal                                                                                                                                                                                                                                                                      | EP Mandate                                                                                                                                                                                                                                                                               | Council Mandate                                                                                                                                                                                                                                                                          | Draft Agreement                                                                                                                                                                                                                                                                          |
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|            | justified cases relating to the protection of the health or safety of persons, imperative grounds of urgency so require.                                                                                                                                                                 | justified cases relating to the protection of the health or safety of persons, imperative grounds of urgency so require.                                                                                                                                                                 | risk is justified or not where, in duly justified cases relating to the protection of the health or safety of persons, imperative grounds of urgency so require.                                                                                                                         |                                                                                                                                                                                                                                                                                          |
| Recital 68 |                                                                                                                                                                                                                                                                                          |                                                                                                                                                                                                                                                                                          |                                                                                                                                                                                                                                                                                          |                                                                                                                                                                                                                                                                                          |
| 77         | (68) In line with established practice, the committee set up by this Regulation can play a useful role in examining matters concerning the application of this Regulation raised either by its chair or by a representative of a Member State in accordance with its rules of procedure. | (68) In line with established practice, the committee set up by this Regulation can play a useful role in examining matters concerning the application of this Regulation raised either by its chair or by a representative of a Member State in accordance with its rules of procedure. | (68) In line with established practice, the committee set up by this Regulation can play a useful role in examining matters concerning the application of this Regulation raised either by its chair or by a representative of a Member State in accordance with its rules of procedure. | (68) In line with established practice, the committee set up by this Regulation can play a useful role in examining matters concerning the application of this Regulation raised either by its chair or by a representative of a Member State in accordance with its rules of procedure. |

|            | Commission Proposal                                                                                                                                                                                                                                                                                                     | EP Mandate                                                                                                                                                                                                                                                                                                              | Council Mandate                                                                                                                                                                                                                                                                                                         | Draft Agreement                                                                                                                                                                                                                                                                                                                                                    |
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|            |                                                                                                                                                                                                                                                                                                                         |                                                                                                                                                                                                                                                                                                                         |                                                                                                                                                                                                                                                                                                                         | Text Origin:<br>Commission Proposal                                                                                                                                                                                                                                                                                                                                |
| Recital 69 |                                                                                                                                                                                                                                                                                                                         |                                                                                                                                                                                                                                                                                                                         |                                                                                                                                                                                                                                                                                                                         |                                                                                                                                                                                                                                                                                                                                                                    |
| 78         | (69) When matters relating to this Regulation, other than its implementation or infringements, are being examined in a Commission expert group, the European Parliament should in line with existing practice receive full information and documentation and, where appropriate, an invitation to attend such meetings. | (69) When matters relating to this Regulation, other than its implementation or infringements, are being examined in a Commission expert group, the European Parliament should in line with existing practice receive full information and documentation and, where appropriate, an invitation to attend such meetings. | (69) When matters relating to this Regulation, other than its implementation or infringements, are being examined in a Commission expert group, the European Parliament should in line with existing practice receive full information and documentation and, where appropriate, an invitation to attend such meetings. | (69) When matters relating to this Regulation, other than its implementation or infringements, are being examined in a Commission expert group, the European Parliament should in line with existing practice receive full information and documentation and, where appropriate, an invitation to attend such meetings.<br><br>Text Origin:<br>Commission Proposal |

|            | Commission Proposal                                                                                                                                                                                                                                                              | EP Mandate                                                                                                                                                                                                                                                                       | Council Mandate                                                                                                                                                                                                                                                                                                                        | Draft Agreement                                                                                     |
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|            |                                                                                                                                                                                                                                                                                  |                                                                                                                                                                                                                                                                                  |                                                                                                                                                                                                                                                                                                                                        |                                                                                                     |
| Recital 70 |                                                                                                                                                                                                                                                                                  |                                                                                                                                                                                                                                                                                  |                                                                                                                                                                                                                                                                                                                                        |                                                                                                     |
| 79         | (70) The Commission should, by means of implementing acts and, given their special nature, acting without the application of Regulation (EU) No 182/2011, determine whether measures taken by Member States in respect of non-compliant machinery products are justified or not. | (70) The Commission should, by means of implementing acts and, given their special nature, acting without the application of Regulation (EU) No 182/2011, determine whether measures taken by Member States in respect of non-compliant machinery products are justified or not. | (70) The Commission should, by means of implementing acts and, given their special nature, acting without the application of Regulation (EU) No 182/2011, determine whether measures taken by Member States in respect of non-compliant <u>products subject to this Regulation</u> <del>machinery products</del> are justified or not. |                                                                                                     |
| Recital 71 |                                                                                                                                                                                                                                                                                  |                                                                                                                                                                                                                                                                                  |                                                                                                                                                                                                                                                                                                                                        |                                                                                                     |
| 80         | (71) The traceability of machinery data required for the technical file and for market surveillance                                                                                                                                                                              | (71) The traceability of machinery data required for the technical file and for market surveillance                                                                                                                                                                              | (71) The traceability of machinery data required for the technical file and for market surveillance                                                                                                                                                                                                                                    | (71) The traceability of machinery data required for the technical file and for market surveillance |

|            | Commission Proposal                                                                                                                                                                                                          | EP Mandate                                                                                                                                                                                                                   | Council Mandate                                                                                                                                                                                                              | Draft Agreement                                                                                                                                                                                                              |
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|            | purposes, must comply with confidentiality rules to protect manufacturers.                                                                                                                                                   | purposes, must comply with confidentiality rules to protect manufacturers.                                                                                                                                                   | purposes, must comply with confidentiality rules to protect manufacturers.                                                                                                                                                   | <p>purposes, must comply with confidentiality rules to protect manufacturers.</p> <p>Text Origin:<br/>Commission Proposal</p>                                                                                                |
| Recital 72 |                                                                                                                                                                                                                              |                                                                                                                                                                                                                              |                                                                                                                                                                                                                              |                                                                                                                                                                                                                              |
| 81         | (72) Member States should lay down rules on penalties applicable to infringements of this Regulation and ensure that those rules are enforced. The penalties provided for should be effective, proportionate and dissuasive. | (72) Member States should lay down rules on penalties applicable to infringements of this Regulation and ensure that those rules are enforced. The penalties provided for should be effective, proportionate and dissuasive. | (72) Member States should lay down rules on penalties applicable to infringements of this Regulation and ensure that those rules are enforced. The penalties provided for should be effective, proportionate and dissuasive. | (72) Member States should lay down rules on penalties applicable to infringements of this Regulation and ensure that those rules are enforced. The penalties provided for should be effective, proportionate and dissuasive. |

|            | Commission Proposal                                                                                                                                                                                                                                                                                                                                                                                                                                                    | EP Mandate                                                                                                                                                                                                                                                                                                                                                                                                                                                             | Council Mandate                                                                                                                                                                                                                                                                                                                                                                                                                                                                                       | Draft Agreement                     |
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| Recital 73 |                                                                                                                                                                                                                                                                                                                                                                                                                                                                        |                                                                                                                                                                                                                                                                                                                                                                                                                                                                        |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                       |                                     |
| 82         | (73) Since the objective of this Regulation, namely to ensure that machinery products placed on the market fulfils the requirements providing for a high level of protection of health and safety of persons, and, where appropriate, domestic animals and property and, where applicable, the environment, while guaranteeing the functioning of the internal market, cannot be sufficiently achieved by the Member States, but can rather, by reason of the need for | (73) Since the objective of this Regulation, namely to ensure that machinery products placed on the market fulfils the requirements providing for a high level of protection of health and safety of persons, and, where appropriate, domestic animals and property and, where applicable, the environment, while guaranteeing the functioning of the internal market, cannot be sufficiently achieved by the Member States, but can rather, by reason of the need for | (73) Since the objective of this Regulation, namely to ensure that <u>products subject to this Regulation</u> <del>machinery products</del> placed on the market fulfils the requirements providing for a high level of protection of health and safety of persons, and, where appropriate, domestic animals and property and, where applicable, the environment, while guaranteeing the functioning of the internal market, cannot be sufficiently achieved by the Member States, but can rather, by |                                     |

|            | Commission Proposal                                                                                                                                                                                                                                                                                                                                                      | EP Mandate                                                                                                                                                                                                                                                                                                                                                               | Council Mandate                                                                                                                                                                                                                                                                                                                                                                                 | Draft Agreement |
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|            | <p>harmonisation , be better achieved at Union level, the Union may adopt measures, in accordance with the principle of subsidiarity set out in Article 5 of the Treaty on European Union. In accordance with the principle of proportionality, as set out in that Article, this Regulation does not go beyond what is necessary in order to achieve that objective.</p> | <p>harmonisation , be better achieved at Union level, the Union may adopt measures, in accordance with the principle of subsidiarity set out in Article 5 of the Treaty on European Union. In accordance with the principle of proportionality, as set out in that Article, this Regulation does not go beyond what is necessary in order to achieve that objective.</p> | <p>reason of the need for harmonisation , be better achieved at Union level, the Union may adopt measures, in accordance with the principle of subsidiarity set out in Article 5 of the Treaty on European Union. In accordance with the principle of proportionality, as set out in that Article, this Regulation does not go beyond what is necessary in order to achieve that objective.</p> |                 |
| Recital 74 |                                                                                                                                                                                                                                                                                                                                                                          |                                                                                                                                                                                                                                                                                                                                                                          |                                                                                                                                                                                                                                                                                                                                                                                                 |                 |
| 83         | <p>(74) Council Directive 73/361/EEC<sup>1</sup> on the approximation of the laws, regulations and administrative provisions of the Member States relating to the</p>                                                                                                                                                                                                    | <p>(74) Council Directive 73/361/EEC<sup>1</sup> on the approximation of the laws, regulations and administrative provisions of the Member States relating to the</p>                                                                                                                                                                                                    | <p>(74) Council Directive 73/361/EEC<sup>1</sup> on the approximation of the laws, regulations and administrative provisions of the Member States relating to the</p>                                                                                                                                                                                                                           |                 |

|            | Commission Proposal                                                                                                                                                                                                                                                                                                                                                                                                                                                 | EP Mandate                                                                                                                                                                                                                                                                                                                                                                                                                                                          | Council Mandate                                                                                                                                                                                                                                                                                                                                                                                                                                                                                         | Draft Agreement |
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|            | <p>certification and marking of wire-ropes, chains and hooks should be repealed as Directive 2006/42/EC took over its scope by including lifting accessories and chains and ropes.</p> <p>_____ 1. Council Directive 73/361/EEC of 19 November 1973 on the approximation of the laws, regulations and administrative provisions of the Member States relating to the certification and marking of wire-ropes, chains and hooks (OJ L 335, 5.12.1973, p. 51–55).</p> | <p>certification and marking of wire-ropes, chains and hooks should be repealed as Directive 2006/42/EC took over its scope by including lifting accessories and chains and ropes.</p> <p>_____ 1. Council Directive 73/361/EEC of 19 November 1973 on the approximation of the laws, regulations and administrative provisions of the Member States relating to the certification and marking of wire-ropes, chains and hooks (OJ L 335, 5.12.1973, p. 51–55).</p> | <p>certification and marking of wire-ropes, chains and hooks should be repealed as Directive 2006/42/EC took over its scope by including <u><a href="#">machinery or</a></u> lifting accessories and chains and ropes.</p> <p>_____ 1. Council Directive 73/361/EEC of 19 November 1973 on the approximation of the laws, regulations and administrative provisions of the Member States relating to the certification and marking of wire-ropes, chains and hooks (OJ L 335, 5.12.1973, p. 51–55).</p> |                 |
| Recital 75 |                                                                                                                                                                                                                                                                                                                                                                                                                                                                     |                                                                                                                                                                                                                                                                                                                                                                                                                                                                     |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                         |                 |

|            | Commission Proposal | EP Mandate                                                                                                                                                                                                                                                             | Council Mandate                                                                                                                                                                                                                                                                                                    | Draft Agreement                                                                                                                                                                                                                                                        |
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| Y          | 84                  | (75) Directive 2006/42/EC has been amended several times. Since further substantial amendments are needed, and in order to ensure a uniform implementation of the rules on machinery products throughout the Union, Directive 2006/42/EC should be repealed.           | (75) Directive 2006/42/EC has been amended several times. Since further substantial amendments are needed, and in order to ensure a uniform implementation of the rules on <u>products subject to this Regulation</u> <del>machinery products</del> throughout the Union, Directive 2006/42/EC should be repealed. |                                                                                                                                                                                                                                                                        |
| Recital 76 |                     |                                                                                                                                                                                                                                                                        |                                                                                                                                                                                                                                                                                                                    |                                                                                                                                                                                                                                                                        |
| G          | 85                  | (76) It is necessary to provide for sufficient time for economic operators to comply with their obligations under this Regulation, and for Member States to set up the administrative infrastructure necessary for its application. The application of this Regulation | (76) It is necessary to provide for sufficient time for economic operators to comply with their obligations under this Regulation, and for Member States to set up the administrative infrastructure necessary for its application. The application of this Regulation                                             | (76) It is necessary to provide for sufficient time for economic operators to comply with their obligations under this Regulation, and for Member States to set up the administrative infrastructure necessary for its application. The application of this Regulation |



|           | Commission Proposal              | EP Mandate                       | Council Mandate                  | Draft Agreement                                                             |
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|           | should therefore be deferred,    | should therefore be deferred,    | should therefore be deferred,    | should therefore be deferred,<br><br>Text Origin:<br>Commission Proposal    |
| Formula   |                                  |                                  |                                  |                                                                             |
| 86        | HAVE ADOPTED THIS<br>REGULATION: | HAVE ADOPTED THIS<br>REGULATION: | HAVE ADOPTED THIS<br>REGULATION: | HAVE ADOPTED THIS<br>REGULATION:<br><br>Text Origin:<br>Commission Proposal |
| CHAPTER I |                                  |                                  |                                  |                                                                             |

|                            | Commission Proposal             | EP Mandate                      | Council Mandate                 | Draft Agreement                                                            |
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| 87                         | CHAPTER I<br>GENERAL PROVISIONS | CHAPTER I<br>GENERAL PROVISIONS | CHAPTER I<br>GENERAL PROVISIONS | CHAPTER I<br>GENERAL PROVISIONS<br><br>Text Origin:<br>Commission Proposal |
| Article 1                  |                                 |                                 |                                 |                                                                            |
| 88                         | Article 1<br>Subject matter     | Article 1<br>Subject matter     | Article 1<br>Subject matter     | Article 1<br>Subject matter<br><br>Text Origin:<br>Commission Proposal     |
| Article 1, first paragraph |                                 |                                 |                                 |                                                                            |

|    | Commission Proposal                                                                                                                                                                                                                                                           | EP Mandate                                                                                                                                                                                                                                                                                                                                                               | Council Mandate                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                           | Draft Agreement                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                      |
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| 89 | <p>This Regulation lays down requirements for the design and construction of machinery products to allow the making available on the market or putting into service of machinery products, and establishes rules on the free movement of machinery products in the Union.</p> | <p>This Regulation lays down requirements for the design and construction of machinery products to allow the making available on the market or putting into service of machinery products, and establishes rules on the free movement of machinery products in the Union, <u>ensuring a high level of protection for Union consumers and professional operators.</u></p> | <p>This Regulation lays down <u>health and safety</u> requirements for the design and construction of machinery, <u>related</u> products <u>and partly completed machinery</u> to allow <del>the</del><u>their</u> making available on the market or putting into service <u>ensuring a high level of protection of the health and safety of persons of machinery products, where appropriate, domestic animals and property and, where applicable, the environment, It also and</u> establishes rules on the free movement of machinery, <u>related</u> products <u>and partly completed machinery</u> in the Union.</p> | <p>This Regulation lays down requirements for the design and construction of machinery <del>products</del> to allow <del>the</del><u>its</u> making available on the market or putting into service <u>while ensuring a high level of protection of the health and safety of persons, in particular consumers and professional users, and, where appropriate, domestic animals and property and, where applicable, the environment. It also of machinery products, and</u> establishes rules on the free movement of machinery <del>products</del> in the Union.</p> |

|                                 | Commission Proposal                                             | EP Mandate                                                      | Council Mandate                                                                                                | Draft Agreement                                                   |
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| Article 2                       |                                                                 |                                                                 |                                                                                                                |                                                                   |
| 90                              | Article 2<br><br>Scope                                          | Article 2<br><br>Scope                                          | Article 2<br><br>Scope                                                                                         | Article 2<br><br>Scope<br><br>Text Origin:<br>Commission Proposal |
| Article 2(1), introductory part |                                                                 |                                                                 |                                                                                                                |                                                                   |
| 91                              | (1) This Regulation applies to the following machinery products | (1) This Regulation applies to the following machinery products | (1) This Regulation applies to <u>machinery and</u> the following <del>machinery</del> <u>related</u> products |                                                                   |
| Article 2(1), point (a)         |                                                                 |                                                                 |                                                                                                                |                                                                   |

|                         | Commission Proposal                  | EP Mandate                     | Council Mandate                | Draft Agreement                                                           |
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| Y                       | 92<br>(a) machinery;                 | (a) machinery;                 | <del>(a) machinery;</del>      |                                                                           |
| Article 2(1), point (b) |                                      |                                |                                |                                                                           |
| G                       | 93<br>(b) interchangeable equipment; | (b) interchangeable equipment; | (b) interchangeable equipment; | (b) interchangeable equipment;<br><br>Text Origin:<br>Commission Proposal |
| Article 2(1), point (c) |                                      |                                |                                |                                                                           |
| G                       | 94<br>(c) safety components;         | (c) safety components;         | (c) safety components;         | (c) safety components;<br><br>Text Origin:<br>Commission Proposal         |

|                         | Commission Proposal                    | EP Mandate                             | Council Mandate                                   | Draft Agreement                                                     |
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|                         |                                        |                                        |                                                   |                                                                     |
| Article 2(1), point (d) |                                        |                                        |                                                   |                                                                     |
| 95                      | (d) lifting accessories;               | (d) lifting accessories;               | (d) lifting accessories;                          | (d) lifting accessories;<br><br>Text Origin:<br>Commission Proposal |
| Article 2(1), point (e) |                                        |                                        |                                                   |                                                                     |
| 96                      | (e) chains, ropes, slings and webbing; | (e) chains, ropes, slings and webbing; | (e) chains, ropes, <del>slings</del> and webbing; | (e) chains, ropes, <del>slings</del> and webbing;                   |

|                         | Commission Proposal                            | EP Mandate                                     | Council Mandate                                | Draft Agreement                                                                           |
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|                         |                                                |                                                |                                                | Text Origin: Council<br>Mandate                                                           |
| Article 2(1), point (f) |                                                |                                                |                                                |                                                                                           |
| 97                      | (f) removable mechanical transmission devices; | (f) removable mechanical transmission devices; | (f) removable mechanical transmission devices; | (f) removable mechanical transmission devices;<br><br>Text Origin:<br>Commission Proposal |
| Article 2(1), point (g) |                                                |                                                |                                                |                                                                                           |
| 98                      | (g) partly completed machinery.                | (g) partly completed machinery.                | <del>(g) partly completed machinery.</del>     | (g) <del>partly completed machinery.</del><br><del>deleted</del>                          |

|                                    | Commission Proposal | EP Mandate | Council Mandate                                                                  | Draft Agreement                                                                                                          |
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|                                    |                     |            |                                                                                  |                                                                                                                          |
| Article 2(1), unnumbered paragraph |                     |            |                                                                                  |                                                                                                                          |
| 98a                                |                     |            | <p><u><i>This Regulation also applies to partly completed machinery.</i></u></p> | <p><u><i>This Regulation also applies to partly completed machinery.</i></u></p> <p>Text Origin: Council<br/>Mandate</p> |



|                                 | Commission Proposal                                                                                                                                                       | EP Mandate                                                                                                                                                                | Council Mandate                                                                                                                                                                                                                 | Draft Agreement                                                                                                                                                                                                                 |
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| Article 2(2), introductory part |                                                                                                                                                                           |                                                                                                                                                                           |                                                                                                                                                                                                                                 |                                                                                                                                                                                                                                 |
| 99                              | (2) This Regulation does not apply to:                                                                                                                                    | (2) This Regulation does not apply to:                                                                                                                                    | (2) This Regulation does not apply to:                                                                                                                                                                                          | (2) This Regulation does not apply to:<br><br>Text Origin:<br>Commission Proposal                                                                                                                                               |
| Article 2(2), point (a)         |                                                                                                                                                                           |                                                                                                                                                                           |                                                                                                                                                                                                                                 |                                                                                                                                                                                                                                 |
| 100                             | (a) safety components that are intended to be used as spare parts to replace identical components and are supplied by the manufacturer of the original machinery product; | (a) safety components that are intended to be used as spare parts to replace identical components and are supplied by the manufacturer of the original machinery product; | (a) safety components that are intended to be used as spare parts to replace identical components and are supplied by the manufacturer of the original machinery, <u>related</u> product <u>or partly completed machinery</u> ; | (a) safety components that are intended to be used as spare parts to replace identical components and are supplied by the manufacturer of the original machinery, <u>related</u> product <u>or partly completed machinery</u> ; |

|                         | Commission Proposal                                               | EP Mandate                                                        | Council Mandate                                                   | Draft Agreement                                                                                                      |
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|                         |                                                                   |                                                                   |                                                                   | <p>To be agreed horizontally.</p> <p>Text Origin: Council<br/>Mandate</p>                                            |
| Article 2(2), point (b) |                                                                   |                                                                   |                                                                   |                                                                                                                      |
| 101                     | (b) specific equipment for use in fairgrounds or amusement parks; | (b) specific equipment for use in fairgrounds or amusement parks; | (b) specific equipment for use in fairgrounds or amusement parks; | <p>(b) specific equipment for use in fairgrounds or amusement parks;</p> <p>Text Origin:<br/>Commission Proposal</p> |

|                         | Commission Proposal                                                                                                                                   | EP Mandate                                                                                                                                            | Council Mandate                                                                                                                                                                                                                                                                                                                             | Draft Agreement                                                                                                                                                                                                                                                                                                                                                                                                                                       |
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| Article 2(2), point (c) |                                                                                                                                                       |                                                                                                                                                       |                                                                                                                                                                                                                                                                                                                                             |                                                                                                                                                                                                                                                                                                                                                                                                                                                       |
| 102                     | (c) machinery specially designed or put into service for nuclear purposes which, in the event of failure, may result in an emission of radioactivity; | (c) machinery specially designed or put into service for nuclear purposes which, in the event of failure, may result in an emission of radioactivity; | (c) machinery <u>and related products</u> specially designed <del>or put into service for nuclear purposes</del> <del>which, in the event of failure, may result in an emission of radioactivity</del> <u>for use within or used in a nuclear installation and whose conformity with this Regulation may undermine the nuclear safety</u> ; | (c) machinery <u>and related products</u> specially designed <del>or put into service for nuclear purposes</del> <del>which, in the event of failure, may result in an emission of radioactivity</del> <u>for use within or used in a nuclear installation and whose conformity with this Regulation may undermine the nuclear safety</u> ;<br><br>'machinery and related products' to be discussed horizontally.<br><br>Text Origin: Council Mandate |

|     | Commission Proposal                                                                                                                                           | EP Mandate                                                                                                                                                                                              | Council Mandate                                                                                                                                                                                                                                                         | Draft Agreement                                                                                                                                                                                                                                                         |
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|     |                                                                                                                                                               |                                                                                                                                                                                                         |                                                                                                                                                                                                                                                                         |                                                                                                                                                                                                                                                                         |
|     | Article 2(2), point (d)                                                                                                                                       |                                                                                                                                                                                                         |                                                                                                                                                                                                                                                                         |                                                                                                                                                                                                                                                                         |
| 103 | (d) weapons, including firearms;                                                                                                                              | (d) weapons, including firearms;                                                                                                                                                                        | (d) weapons, including firearms;                                                                                                                                                                                                                                        | (d) weapons, including firearms;<br><br>Text Origin:<br>Commission Proposal                                                                                                                                                                                             |
|     | Article 2(2), point (e)                                                                                                                                       |                                                                                                                                                                                                         |                                                                                                                                                                                                                                                                         |                                                                                                                                                                                                                                                                         |
| 104 | (e) vehicles which have as their only objective the transport of goods or persons by road, air, water or rail except for machinery mounted on those vehicles; | (e) vehicles which have as their only objective the transport of goods, <u>persons or animals by</u> <del>or persons by road</del> , air, water or rail except for machinery mounted on those vehicles; | (e) <del>vehicles which have as their only objective the</del> <u>means of</u> transport <del>of goods or persons by road, air, water or rail except for</del> <u>by air, on water and on rail networks with the exclusion of</u> machinery mounted on <del>those</del> | (e) <del>vehicles which have as their only objective the</del> <u>means of</u> transport <del>of goods or persons by road, air, water or rail except for</del> <u>by air, on water and on rail networks with the exclusion of</u> machinery mounted on <del>those</del> |



|                          | Commission Proposal | EP Mandate                                                                                                                                                                                                                                                                                                          | Council Mandate                                                       | Draft Agreement                                                                                                                                                                                                                                                                                                     |
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|                          |                     |                                                                                                                                                                                                                                                                                                                     | <a href="#"><u>safety requirements set out in this Regulation</u></a> | <a href="#"><u>safety requirements set out in this Regulation</u></a><br><br>Text Origin: Council<br>Mandate                                                                                                                                                                                                        |
| Article 2(2), point (ea) |                     |                                                                                                                                                                                                                                                                                                                     |                                                                       |                                                                                                                                                                                                                                                                                                                     |
| 104b                     |                     | <a href="#"><u>(ea) motor vehicles and their trailers, as well as systems, components and separate technical units, parts and equipment designed and constructed for such vehicles, which fall within the scope of application of Regulation (EU) 2018/858, except for machinery mounted on those vehicles;</u></a> |                                                                       | <a href="#"><u>(ea) motor vehicles and their trailers, as well as systems, components and separate technical units, parts and equipment designed and constructed for such vehicles, which fall within the scope of application of Regulation (EU) 2018/858, except for machinery mounted on those vehicles;</u></a> |

|                         | Commission Proposal                                                                                                                                                                                                    | EP Mandate                                                                                                                                                                                                                                             | Council Mandate                                                                                                                                                                                                                                        | Draft Agreement                                                                                                                                                                                                                                        |
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|                         |                                                                                                                                                                                                                        |                                                                                                                                                                                                                                                        |                                                                                                                                                                                                                                                        | <p>105a identical.</p> <p>Text Origin: EP Mandate</p>                                                                                                                                                                                                  |
| Article 2(2), point (f) |                                                                                                                                                                                                                        |                                                                                                                                                                                                                                                        |                                                                                                                                                                                                                                                        |                                                                                                                                                                                                                                                        |
| 105                     | (f) two- or three-wheel vehicles and quadricycles, as well as systems, components, separate technical units, parts and equipment designed and constructed for such vehicles, that fall within the scope of application | (f) two- or three-wheel vehicles and quadricycles, as well as systems, components, separate technical units, parts and equipment designed and constructed for such vehicles, that fall within the scope of application of Regulation (EU) No 168/2013. | (f) two- or three-wheel vehicles and quadricycles, as well as systems, components, separate technical units, parts and equipment designed and constructed for such vehicles, that fall within the scope of application of Regulation (EU) No 168/2013. | (f) two- or three-wheel vehicles and quadricycles, as well as systems, components, separate technical units, parts and equipment designed and constructed for such vehicles, that fall within the scope of application of Regulation (EU) No 168/2013. |

|                          | Commission Proposal             | EP Mandate                                             | Council Mandate                                                                                                                                                                                                                                                                                    | Draft Agreement                                                                          |
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|                          | of Regulation (EU) No 168/2013; | <u>except for machinery mounted on those vehicles;</u> | <u>except for machinery mounted on those vehicles;</u>                                                                                                                                                                                                                                             | <u>except for machinery mounted on those vehicles;</u><br><br>Text Origin: EP<br>Mandate |
| Article 2(2), point (fa) |                                 |                                                        |                                                                                                                                                                                                                                                                                                    |                                                                                          |
| 105a                     |                                 |                                                        | <u>(fa) motor vehicles and their trailers, as well as systems, components and separate technical units, parts and equipment designed and constructed for such vehicles, that fall within the scope of application of Regulation (EU) 2018/858, except for machinery mounted on those vehicles;</u> | <u>(fa) deleted</u><br><br>Covered by / identical to 104b.                               |



|   | Commission Proposal      | EP Mandate                                                                                                                                                                                                                                  | Council Mandate                                                                                                                                                                                                                                                                                                                                  | Draft Agreement                                                                                                                                                                                                                                                                                                                           |
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|   |                          |                                                                                                                                                                                                                                             |                                                                                                                                                                                                                                                                                                                                                  |                                                                                                                                                                                                                                                                                                                                           |
|   | Article 2(2), point (fb) |                                                                                                                                                                                                                                             |                                                                                                                                                                                                                                                                                                                                                  |                                                                                                                                                                                                                                                                                                                                           |
| g | 105b                     |                                                                                                                                                                                                                                             | <u>(fb) vehicles exclusively intended for competition;</u>                                                                                                                                                                                                                                                                                       | <u>(fb) deleted</u>                                                                                                                                                                                                                                                                                                                       |
|   | Article 2(2), point (g)  |                                                                                                                                                                                                                                             |                                                                                                                                                                                                                                                                                                                                                  |                                                                                                                                                                                                                                                                                                                                           |
| g | 106                      | (g) agricultural and forestry vehicles, as well as systems, components, separate technical units, parts and equipment designed and constructed for such vehicles, that fall within the scope of application of Regulation (EU) No 167/2013; | (g) agricultural and forestry <del>vehicles</del> <u>tractors</u> , as well as systems, components, separate technical units, parts and equipment designed and constructed for such <del>vehicles</del> <u>tractors</u> , that fall within the scope of application of Regulation (EU) No 167/2013, <u>except for machinery mounted on them;</u> | (g) agricultural and forestry <del>vehicles</del> <u>tractors</u> , as well as systems, components, separate technical units, parts and equipment designed and constructed for such <del>vehicles</del> <u>tractors</u> , that fall within the scope of application of Regulation (EU) No 167/2013 <u>with the exception of machinery</u> |

|                          | Commission Proposal | EP Mandate                                                           | Council Mandate        | Draft Agreement                                                                                                           |
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|                          |                     |                                                                      | <u>those vehicles;</u> | <u>mounted on those tractors;</u><br><br>The wording comes from CNS text in<br>104<br><br>Text Origin: Council<br>Mandate |
| Article 2(2), point (ga) |                     |                                                                      |                        |                                                                                                                           |
| 106a                     |                     | <u>(ga) motor vehicles exclusively<br/>intended for competition;</u> |                        | <u>(ga) motor vehicles exclusively<br/>intended for competition;</u>                                                      |

|                         | Commission Proposal                                                                                    | EP Mandate                                                                                             | Council Mandate                                                                                        | Draft Agreement                                                                                                                                   |
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|                         |                                                                                                        |                                                                                                        |                                                                                                        | Text Origin: EP<br>Mandate                                                                                                                        |
| Article 2(2), point (h) |                                                                                                        |                                                                                                        |                                                                                                        |                                                                                                                                                   |
| 107                     | (h) seagoing vessels and mobile offshore units and machinery installed on board such vessels or units; | (h) seagoing vessels and mobile offshore units and machinery installed on board such vessels or units; | (h) seagoing vessels and mobile offshore units and machinery installed on board such vessels or units; | (h) seagoing vessels and mobile offshore units and machinery installed on board such vessels or units;<br><br>Text Origin:<br>Commission Proposal |
| Article 2(2), point (i) |                                                                                                        |                                                                                                        |                                                                                                        |                                                                                                                                                   |
| 108                     | (i) machinery specially designed                                                                       | (i) machinery specially designed                                                                       | (i) machinery <u>or related products</u>                                                               | (i) machinery <u>or related products</u>                                                                                                          |

|                         | Commission Proposal                                                                                       | EP Mandate                                                                                                | Council Mandate                                                                                                                      | Draft Agreement                                                                                                                                         |
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|                         | and constructed for military or police purposes;                                                          | and constructed for military or police purposes;                                                          | <div> <div> PUBLIC </div> </div> specially designed and constructed for military or police purposes;                                 | specially designed and constructed for military or police purposes;<br><br>terminology<br><br><br>Text Origin: Council Mandate                          |
| Article 2(2), point (j) |                                                                                                           |                                                                                                           |                                                                                                                                      |                                                                                                                                                         |
| 109                     | (j) machinery specially designed and constructed for research purposes for temporary use in laboratories; | (j) machinery specially designed and constructed for research purposes for temporary use in laboratories; | (j) machinery <u>or related products</u> specially designed and constructed for research purposes for temporary use in laboratories; | (j) machinery <u>or related products</u> specially designed and constructed for research purposes for temporary use in laboratories;<br><br>terminology |

|                         | Commission Proposal                                          | EP Mandate                                                   | Council Mandate                                                         | Draft Agreement                                                         |
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|                         |                                                              |                                                              |                                                                         | Text Origin: Council<br>Mandate                                         |
| Article 2(2), point (k) |                                                              |                                                              |                                                                         |                                                                         |
| 110                     | (k) mine winding gear;                                       | (k) mine winding gear;                                       | (k) mine winding gear;                                                  | (k) mine winding gear;<br><br>Text Origin:<br>Commission Proposal       |
| Article 2(2), point (l) |                                                              |                                                              |                                                                         |                                                                         |
| 111                     | (l) machinery intended to move<br>performers during artistic | (l) machinery intended to move<br>performers during artistic | (l) machinery <u>or related products</u><br>intended to move performers | (l) machinery <u>or related products</u><br>intended to move performers |

|                                            | Commission Proposal                                                                                                                                          | EP Mandate                                                                                                                                                   | Council Mandate                                                                                                                                              | Draft Agreement                                                                                                                                                                  |
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|                                            | performances;                                                                                                                                                | performances;                                                                                                                                                | during artistic performances;                                                                                                                                | during artistic performances;<br><br>terminology<br><br>Text Origin: Council<br>Mandate                                                                                          |
| Article 2(2), point (m), introductory part |                                                                                                                                                              |                                                                                                                                                              |                                                                                                                                                              |                                                                                                                                                                                  |
| 112                                        | (m) the following electrical and electronic products, insofar as they fall within the scope of application of Directive 2014/35/EU or Directive 2014/53/EU : | (m) the following electrical and electronic products, insofar as they fall within the scope of application of Directive 2014/35/EU or Directive 2014/53/EU : | (m) the following electrical and electronic products, insofar as they fall within the scope of application of Directive 2014/35/EU or Directive 2014/53/EU : | (m) the following electrical and electronic products, insofar as they fall within the scope of application of Directive 2014/35/EU or Directive 2014/53/EU :<br><br>Text Origin: |

|                             | Commission Proposal                                                                               | EP Mandate                                                                                        | Council Mandate                                                                                   | Draft Agreement                                                                                                                              |
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|                             |                                                                                                   |                                                                                                   |                                                                                                   | Commission Proposal                                                                                                                          |
| Article 2(2), point (m)(i)  |                                                                                                   |                                                                                                   |                                                                                                   |                                                                                                                                              |
| 113                         | (i) household appliances intended for domestic use which are not electrically operated furniture; | (i) household appliances intended for domestic use which are not electrically operated furniture; | (i) household appliances intended for domestic use which are not electrically operated furniture; | (i) household appliances intended for domestic use which are not electrically operated furniture;<br><br>Text Origin:<br>Commission Proposal |
| Article 2(2), point (m)(ii) |                                                                                                   |                                                                                                   |                                                                                                   |                                                                                                                                              |
| 114                         | (ii) audio and video equipment;                                                                   | (ii) audio and video equipment;                                                                   | (ii) audio and video equipment;                                                                   | (ii) audio and video equipment;                                                                                                              |

|                              | Commission Proposal                     | EP Mandate                              | Council Mandate                                                                                                    | Draft Agreement                                                                                                    |
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|                              |                                         |                                         |                                                                                                                    | Text Origin:<br>Commission Proposal                                                                                |
| Article 2(2), point (m)(iii) |                                         |                                         |                                                                                                                    |                                                                                                                    |
| 115                          | (iii) information technology equipment; | (iii) information technology equipment; | (iii) information technology equipment;                                                                            | (iii) information technology equipment;<br><br>Text Origin:<br>Commission Proposal                                 |
| Article 2(2), point (m)(iv)  |                                         |                                         |                                                                                                                    |                                                                                                                    |
| 116                          | (iv) office machinery;                  | (iv) office machinery;                  | (iv) <u>ordinary</u> office machinery,<br><u>except additive printing</u><br><u>machinery for producing three-</u> | (iv) <u>ordinary</u> office machinery,<br><u>except additive printing</u><br><u>machinery for producing three-</u> |



|                             | Commission Proposal                          | EP Mandate                                   | Council Mandate                              | Draft Agreement                                                                         |
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|                             |                                              |                                              | <u>dimensional products</u> ;                | <u>dimensional products</u> ;<br><br>Text Origin: Council<br>Mandate                    |
| Article 2(2), point (m)(v)  |                                              |                                              |                                              |                                                                                         |
| 117                         | (v) low-voltage switchgear and control gear; | (v) low-voltage switchgear and control gear; | (v) low-voltage switchgear and control gear; | (v) low-voltage switchgear and control gear;<br><br>Text Origin:<br>Commission Proposal |
| Article 2(2), point (m)(vi) |                                              |                                              |                                              |                                                                                         |

|                                            | Commission Proposal                                 | EP Mandate                                          | Council Mandate                                     | Draft Agreement                                                                                |
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| 118                                        | (vi) electric motors;                               | (vi) electric motors;                               | (vi) electric motors;                               | (vi) electric motors;<br><br>Text Origin:<br>Commission Proposal                               |
| Article 2(2), point (n), introductory part |                                                     |                                                     |                                                     |                                                                                                |
| 119                                        | (n) the following high-voltage electrical products: | (n) the following high-voltage electrical products: | (n) the following high-voltage electrical products: | (n) the following high-voltage electrical products:<br><br>Text Origin:<br>Commission Proposal |
| Article 2(2), point (n)(i)                 |                                                     |                                                     |                                                     |                                                                                                |

|                             | Commission Proposal               | EP Mandate                        | Council Mandate                   | Draft Agreement                                                              |
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| 120                         | (i) switch gear and control gear; | (i) switch gear and control gear; | (i) switch gear and control gear; | (i) switch gear and control gear;<br><br>Text Origin:<br>Commission Proposal |
| Article 2(2), point (n)(ii) |                                   |                                   |                                   |                                                                              |
| 121                         | (ii) transformers.                | (ii) transformers.                | (ii) transformers.                | (ii) transformers.<br><br>Text Origin:<br>Commission Proposal                |
| Article 3                   |                                   |                                   |                                   |                                                                              |
| 122                         | Article 3                         | Article 3                         | Article 3                         | Article 3                                                                    |

|                                               | Commission Proposal                                                         | EP Mandate                                                                  | Council Mandate                                                             | Draft Agreement                                                                                                        |
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|                                               | Definitions                                                                 | Definitions                                                                 | Definitions                                                                 | Definitions<br><br>Text Origin:<br>Commission Proposal                                                                 |
| Article 3, first paragraph, introductory part |                                                                             |                                                                             |                                                                             |                                                                                                                        |
| 123                                           | For the purposes of this Regulation, the following definitions shall apply: | For the purposes of this Regulation, the following definitions shall apply: | For the purposes of this Regulation, the following definitions shall apply: | For the purposes of this Regulation, the following definitions shall apply:<br><br>Text Origin:<br>Commission Proposal |

|                                                          | Commission Proposal                                                                                                                                                                                                                                            | EP Mandate                                                                                                                                                                                                                                                     | Council Mandate                                                                                                                                                                                                                                                | Draft Agreement                                                                                                                                                                                                                                                |
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| Article 3, first paragraph, point (1), introductory part |                                                                                                                                                                                                                                                                |                                                                                                                                                                                                                                                                |                                                                                                                                                                                                                                                                |                                                                                                                                                                                                                                                                |
| 124                                                      | (1) 'machinery' means:                                                                                                                                                                                                                                         | (1) 'machinery' means:                                                                                                                                                                                                                                         | (1) 'machinery' means:                                                                                                                                                                                                                                         | (1) 'machinery' means:<br><br>Text Origin:<br>Commission Proposal                                                                                                                                                                                              |
| Article 3, first paragraph, point (1)(a)                 |                                                                                                                                                                                                                                                                |                                                                                                                                                                                                                                                                |                                                                                                                                                                                                                                                                |                                                                                                                                                                                                                                                                |
| 125                                                      | (a) an assembly, fitted with or intended to be fitted with a drive system other than directly applied human or animal effort, consisting of linked parts or components, at least one of which moves, and which are joined together for a specific application; | (a) an assembly, fitted with or intended to be fitted with a drive system other than directly applied human or animal effort, consisting of linked parts or components, at least one of which moves, and which are joined together for a specific application; | (a) an assembly, fitted with or intended to be fitted with a drive system other than directly applied human or animal effort, consisting of linked parts or components, at least one of which moves, and which are joined together for a specific application; | (a) an assembly, fitted with or intended to be fitted with a drive system other than directly applied human or animal effort, consisting of linked parts or components, at least one of which moves, and which are joined together for a specific application; |

|                                          | Commission Proposal                                                                                                             | EP Mandate                                                                                                                      | Council Mandate                                                                                                                 | Draft Agreement                                                                                                                                                            |
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|                                          |                                                                                                                                 |                                                                                                                                 |                                                                                                                                 | Text Origin:<br>Commission Proposal                                                                                                                                        |
| Article 3, first paragraph, point (1)(b) |                                                                                                                                 |                                                                                                                                 |                                                                                                                                 |                                                                                                                                                                            |
| 126                                      | (b) an assembly referred to in point (a), missing only the components to connect it on site or to sources of energy and motion; | (b) an assembly referred to in point (a), missing only the components to connect it on site or to sources of energy and motion; | (b) an assembly referred to in point (a), missing only the components to connect it on site or to sources of energy and motion; | (b) an assembly referred to in point (a), missing only the components to connect it on site or to sources of energy and motion;<br><br>Text Origin:<br>Commission Proposal |
| Article 3, first paragraph, point (1)(c) |                                                                                                                                 |                                                                                                                                 |                                                                                                                                 |                                                                                                                                                                            |

|                                          | Commission Proposal                                                                                                                                                                                 | EP Mandate                                                                                                                                                                                                          | Council Mandate                                                                                                                                                                                                     | Draft Agreement                                                                                                                                                                                                                                                                       |
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| 127                                      | (c) an assembly referred to points (a) and (b), ready to be installed and able to function as it stands only if mounted on a means of transport, or installed in a building or a structure;         | (c) an assembly referred to points (a) and (b), ready to be installed and able to function as it stands only if mounted on a means of transport, or installed in a building or a structure;                         | (c) an assembly referred to points (a) and (b), ready to be installed and able to function as it stands only if mounted on a means of transport, or installed in a building or a structure;                         | (c) an assembly referred to points (a) and (b), ready to be installed and able to function as it stands only if mounted on a means of transport, or installed in a building or a structure;<br><br>Text Origin:<br>Commission Proposal                                                |
| Article 3, first paragraph, point (1)(d) |                                                                                                                                                                                                     |                                                                                                                                                                                                                     |                                                                                                                                                                                                                     |                                                                                                                                                                                                                                                                                       |
| 128                                      | (d) assemblies of machinery referred to in points (a), (b), (c) or partly completed machinery referred to in point (7) which, in order to achieve the same end, are arranged and controlled so that | (d) assemblies of machinery referred to in points (a), (b), (c) or partly completed machinery referred to in point <del>(7)</del> (10) which, in order to achieve the same end, are arranged and controlled so that | (d) assemblies of machinery referred to in points (a), (b), (c) or partly completed machinery referred to in point <del>(7)</del> (10) which, in order to achieve the same end, are arranged and controlled so that | (d) assemblies of machinery referred to in points (a), (b), (c) or partly completed machinery referred to in points (a), (b), (c) or partly completed machinery referred to in point <del>(7)</del> (10) which, in order to achieve the same end, are arranged and controlled so that |

|                                          | Commission Proposal                                                                                                                                                                                | EP Mandate                                                                                                                                                                                         | Council Mandate                                                                                                                                                                                    | Draft Agreement                                                                                                                                                                                                                               |
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|                                          | they function as an integral whole;                                                                                                                                                                | they function as an integral whole;                                                                                                                                                                | they function as an integral whole;                                                                                                                                                                | they function as an integral whole;<br><br>Text Origin: EP<br>Mandate                                                                                                                                                                         |
| Article 3, first paragraph, point (1)(e) |                                                                                                                                                                                                    |                                                                                                                                                                                                    |                                                                                                                                                                                                    |                                                                                                                                                                                                                                               |
| 129                                      | (e) an assembly of linked parts or components, at least one of which moves and which are joined together, intended for lifting loads and whose only power source is directly applied human effort; | (e) an assembly of linked parts or components, at least one of which moves and which are joined together, intended for lifting loads and whose only power source is directly applied human effort; | (e) an assembly of linked parts or components, at least one of which moves and which are joined together, intended for lifting loads and whose only power source is directly applied human effort; | (e) an assembly of linked parts or components, at least one of which moves and which are joined together, intended for lifting loads and whose only power source is directly applied human effort;<br><br>Text Origin:<br>Commission Proposal |



|   | Commission Proposal                      | EP Mandate                                                                                                                                                                                                 | Council Mandate                                                                                                                                             | Draft Agreement                                                                                                                                                                                            |
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|   |                                          |                                                                                                                                                                                                            |                                                                                                                                                             |                                                                                                                                                                                                            |
|   | Article 3, first paragraph, point (1)(f) |                                                                                                                                                                                                            |                                                                                                                                                             |                                                                                                                                                                                                            |
| G | 130                                      | (f) an assembly as referred to in points (a), (b), (c), (d) and (e) missing only the upload of a software intended for its specific application.                                                           | (f) an assembly as referred to in points (a), (b), (c), (d) and (e) missing only the upload of a software intended for its specific application.            | (f) an assembly as referred to in points (a), (b), (c), (d) and (e) missing only the upload of a software intended for its specific application.                                                           |
|   |                                          | (f) an assembly as referred to in points (a), (b), (c), (d) and (e) missing only the upload of a software intended for <del>its</del> <u>the</u> specific application <u>foreseen by the manufacturer.</u> | (f) an assembly as referred to in points (a), (b), (c), (d) and (e) missing only the upload of <del>a</del> software intended for its specific application. | (f) an assembly as referred to in points (a), (b), (c), (d) and (e) missing only the upload of a software intended for <del>its</del> <u>the</u> specific application <u>foreseen by the manufacturer.</u> |
|   |                                          |                                                                                                                                                                                                            |                                                                                                                                                             | Text Origin: EP<br>Mandate                                                                                                                                                                                 |
|   | Article 3, first paragraph, point (1a)   |                                                                                                                                                                                                            |                                                                                                                                                             |                                                                                                                                                                                                            |
| Y | 130a                                     |                                                                                                                                                                                                            |                                                                                                                                                             |                                                                                                                                                                                                            |
|   |                                          | <u>(1a) 'machinery product' means 'machinery', 'interchangeable</u>                                                                                                                                        |                                                                                                                                                             |                                                                                                                                                                                                            |

|                                       | Commission Proposal                                                                                                                                                                                                                                                                         | EP Mandate                                                                                                                                                                                                                                                                                                                                      | Council Mandate                                                                                                                                                                                                                                                                                                                                                                                                        | Draft Agreement                                                                                                                                                                                                                                                                                                                                                                                                        |
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|                                       |                                                                                                                                                                                                                                                                                             | <u>equipment', a 'safety component', a 'lifting accessory', 'chains', 'ropes', 'slings', 'webbing', a 'removable mechanical transmission device' and 'partly completed machinery';</u>                                                                                                                                                          |                                                                                                                                                                                                                                                                                                                                                                                                                        | terminology                                                                                                                                                                                                                                                                                                                                                                                                            |
| Article 3, first paragraph, point (2) |                                                                                                                                                                                                                                                                                             |                                                                                                                                                                                                                                                                                                                                                 |                                                                                                                                                                                                                                                                                                                                                                                                                        |                                                                                                                                                                                                                                                                                                                                                                                                                        |
| 131                                   | (2) 'interchangeable equipment' means a device which, after the putting into service of a machinery product, is assembled with that machinery product by the operator himself in order to change its function or attribute to it a new function, in so far as that equipment is not a tool; | (2) 'interchangeable equipment' means a device which, after the putting into service of <del>a</del> machinery <del>product</del> , is assembled with that machinery <del>product</del> by the operator himself <u>or herself</u> in order to change its function or attribute to it a new function, in so far as that equipment is not a tool; | (2) 'interchangeable equipment' means a device which, after the putting into service of a machinery <u>or an agricultural or forestry tractor</u> <del>product</del> , is assembled with that machinery <del>product</del> <u>or agricultural or forestry tractor</u> by the operator <del>himself</del> in order to change its function or attribute to it a new function, in so far as that equipment is not a tool; | (2) 'interchangeable equipment' means a device which, after the putting into service of a machinery <u>or an agricultural or forestry tractor</u> <del>product</del> , is assembled with that machinery <del>product</del> <u>or agricultural or forestry tractor</u> by the operator <del>himself</del> in order to change its function or attribute to it a new function, in so far as that equipment is not a tool; |

|                                       | Commission Proposal                                                                                                                                                                                                                                                                                                                                                                        | EP Mandate                                                                                                                                                                                                                                                                                                                                                                                                                                                   | Council Mandate                                                                                                                                                                                                                                                                                                                                                                                                                                                                                         | Draft Agreement                                                                                                                                                                                                                                                                                                                                                                                                                                            |
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|                                       |                                                                                                                                                                                                                                                                                                                                                                                            |                                                                                                                                                                                                                                                                                                                                                                                                                                                              |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                         | Text Origin: Council<br>Mandate                                                                                                                                                                                                                                                                                                                                                                                                                            |
| Article 3, first paragraph, point (3) |                                                                                                                                                                                                                                                                                                                                                                                            |                                                                                                                                                                                                                                                                                                                                                                                                                                                              |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                         |                                                                                                                                                                                                                                                                                                                                                                                                                                                            |
| 132                                   | (3) ‘safety component’ means a physical or digital component, including software, of machinery which serves to fulfil a safety function and which is independently placed on the market, the failure or malfunction of which endangers the safety of persons but which is not necessary in order for the machinery to function or may be substituted by normal components in order for the | (3) ‘safety component’ means a physical or digital component, including software, of <u>a</u> machinery <u>product with the exception of partly completed machinery,</u> which <del>serves</del> <u>is designed or intended</u> to fulfil a safety function and which is independently placed on the market, the failure or malfunction of which endangers the safety of persons but which is not necessary in order for the machinery to function or may be | (3) ‘safety component’ means a <u>component of</u> physical, <u>digital or mixed nature</u> <del>or digital</del> <u>component,</u> including software, of <u>products subject to this Regulation</u> <del>machinery</del> which serves to fulfil a safety function and which is independently placed on the market, the failure or malfunction of which endangers the safety of persons but which is not necessary in order for the <u>products subject to this Regulation</u> <del>machinery</del> to | (3) ‘safety component’ means a physical or digital component, including software, of <del>machinery</del> <u>which serves to fulfil products</u> <u>within the scope of this Regulation which fulfils</u> a safety function and which is independently placed on the market, the failure or malfunction of which endangers the safety of persons but which is not necessary in order for the <del>machinery</del> <u>products within the scope of this</u> |

|                                        | Commission Proposal    | EP Mandate                                                                                                                       | Council Mandate                                                                                                                                                                                                   | Draft Agreement                                                                                                                                                                                                               |
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|                                        | machinery to function; | substituted by normal components in order for the machinery to function;                                                         | function or may be substituted by normal components in order for the <u>products subject to this Regulation</u> <del>machinery</del> to function;                                                                 | <u>Regulation</u> to function or may be substituted by normal components in order for <del>the machinery</del> <u>those products</u> to function;<br><br>EP to check                                                          |
| Article 3, first paragraph, point (3a) |                        |                                                                                                                                  |                                                                                                                                                                                                                   |                                                                                                                                                                                                                               |
| 132a                                   |                        | <u>(3a) 'safety function' means a protective measure, designed to eliminate, or, if that is not possible, to reduce, a risk;</u> | <u>(3a) 'safety function' means a function that serves to fulfil a protective measure to eliminate hazards or, if not possible, to reduce risks and where its failure can result in an increase of the risks;</u> | <u>(3a) 'safety function' means a function that serves to fulfil a protective measure, designed to eliminate, or, if that is not possible, to reduce, a risk and where its failure can result in an increase of the risk;</u> |

|                                       | Commission Proposal                                                                                                                                                                                                                                                                                                                                           | EP Mandate                                                                                                                                                                                                                                                                                                                                                    | Council Mandate                                                                                                                                                                                                                                                                                                                                               | Draft Agreement                                                                                                                                                                                                                                                                                                                                               |
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|                                       |                                                                                                                                                                                                                                                                                                                                                               |                                                                                                                                                                                                                                                                                                                                                               |                                                                                                                                                                                                                                                                                                                                                               | <p>CNS and EP to check</p> <p>Text Origin: EP Mandate</p>                                                                                                                                                                                                                                                                                                     |
| Article 3, first paragraph, point (4) |                                                                                                                                                                                                                                                                                                                                                               |                                                                                                                                                                                                                                                                                                                                                               |                                                                                                                                                                                                                                                                                                                                                               |                                                                                                                                                                                                                                                                                                                                                               |
| 133                                   | (4) ‘lifting accessory’ means a component or equipment not attached to the lifting machinery, allowing the load to be held, which is placed between the machinery and the load or on the load itself, or which is intended to constitute an integral part of the load and which is independently placed on the market, including slings and their components; | (4) ‘lifting accessory’ means a component or equipment not attached to the lifting machinery, allowing the load to be held, which is placed between the machinery and the load or on the load itself, or which is intended to constitute an integral part of the load and which is independently placed on the market, including slings and their components; | (4) ‘lifting accessory’ means a component or equipment not attached to the lifting machinery, allowing the load to be held, which is placed between the machinery and the load or on the load itself, or which is intended to constitute an integral part of the load and which is independently placed on the market, including slings and their components; | (4) ‘lifting accessory’ means a component or equipment not attached to the lifting machinery, allowing the load to be held, which is placed between the machinery and the load or on the load itself, or which is intended to constitute an integral part of the load and which is independently placed on the market, including slings and their components; |

|                                       | Commission Proposal                                                                                                          | EP Mandate                                                                                                                   | Council Mandate                                                                                                              | Draft Agreement                                                                                                                                                         |
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|                                       |                                                                                                                              |                                                                                                                              |                                                                                                                              | Text Origin:<br>Commission Proposal                                                                                                                                     |
| Article 3, first paragraph, point (5) |                                                                                                                              |                                                                                                                              |                                                                                                                              |                                                                                                                                                                         |
| 134                                   | (5) ‘chains’ means chains designed and constructed for lifting purposes as part of lifting machinery or lifting accessories; | (5) ‘chains’ means chains designed and constructed for lifting purposes as part of lifting machinery or lifting accessories; | (5) ‘chains’ means chains designed and constructed for lifting purposes as part of lifting machinery or lifting accessories; | (5) ‘chains’ means chains designed and constructed for lifting purposes as part of lifting machinery or lifting accessories;<br><br>Text Origin:<br>Commission Proposal |
| Article 3, first paragraph, point (6) |                                                                                                                              |                                                                                                                              |                                                                                                                              |                                                                                                                                                                         |

|                                       | Commission Proposal                                                                                                          | EP Mandate                                                                                                                   | Council Mandate                                                                                                                         | Draft Agreement                                                                                                                                                       |
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| 135                                   | (6) 'ropes' means ropes designed and constructed for lifting purposes as part of lifting machinery or lifting accessories;   | (6) 'ropes' means ropes designed and constructed for lifting purposes as part of lifting machinery or lifting accessories;   | (6) 'ropes' means ropes designed and constructed for lifting purposes as part of lifting machinery or lifting accessories;              | (6) 'ropes' means ropes designed and constructed for lifting purposes as part of lifting machinery or lifting accessories;<br><br>Text Origin:<br>Commission Proposal |
| Article 3, first paragraph, point (7) |                                                                                                                              |                                                                                                                              |                                                                                                                                         |                                                                                                                                                                       |
| 136                                   | (7) 'slings' means slings designed and constructed for lifting purposes as part of lifting machinery or lifting accessories; | (7) 'slings' means slings designed and constructed for lifting purposes as part of lifting machinery or lifting accessories; | <del>(7) 'slings' means slings designed and constructed for lifting purposes as part of lifting machinery or lifting accessories;</del> | <del>(7) 'slings' means slings designed and constructed for lifting purposes as part of lifting machinery or lifting accessories;</del> <u>deleted</u>                |

|                                       | Commission Proposal                                                                                                                                                            | EP Mandate                                                                                                                                                                     | Council Mandate                                                                                                                                                                                    | Draft Agreement                                                                                                                                                                                    |
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| Article 3, first paragraph, point (8) |                                                                                                                                                                                |                                                                                                                                                                                |                                                                                                                                                                                                    |                                                                                                                                                                                                    |
| 137                                   | (8) 'webbing' means webbing designed and constructed for lifting purposes as part of lifting machinery or lifting accessories;                                                 | (8) 'webbing' means webbing designed and constructed for lifting purposes as part of lifting machinery or lifting accessories;                                                 | (8) 'webbing' means webbing designed and constructed for lifting purposes as part of lifting machinery or lifting accessories;                                                                     | (8) 'webbing' means webbing designed and constructed for lifting purposes as part of lifting machinery or lifting accessories;<br><br>Text Origin:<br>Commission Proposal                          |
| Article 3, first paragraph, point (9) |                                                                                                                                                                                |                                                                                                                                                                                |                                                                                                                                                                                                    |                                                                                                                                                                                                    |
| 138                                   | (9) 'removable mechanical transmission device' means a removable component for transmitting power between self-propelled machinery or a tractor and another machine by joining | (9) 'removable mechanical transmission device' means a removable component for transmitting power between self-propelled machinery or a tractor and another machine by joining | (9) 'removable mechanical transmission device' means a removable component for transmitting power between self-propelled machinery or a tractor and another <del>machine</del> <u>machinery</u> by | (9) 'removable mechanical transmission device' means a removable component for transmitting power between self-propelled machinery or a tractor and another <del>machine</del> <u>machinery</u> by |



|                                        | Commission Proposal                                                                                                                                                   | EP Mandate                                                                                                                                                                              | Council Mandate                                                                                                                                                                              | Draft Agreement                                                                                                                                                                              |
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|                                        | them at the first fixed bearing;                                                                                                                                      | them at the first fixed bearing;                                                                                                                                                        | joining them at the first fixed bearing. <u>When it is placed on the market with the guard it shall be regarded as one item</u> ;                                                            | joining them at the first fixed bearing. <u>When it is placed on the market with the guard it shall be regarded as one item</u> ;<br><br>terminology<br><br>Text Origin: Council Mandate     |
| Article 3, first paragraph, point (10) |                                                                                                                                                                       |                                                                                                                                                                                         |                                                                                                                                                                                              |                                                                                                                                                                                              |
| 139                                    | (10) ‘partly completed machinery’ means an assembly which is machinery but for the fact that it cannot in itself function so as to perform a specific application and | (10) ‘partly completed machinery’ means an assembly which is machinery but <del>for the fact that</del> <u>#which</u> cannot in itself function so as to perform a specific application | (10) ‘partly completed machinery’ means an assembly which is <del>machinery but for the fact that</del> <u>not yet machinery as</u> it cannot in itself function so as to perform a specific | (10) ‘partly completed machinery’ means an assembly which is <del>machinery but for the fact that</del> <u>not yet machinery as</u> it cannot in itself function so as to perform a specific |

|                                        | Commission Proposal                                                                                                                                                                                | EP Mandate                                                                                                                                                                                         | Council Mandate                                                                                                                                                                                     | Draft Agreement                                                                                                                                                                                                                   |
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|                                        | which is only intended to be incorporated into or assembled with machinery or other partly completed machinery or equipment, thereby forming a machinery product;                                  | and which is only intended to be incorporated into or assembled with machinery or other partly completed machinery or equipment, thereby forming a machinery product;                              | application and which is only intended to be incorporated into or assembled with machinery or other partly completed machinery or equipment, thereby forming a machinery <del>product</del> ;       | application and which is only intended to be incorporated into or assembled with machinery or other partly completed machinery or equipment, thereby forming a machinery <del>product</del> ;<br><br>Text Origin: Council Mandate |
| Article 3, first paragraph, point (11) |                                                                                                                                                                                                    |                                                                                                                                                                                                    |                                                                                                                                                                                                     |                                                                                                                                                                                                                                   |
| 140                                    | (11) ‘making available on the market’ means any supply of a machinery product for distribution or use on the Union market in the course of a commercial activity, whether in return for payment or | (11) ‘making available on the market’ means any supply of a machinery product for distribution or use on the Union market in the course of a commercial activity, whether in return for payment or | (11) ‘making available on the market’ means any supply of a <del>machinery product</del> <u>product subject to this Regulation a</u> for distribution or use on the Union market in the course of a | (11) ‘making available on the market’ means any supply of a <del>machinery</del> -product <u>within the scope of this Regulation a</u> for distribution or use on the Union market in the course of a                             |

|                                        | Commission Proposal                                                                                       | EP Mandate                                                                                                | Council Mandate                                                                                                                                                | Draft Agreement                                                                                                                                                         |
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|                                        | free of charge;                                                                                           | free of charge;                                                                                           | commercial activity, whether in return for payment or free of charge;                                                                                          | commercial activity, whether in return for payment or free of charge;<br><br>terminology<br><br>Text Origin: Council Mandate                                            |
| Article 3, first paragraph, point (12) |                                                                                                           |                                                                                                           |                                                                                                                                                                |                                                                                                                                                                         |
| 141                                    | (12) ‘placing on the market’ means the first making available of a machinery product on the Union market; | (12) ‘placing on the market’ means the first making available of a machinery product on the Union market; | (12) ‘placing on the market’ means the first making available of a <del>machinery product</del> <u>product subject to this Regulation</u> on the Union market; | (12) ‘placing on the market’ means the first making available of a <del>machinery product</del> <u>product within the scope of this Regulation</u> on the Union market; |

|                                        | Commission Proposal                                                                                              | EP Mandate                                                                                                                                                                 | Council Mandate                                                                                                                                                     | Draft Agreement                                                                                                                                                                        |
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|                                        |                                                                                                                  |                                                                                                                                                                            | PUBLIC                                                                                                                                                              | terminology<br><br>Text Origin: Council<br>Mandate                                                                                                                                     |
| Article 3, first paragraph, point (13) |                                                                                                                  |                                                                                                                                                                            |                                                                                                                                                                     |                                                                                                                                                                                        |
| 142                                    | (13) ‘putting into service’ means the first use, for its intended purpose, in the Union, of a machinery product; | (13) ‘putting into service’ means the first use, for its intended purpose, in the Union, of a machinery product, <u>with the exception of partly completed machinery</u> ; | (13) ‘putting into service’ means the first use, for its intended purpose, in the Union, of <u>machinery or related products</u> <del>and machinery product</del> ; | (13) ‘putting into service’ means the first use, for its intended purpose, in the Union, of <u>machinery or related products</u> <del>and machinery product</del> ;<br><br>terminology |

|                                         | Commission Proposal | EP Mandate | Council Mandate                                                                                                                                                                                                                                                                                                                                                   | Draft Agreement                                                                                                                                                                                                                                                                                                                                                   |
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|                                         |                     |            |                                                                                                                                                                                                                                                                                                                                                                   | Text Origin: Council<br>Mandate                                                                                                                                                                                                                                                                                                                                   |
| Article 3, first paragraph, point (13a) |                     |            |                                                                                                                                                                                                                                                                                                                                                                   |                                                                                                                                                                                                                                                                                                                                                                   |
| 142a                                    |                     |            | <u>(13a) ‘essential health and safety requirements’ means mandatory provisions relating to the design and construction of the products subject to this Regulation to ensure a high level of protection of the health and safety of persons, where appropriate, domestic animals and property and, where applicable, the environment, as set out in Annex III;</u> | <u>(13a) ‘essential health and safety requirements’ means mandatory provisions relating to the design and construction of the products subject to this Regulation to ensure a high level of protection of the health and safety of persons, where appropriate, domestic animals and property and, where applicable, the environment, as set out in Annex III;</u> |

|                                         | Commission Proposal       | EP Mandate                | Council Mandate                                                                                                                                                                                                                | Draft Agreement                 |
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|                                         |                           |                           |                                                                                                                                                                                                                                | Text Origin: Council<br>Mandate |
| Article 3, first paragraph, point (13b) |                           |                           |                                                                                                                                                                                                                                |                                 |
| 142b                                    |                           |                           | <u>(13b) 'presenting a risk' means that products subject to this Regulation pose a risk against the health and safety of persons, where appropriate, domestic animals and property and, where applicable, the environment;</u> | <u>(13b) deleted</u>            |
| Article 3, first paragraph, point (14)  |                           |                           |                                                                                                                                                                                                                                |                                 |
| 143                                     | (14) 'Union harmonisation | (14) 'Union harmonisation | (14) 'Union harmonisation                                                                                                                                                                                                      | (14) 'Union harmonisation       |

|                                        | Commission Proposal                                                                                                                                                                                                                                                         | EP Mandate                                                                                                                                                                                                                                                                                                           | Council Mandate                                                                                                                                                                                                                                                                                                      | Draft Agreement                                                                                                                                                                                                                                                                                                      |
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|                                        | legislation' means any Union legislation harmonising the conditions for the marketing of products;                                                                                                                                                                          | legislation' means any Union legislation harmonising the conditions for the marketing of products;                                                                                                                                                                                                                   | legislation' means any Union legislation harmonising the conditions for the marketing of products;                                                                                                                                                                                                                   | legislation' means any Union legislation harmonising the conditions for the marketing of products;<br><br>Text Origin:<br>Commission Proposal                                                                                                                                                                        |
| Article 3, first paragraph, point (15) |                                                                                                                                                                                                                                                                             |                                                                                                                                                                                                                                                                                                                      |                                                                                                                                                                                                                                                                                                                      |                                                                                                                                                                                                                                                                                                                      |
| 144                                    | (15) 'artificial intelligence system' means an artificial intelligence system as defined in Article 3(1) of Regulation (EU) .../... of the European Parliament and of the Council <sup>1</sup><br><br>_____ 1. <sup>+</sup> OJ: Please insert in the text the number of the | (15) <del>'artificial intelligence system'</del> means an artificial intelligence system as defined in Article 3(1) of Regulation (EU) .../... of the European Parliament and of the Council <sup>1</sup> <del>deleted</del><br><br>_____ 1. <sup>+</sup> <del>OJ: Please insert</del> in the text the number of the | (15) <del>'artificial intelligence system'</del> means an artificial intelligence system as defined in Article 3(1) of Regulation (EU) .../... of the European Parliament and of the Council <sup>1</sup> <del>deleted</del><br><br>_____ 1. <sup>+</sup> <del>OJ: Please insert</del> in the text the number of the | (15) <del>'artificial intelligence system'</del> means an artificial intelligence system as defined in Article 3(1) of Regulation (EU) .../... of the European Parliament and of the Council <sup>1</sup> <del>deleted</del><br><br>_____ 1. <sup>+</sup> <del>OJ: Please insert</del> in the text the number of the |

|                                        | Commission Proposal                                                                                                                                                                                                                 | EP Mandate                                                                                                                                                                                                                        | Council Mandate                                                                                                                                                                                                                                     | Draft Agreement                                                                                                                                                                                                                                     |
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|                                        | Regulation contained in document ... and insert the number, date, title and OJ reference of that Regulation in the footnote."                                                                                                       | <del>Regulation contained in document ... and insert the number, date, title and OJ reference of that Regulation in the footnote."</del>                                                                                          | <del>Regulation contained in document ... and insert the number, date, title and OJ reference of that Regulation in the footnote."</del>                                                                                                            | <del>Regulation contained in document ... and insert the number, date, title and OJ reference of that Regulation in the footnote."</del><br><br>Text Origin: EP<br>Mandate                                                                          |
| Article 3, first paragraph, point (16) |                                                                                                                                                                                                                                     |                                                                                                                                                                                                                                   |                                                                                                                                                                                                                                                     |                                                                                                                                                                                                                                                     |
| 145                                    | (16) ‘substantial modification’ means a modification of a machinery product, by physical or digital means after that machinery product has been placed on the market or put into service, which is not foreseen by the manufacturer | (16) ‘substantial modification’ means a modification of a machinery product, <u>with the exception of partly completed machinery</u> , by physical or digital means after that machinery product has been placed on the market or | (16) ‘substantial modification’ means a modification of a machinery <u>or related</u> product, by physical or digital means after that machinery <u>or related</u> product has been placed on the market or put into service, which is not foreseen | (16) ‘substantial modification’ means a modification of a machinery <u>or related</u> product, by physical or digital means after that machinery <u>or related</u> product has been placed on the market or put into service, which is not foreseen |



|                                           | Commission Proposal                                                                                                                          | EP Mandate                                                                                                                                                                                                                                                                                               | Council Mandate                                                                                                                                                                                                                                                                                         | Draft Agreement                                                                                                                                                                                                                                                                                                                                                                                                |
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|                                           | and as a result of which the compliance of the machinery product with the relevant essential health and safety requirements may be affected; | put into service, which is not foreseen <u>or planned</u> by the manufacturer and <u>not addressed in the initial risk assessment, and</u> as a result of which the compliance of the machinery product with the relevant essential health and safety requirements <del>may be</del> <u>is</u> affected; | <u>nor planned</u> by the manufacturer <del>and as a result of which the compliance of the machinery product with the relevant essential health and safety requirements may be affected;</del> <u>and affects its safety by creating a new hazard or by increasing an existing risk which requires:</u> | <u>or planned</u> by the manufacturer, <u>and which affects the safety of that machinery or related product, by creating a new hazard or by increasing an existing risk, which requires:</u> <del>and as a result of which the compliance of the machinery product with the relevant essential health and safety requirements may be affected;</del><br><br>EP to check<br><br>Text Origin: Council<br>Mandate |
| Article 3, first paragraph, point (16)(i) |                                                                                                                                              |                                                                                                                                                                                                                                                                                                          |                                                                                                                                                                                                                                                                                                         |                                                                                                                                                                                                                                                                                                                                                                                                                |

|                                            | Commission Proposal | EP Mandate | Council Mandate                                                                                                             | Draft Agreement                                                                                                                                                                                                             |
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| G 145a                                     |                     |            | <p><u>(i) additional guards or protective devices, whose processing modifies the existing safety control system, or</u></p> | <p><u>(i) the addition of guards or protective devices to that machinery or related product whose processing modifies the existing safety control system, or</u></p> <p>EP to check</p> <p>Text Origin: Council Mandate</p> |
| Article 3, first paragraph, point (16)(ii) |                     |            |                                                                                                                             |                                                                                                                                                                                                                             |
| G 145b                                     |                     |            | <p><u>(ii) additional protective measures to ensure the stability or mechanical strength of the</u></p>                     | <p><u>(ii) the adoption of additional protective measures to ensure the stability or mechanical strength of</u></p>                                                                                                         |

|                                        | Commission Proposal                                                                                                                                                                                                                                     | EP Mandate                                                                                                                                                                                                                                                                                | Council Mandate                                                                                                                                                                                                                                                                                               | Draft Agreement                                                                                                                                                                                                                                                                                      |
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|                                        |                                                                                                                                                                                                                                                         |                                                                                                                                                                                                                                                                                           | <u>machinery or related product;</u><br><div>PUBLIC</div>                                                                                                                                                                                                                                                     | <u>that machinery or related product;</u><br><br><div>EP to check</div><br><br><div>Text Origin: Council<br/>Mandate</div>                                                                                                                                                                           |
| Article 3, first paragraph, point (17) |                                                                                                                                                                                                                                                         |                                                                                                                                                                                                                                                                                           |                                                                                                                                                                                                                                                                                                               |                                                                                                                                                                                                                                                                                                      |
| 146                                    | (17) ‘manufacturer’ means any natural or legal person who manufactures machinery products or who has machinery products designed or manufactured, and markets those machinery products under his or her name or trademark or who designs and constructs | (17) ‘manufacturer’ means any natural or legal person who manufactures machinery products or who has machinery products designed or manufactured, and <u>(i)</u> markets those machinery products under his or her name or trademark or <del>who designs and constructs</del> <u>(ii)</u> | (17) ‘manufacturer’ means any natural or legal person who manufactures <del>machinery products</del> <u>product subject to this Regulation</u> , or who has <del>machinery products</del> <u>product subject to this Regulation</u> designed or manufactured, and markets <del>those machinery products</del> | (17) ‘manufacturer’ means any natural or legal person who <u>(i)</u> manufactures <del>machinery</del> <u>products within the scope of this Regulation</u> or who has <del>machinery</del> <u>those</u> products designed or manufactured, and markets those <del>machinery</del> products under his |

|                                        | Commission Proposal                               | EP Mandate                                                                                                                   | Council Mandate                                                                                                                                                                                                                           | Draft Agreement                                                                                                                                                                                                                                                                                 |
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|                                        | <p>machinery products for his or her own use;</p> | <p><u>uses</u> machinery products for his or her own <del>use</del><u>purposes in the course of his or her business</u>;</p> | <p><u>such a product</u> under his or her name or trademark, <u>or manufactures a product subject to this Regulation and puts it into service</u> <del>or who designs and constructs machinery products</del> for his or her own use;</p> | <p>or her name or trademark or <del>who designs and constructs machinery</del><u>(ii) manufactures products within the scope of this Regulation, and puts those products into service</u> for his or her own use;</p> <p>CNS to check</p> <p>terminology</p> <p>Text Origin: EP<br/>Mandate</p> |
| Article 3, first paragraph, point (18) |                                                   |                                                                                                                              |                                                                                                                                                                                                                                           |                                                                                                                                                                                                                                                                                                 |

|     | Commission Proposal                                                                                                                                                                                                                                                                                                                                                                                                              | EP Mandate                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                      | Council Mandate                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                           | Draft Agreement                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                 |
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| 147 | <p>(18) ‘instructions for use’ means the information provided by the manufacturer when the machinery product is placed on the market or put into service to inform the user of the machinery product of the intended purpose and the proper use of that machinery product as well as information on any precautions to be taken when using or installing the machinery product, including information on the safety aspects;</p> | <p>(18) ‘instructions for use’ means the information provided by the manufacturer when the machinery product, <u>with the exception of partly completed machinery</u>, is placed on the market or put into service to inform the user of the machinery product of the intended <del>purpose and the</del> <u>and</u> proper use of that machinery product, as well as information on any precautions to be taken when using or installing the machinery product, including information on the safety aspects <u>and on how to keep that machinery product safe and ensure that it remains "fit for purpose" during its entire lifetime</u>;</p> | <p>(18) ‘instructions <del>for use</del>’ means the information provided by the manufacturer when the machinery <u>or related</u> product is placed on the market or put into service to inform the user of the machinery <u>or related</u> product of the intended <del>purpose and the</del> <u>and</u> proper use of that machinery <u>or related</u> product as well as information on any precautions to be taken when using or installing the machinery <u>or related</u> product, including information on the safety aspects;</p> | <p>(18) ‘instructions for use’ means the information provided by the manufacturer when the machinery product, <u>with the exception of partly completed machinery</u>, is placed on the market or put into service to inform the user of the machinery product of the intended <del>purpose and the</del> <u>and</u> proper use of that machinery product, as well as information on any precautions to be taken when using or installing the machinery product, including information on the safety aspects <u>and on how to keep that machinery product safe and ensure that it remains "fit for purpose" during its entire lifetime</u>;</p> |

|                                        | Commission Proposal                                                                                                                                                                                                | EP Mandate                                                                                                                                                                                                         | Council Mandate                                                                                                                                                                                                    | Draft Agreement                                                                                                                                                                                                                        |
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| Article 3, first paragraph, point (19) |                                                                                                                                                                                                                    |                                                                                                                                                                                                                    |                                                                                                                                                                                                                    |                                                                                                                                                                                                                                        |
| 148                                    | (19) ‘authorised representative’ means any natural or legal person established within the Union who has received a written mandate from a manufacturer to act on his or her behalf in relation to specified tasks; | (19) ‘authorised representative’ means any natural or legal person established within the Union who has received a written mandate from a manufacturer to act on his or her behalf in relation to specified tasks; | (19) ‘authorised representative’ means any natural or legal person established within the Union who has received a written mandate from a manufacturer to act on his or her behalf in relation to specified tasks; | (19) ‘authorised representative’ means any natural or legal person established within the Union who has received a written mandate from a manufacturer to act on his or her behalf in relation to specified tasks;<br><br>Text Origin: |

|                                        | Commission Proposal                                                                                                                                    | EP Mandate                                                                                                                                             | Council Mandate                                                                                                                                                                                               | Draft Agreement                                                                                                                                                                                                                                                         |
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| Article 3, first paragraph, point (20) |                                                                                                                                                        |                                                                                                                                                        |                                                                                                                                                                                                               |                                                                                                                                                                                                                                                                         |
| 149                                    | (20) ‘importer’ means any natural or legal person established within the Union who places machinery products from a third country on the Union market; | (20) ‘importer’ means any natural or legal person established within the Union who places machinery products from a third country on the Union market; | (20) ‘importer’ means any natural or legal person established within the Union who places <del>machinery products</del> <u>a product subject to this Regulation</u> from a third country on the Union market; | (20) ‘importer’ means any natural or legal person established within the Union who places <del>machinery products</del> <u>a product subject to this Regulation</u> from a third country on the Union market;<br><br>terminology<br><br>Text Origin: Council<br>Mandate |

|                                        | Commission Proposal                                                                                                                                                          | EP Mandate                                                                                                                                                                   | Council Mandate                                                                                                                                                                                                                     | Draft Agreement                                                                                                                                                                                                                                                                               |
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| Article 3, first paragraph, point (21) |                                                                                                                                                                              |                                                                                                                                                                              |                                                                                                                                                                                                                                     |                                                                                                                                                                                                                                                                                               |
| 150                                    | (21) ‘distributor’ means any natural or legal person in the supply chain, other than the manufacturer or the importer, who makes machinery products available on the market; | (21) ‘distributor’ means any natural or legal person in the supply chain, other than the manufacturer or the importer, who makes machinery products available on the market; | (21) ‘distributor’ means any natural or legal person in the supply chain, other than the manufacturer or the importer, who makes <del>machinery products</del> <u>a product subject to this Regulation</u> available on the market; | (21) ‘distributor’ means any natural or legal person in the supply chain, other than the manufacturer or the importer, who makes <del>machinery products</del> <u>a product subject to this Regulation</u> available on the market;<br><br>terminology<br><br>Text Origin: Council<br>Mandate |
| Article 3, first paragraph, point (22) |                                                                                                                                                                              |                                                                                                                                                                              |                                                                                                                                                                                                                                     |                                                                                                                                                                                                                                                                                               |



|                                        | Commission Proposal | EP Mandate                                                                                                                    | Council Mandate                                                                                                                                                                                                                                               | Draft Agreement                                                                                                                                                                                               |
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| Y                                      | 151                 | (22) ‘economic operators’ means the manufacturer, the authorised representative, the importer and the distributor;            | (22) ‘economic <del>operators</del> <u>operator</u> ’ means the manufacturer, the authorised representative, the importer, <u>the distributor</u> and the <del>distributor</del> <u>fulfilment service provider as defined in Regulation (EU) 2019/1020</u> ; | (22) ‘economic <del>operators</del> <u>operator</u> ’ means the manufacturer, the authorised representative, the importer and the distributor;<br><br>CNS to check<br><br>Text Origin:<br>Commission Proposal |
| Article 3, first paragraph, point (23) |                     |                                                                                                                               |                                                                                                                                                                                                                                                               |                                                                                                                                                                                                               |
| G                                      | 152                 | (23) ‘technical specification’ means a document that prescribes technical requirements to be fulfilled by machinery products; | (23) ‘technical specification’ means a document that prescribes technical requirements to be fulfilled by machinery <u>or related</u>                                                                                                                         | (23) ‘technical specification’ means a document that prescribes technical requirements to be fulfilled by <del>machinery</del> <u>products within the scope</u>                                               |

|                                         | Commission Proposal | EP Mandate | Council Mandate                                                                                                                                                                                                                                                                                        | Draft Agreement                                                                          |
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|                                         |                     |            | products;                                                                                                                                                                                                                                                                                              | <u>of this Regulation;</u><br><br>terminology<br><br>Text Origin:<br>Commission Proposal |
| Article 3, first paragraph, point (23a) |                     |            |                                                                                                                                                                                                                                                                                                        |                                                                                          |
| 152a                                    |                     |            | <u>(23a) ‘common specification’</u><br><u>means a technical specification as</u><br><u>defined in point 4 of Article 2 of</u><br><u>Regulation (EU) No 1025/2012</u><br><u>that provides a means to comply</u><br><u>with the essential requirements for</u><br><u>machinery and related products;</u> | CNS to provide feedback                                                                  |

|                                        | Commission Proposal                                                                                                           | EP Mandate                                                                                                                    | Council Mandate                                                                                                               | Draft Agreement                                                                                                                                                          |
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| Article 3, first paragraph, point (24) |                                                                                                                               |                                                                                                                               |                                                                                                                               |                                                                                                                                                                          |
| 153                                    | (24) ‘harmonised standard’ means a harmonised standard as defined in Article 2(1), point (c) of Regulation (EU) No 1025/2012; | (24) ‘harmonised standard’ means a harmonised standard as defined in Article 2(1), point (c) of Regulation (EU) No 1025/2012; | (24) ‘harmonised standard’ means a harmonised standard as defined in Article 2(1), point (c) of Regulation (EU) No 1025/2012; | (24) ‘harmonised standard’ means a harmonised standard as defined in Article 2(1), point (c) of Regulation (EU) No 1025/2012;<br><br>Text Origin:<br>Commission Proposal |
| Article 3, first paragraph, point (25) |                                                                                                                               |                                                                                                                               |                                                                                                                               |                                                                                                                                                                          |
| 154                                    | (25) ‘CE marking’ means a marking by which the manufacturer indicates that a machinery product is in conformity               | (25) ‘CE marking’ means a marking by which the manufacturer indicates that a machinery product, <u>with the</u>               | (25) ‘CE marking’ means a marking by which the manufacturer indicates that a machinery <u>or related</u> product is in        | (25) ‘CE marking’ means a marking by which the manufacturer indicates that a machinery <u>or related</u> product is in                                                   |

|                                        | Commission Proposal                                                                                          | EP Mandate                                                                                                                                                                | Council Mandate                                                                                                    | Draft Agreement                                                                                                                                                           |
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|                                        | with the applicable requirements set out in Union harmonisation legislation providing for its affixing;      | <u>exception of partly completed machinery</u> , is in conformity with the applicable requirements set out in Union harmonisation legislation providing for its affixing; | conformity with the applicable requirements set out in Union harmonisation legislation providing for its affixing; | conformity with the applicable requirements set out in Union harmonisation legislation providing for its affixing;<br><br>terminology<br><br>Text Origin: Council Mandate |
| Article 3, first paragraph, point (26) |                                                                                                              |                                                                                                                                                                           |                                                                                                                    |                                                                                                                                                                           |
| 155                                    | (26) ‘accreditation’ means accreditation as defined in Article 2, point (10) of Regulation (EC) No 765/2008; | (26) ‘accreditation’ means accreditation as defined in Article 2, point (10) of Regulation (EC) No 765/2008;                                                              | (26) ‘accreditation’ means accreditation as defined in Article 2, point (10) of Regulation (EC) No 765/2008;       | (26) ‘accreditation’ means accreditation as defined in Article 2, point (10) of Regulation (EC) No 765/2008;                                                              |

|                                        | Commission Proposal                                                                                                                | EP Mandate                                                                                                                         | Council Mandate                                                                                                                                  | Draft Agreement                                                                                                                                                                         |
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| Article 3, first paragraph, point (27) |                                                                                                                                    |                                                                                                                                    |                                                                                                                                                  |                                                                                                                                                                                         |
| 156                                    | (27) ‘national accreditation body’ means a national accreditation body as defined in Article 2(11) of Regulation (EC) No 765/2008; | (27) ‘national accreditation body’ means a national accreditation body as defined in Article 2(11) of Regulation (EC) No 765/2008; | (27) ‘national accreditation body’ means a national accreditation body as defined in Article 2 <u>point</u> (11) of Regulation (EC) No 765/2008; | (27) ‘national accreditation body’ means a national accreditation body as defined in Article 2 <u>point</u> (11) of Regulation (EC) No 765/2008;<br><br>Text Origin: Council<br>Mandate |
| Article 3, first paragraph, point (28) |                                                                                                                                    |                                                                                                                                    |                                                                                                                                                  |                                                                                                                                                                                         |

|                                        | Commission Proposal                                                                                                                                                                      | EP Mandate                                                                                                                                                                                                                                          | Council Mandate                                                                                                                                                                                                              | Draft Agreement                                                                                                                                                                                                                                                                        |
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| 157                                    | (28) ‘conformity assessment’ means the process demonstrating whether the essential health and safety requirements of this Regulation relating to machinery products have been fulfilled; | (28) ‘conformity assessment’ means the process demonstrating whether the essential health and safety requirements of this Regulation relating to machinery products, <u>with the exception of partly completed machinery</u> , have been fulfilled; | (28) ‘conformity assessment’ means the process demonstrating whether the <u>applicable</u> essential health and safety requirements of this Regulation relating to machinery <u>or related</u> products have been fulfilled; | (28) ‘conformity assessment’ means the process demonstrating whether the <u>applicable</u> essential health and safety requirements of this Regulation relating to machinery <u>or related</u> products have been fulfilled;<br><br>terminology<br><br>Text Origin: Council<br>Mandate |
| Article 3, first paragraph, point (29) |                                                                                                                                                                                          |                                                                                                                                                                                                                                                     |                                                                                                                                                                                                                              |                                                                                                                                                                                                                                                                                        |
| 158                                    | (29) ‘conformity assessment body’ means a body that performs                                                                                                                             | (29) ‘conformity assessment body’ means a body that performs                                                                                                                                                                                        | (29) ‘conformity assessment body’ means a body that performs                                                                                                                                                                 | (29) ‘conformity assessment body’ means a body that performs                                                                                                                                                                                                                           |

|                                        | Commission Proposal                                                                                                | EP Mandate                                                                                                                                  | Council Mandate                                                                                                                             | Draft Agreement                                                                                                                                                                    |
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|                                        | conformity assessment activities, including calibration, testing, certification and inspection;                    | conformity assessment activities, including calibration, testing, certification and inspection;                                             | conformity assessment activities, including calibration, testing, certification and inspection;                                             | conformity assessment activities, including calibration, testing, certification and inspection;<br><br>Text Origin:<br>Commission Proposal                                         |
| Article 3, first paragraph, point (30) |                                                                                                                    |                                                                                                                                             |                                                                                                                                             |                                                                                                                                                                                    |
| 159                                    | (30) ‘notified body’ means a conformity assessment body notified in accordance with Article 26 of this Regulation; | (30) ‘notified body’ means a conformity assessment body notified in accordance with Article <del>26</del> <sup>24</sup> of this Regulation; | (30) ‘notified body’ means a conformity assessment body notified in accordance with Article <del>26</del> <sup>28</sup> of this Regulation; | (30) ‘notified body’ means a conformity assessment body notified in accordance with Article <del>26</del> <sup>28</sup> of this Regulation;<br><br>Text Origin: Council<br>Mandate |

|                                        | Commission Proposal                                                                                                                         | EP Mandate                                                                                                                                  | Council Mandate                                                                                                                             | Draft Agreement                                                                                                                                                                        |
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| Article 3, first paragraph, point (31) |                                                                                                                                             |                                                                                                                                             |                                                                                                                                             |                                                                                                                                                                                        |
| 160                                    | (31) ‘market surveillance authority’ means a market surveillance authority as defined in Article 3, point (4) of Regulation (EU) 2019/1020; | (31) ‘market surveillance authority’ means a market surveillance authority as defined in Article 3, point (4) of Regulation (EU) 2019/1020; | (31) ‘market surveillance authority’ means a market surveillance authority as defined in Article 3, point (4) of Regulation (EU) 2019/1020; | (31) ‘market surveillance authority’ means a market surveillance authority as defined in Article 3, point (4) of Regulation (EU) 2019/1020;<br><br>Text Origin:<br>Commission Proposal |
| Article 3, first paragraph, point (32) |                                                                                                                                             |                                                                                                                                             |                                                                                                                                             |                                                                                                                                                                                        |
| 161                                    | (32) ‘recall’ means any measure aimed at achieving the return of a machinery product that has already                                       | (32) ‘recall’ means any measure aimed at achieving the return of a machinery product that has already                                       | (32) ‘recall’ means any measure aimed at achieving the return of a <del>machinery product</del> <u>product subject</u>                      | (32) ‘recall’ means any measure aimed at achieving the return of a <del>machinery</del> product <u>within the</u>                                                                      |



|                                        | Commission Proposal                                                                                                                      | EP Mandate                                                                                                                               | Council Mandate                                                                                                                                                                               | Draft Agreement                                                                                                                                                                                                                    |
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|                                        | been made available to the end-user;                                                                                                     | been made available to the end-user;                                                                                                     | <u>to this Regulation</u> that has already been made available to the <del>end-user</del> <u>user</u> ;                                                                                       | <u>scope of this Regulation</u> that has already been made available to the <del>end-user</del> <u>user</u> ;<br><br>Text Origin: Council<br>Mandate                                                                               |
| Article 3, first paragraph, point (33) |                                                                                                                                          |                                                                                                                                          |                                                                                                                                                                                               |                                                                                                                                                                                                                                    |
| 162                                    | (33) ‘withdrawal’ means any measure aimed at preventing a machinery product in the supply chain from being made available on the market. | (33) ‘withdrawal’ means any measure aimed at preventing a machinery product in the supply chain from being made available on the market. | (33) ‘withdrawal’ means any measure aimed at preventing a <del>machinery product</del> <u>product subject to this Regulation</u> in the supply chain from being made available on the market. | (33) ‘withdrawal’ means any measure aimed at preventing a <del>machinery product</del> <u>product within the scope of this Regulation</u> in the supply chain from being made available on the market.<br><br>Text Origin: Council |

|                                         | Commission Proposal | EP Mandate                                                                                                                                                                                                                                                                                                                                                                                                     | Council Mandate                                                                                                                                                                                                         | Draft Agreement                                                                                                                                                                                                                                                                                                                                                                                                                       |
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| Article 3, first paragraph, point (33a) |                     |                                                                                                                                                                                                                                                                                                                                                                                                                |                                                                                                                                                                                                                         |                                                                                                                                                                                                                                                                                                                                                                                                                                       |
| 162a                                    |                     | <p><u>(33a) 'lifetime' means the period from the moment that a machinery product is placed on the market or put into service until the moment that it is discarded, including the effective time when the machinery product is capable of being used and the phases of transport, assembly, dismantling, disabling, scrapping or other physical or digital modifications foreseen by the manufacturer;</u></p> | <p><u>(33a) 'Source code' means the currently installed version of the software of a product covered by this Regulation, written in a programming language so that it is unambiguous, understandable to humans;</u></p> | <p><u>(33a) 'lifetime' means the period from the moment that a machinery product is placed on the market or put into service until the moment that it is discarded, including the effective time when the machinery product is capable of being used and the phases of transport, assembly, dismantling, disabling, scrapping or other physical or digital modifications foreseen by the manufacturer;</u></p> <p>Text Origin: EP</p> |

|                                         | Commission Proposal | EP Mandate                                                                                                                       | Council Mandate | Draft Agreement                                                                                                                                                                                                  |
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|                                         |                     |                                                                                                                                  |                 | Mandate                                                                                                                                                                                                          |
| Article 3, first paragraph, point (33b) |                     |                                                                                                                                  |                 |                                                                                                                                                                                                                  |
| 162b                                    |                     |                                                                                                                                  |                 | <u>(33b) 'source code' means the currently installed version of the software of a product covered by this Regulation, written in a programming language so that it is unambiguous, understandable to humans;</u> |
| Article 3, first paragraph, point (33b) |                     |                                                                                                                                  |                 |                                                                                                                                                                                                                  |
| 162c                                    |                     | <u>(33b) 'professional operator' means a natural person who uses or operates a machinery product in the course of his or her</u> |                 | <u>(33c) 'professional user' means a natural person who uses or operates a machinery product in the course of his or her</u>                                                                                     |

|              | Commission Proposal            | EP Mandate                            | Council Mandate                | Draft Agreement                                                           |
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|              |                                | <u>professional activity or work.</u> |                                | <u>professional activity or work.</u><br><br>Text Origin: EP<br>Mandate   |
| Article 4    |                                |                                       |                                |                                                                           |
| 163          | Article 4<br><br>Free movement | Article 4<br><br>Free movement        | Article 4<br><br>Free movement | Article 4<br><br>Free movement<br><br>Text Origin:<br>Commission Proposal |
| Article 4(1) |                                |                                       |                                |                                                                           |

|                                 | Commission Proposal                                                                                                                                                                                                               | EP Mandate                                                                                                                                                                                                                        | Council Mandate                                                                                                                                                                                                                                                                                   | Draft Agreement                                                                                                                                                                                                                                                                                                                                          |
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| 164                             | <p>1. Member States shall not impede, for reasons relating to the aspects covered by this Regulation, the making available on the market or the putting into service of machinery products which comply with this Regulation.</p> | <p>1. Member States shall not impede, for reasons relating to the aspects covered by this Regulation, the making available on the market or the putting into service of machinery products which comply with this Regulation.</p> | <p>1. Member States shall not impede, for reasons relating to the aspects covered by this Regulation, the making available on the market <u>of products subject to this Regulation</u> or the putting into service of machinery <u>or related</u> products which comply with this Regulation.</p> | <p>1. Member States shall not impede, for reasons relating to the aspects covered by this Regulation, the making available on the market <u>of products subject to this Regulation</u> or the putting into service of machinery <u>or related</u> products which comply with this Regulation.</p> <p>terminology</p> <p>Text Origin: Council Mandate</p> |
| Article 4(2), introductory part |                                                                                                                                                                                                                                   |                                                                                                                                                                                                                                   |                                                                                                                                                                                                                                                                                                   |                                                                                                                                                                                                                                                                                                                                                          |

|     | Commission Proposal                                                                                                                                                                                                                                                                                                                                                       | EP Mandate                                                                                                                                                                                                                                                                                                                                                                | Council Mandate                                                                                                                                                                                                                                                                                                                                                                                                                       | Draft Agreement                                                                                                                                                                                                                                                                                                                                                                                                                                                                                  |
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| 165 | <p>2. At trade fairs, exhibitions and demonstrations or similar events, Member States shall not prevent the display of a machinery product which does not comply with this Regulation, provided that a visible sign clearly indicates that it does not comply with this Regulation and will not be available on the market until it has been brought into conformity.</p> | <p>2. At trade fairs, exhibitions and demonstrations or similar events, Member States shall not prevent the display of a machinery product which does not comply with this Regulation, provided that a visible sign clearly indicates that it does not comply with this Regulation and will not be available on the market until it has been brought into conformity.</p> | <p>2. At trade fairs, exhibitions and demonstrations or similar events, Member States shall not prevent the display of a <del>machinery</del> <u>product</u> <u>product subject to this Regulation</u> which does not comply with this Regulation, provided that a visible sign clearly indicates that it does not comply with this Regulation and will not be available on the market until it has been brought into conformity.</p> | <p>2. At trade fairs, exhibitions and demonstrations or similar events, Member States shall not prevent the display of a <del>machinery</del> <u>product</u> <u>product subject to this Regulation</u> which does not comply with this Regulation, provided that a visible sign clearly indicates that it does not comply with this Regulation and will not be available on the market until it has been brought into conformity.</p> <p>terminology</p> <p>Text Origin: Council<br/>Mandate</p> |

|                               | Commission Proposal                                                                          | EP Mandate                                                                                   | Council Mandate                                                                                                                       | Draft Agreement                                                                                                                         |
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| Article 4(2), first paragraph |                                                                                              |                                                                                              |                                                                                                                                       |                                                                                                                                         |
| 166                           | During demonstrations, adequate measures shall be taken to ensure the protection of persons. | During demonstrations, adequate measures shall be taken to ensure the protection of persons. | During demonstrations, adequate measures shall be taken to ensure the protection of persons.                                          | During demonstrations, adequate measures shall be taken to ensure the protection of persons.<br><br>Text Origin:<br>Commission Proposal |
| Article 4a (ex-article 23)    |                                                                                              |                                                                                              |                                                                                                                                       |                                                                                                                                         |
| 166a                          |                                                                                              |                                                                                              | Article <a href="#"><u>4a (ex-23)</u></a><br><br><a href="#"><u>Protection of persons during installation or use of machinery</u></a> | Article <a href="#"><u>4a (ex-23)</u></a><br><br><a href="#"><u>Protection of persons during installation or use of machinery</u></a>   |

|                                             | Commission Proposal | EP Mandate | Council Mandate                                                                                                                                                                                 | Draft Agreement                                                                                                                                                                                 |
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|                                             |                     |            | <u>or related products</u>                                                                                                                                                                      | <u>or related products</u><br><br>terminology<br><br>Text Origin: Council<br>Mandate                                                                                                            |
| Article 4a (ex-article 23), first paragraph |                     |            |                                                                                                                                                                                                 |                                                                                                                                                                                                 |
| G 166b                                      |                     |            | <u>Member States may lay down requirements to ensure that persons, including workers, are protected when installing or using machinery or related products, provided that such rules do not</u> | <u>Member States may lay down requirements to ensure that persons, including workers, are protected when installing or using machinery or related products, provided that such rules do not</u> |



|           | Commission Proposal                       | EP Mandate                                                                                                                           | Council Mandate                                                                                                       | Draft Agreement                                                                                                                                                              |
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|           |                                           |                                                                                                                                      | <u>allow for modification of a machinery or related product in a way that is not compatible with this Regulation.</u> | <u>allow for modification of a machinery or related product in a way that is not compatible with this Regulation.</u><br><br>terminology<br><br>Text Origin: Council Mandate |
| Article 5 |                                           |                                                                                                                                      |                                                                                                                       |                                                                                                                                                                              |
| 167       | Article 5<br>High-risk machinery products | Article 5<br><del>High-risk</del> <u>Categories of</u> machinery products <u>subject to specific conformity assessment procedure</u> | Article 5<br><del>High-risk machinery</del> <u>Machinery and related</u> products <u>listed in Annex I</u>            |                                                                                                                                                                              |

|     | Commission Proposal                                                                                                                                                             | EP Mandate                                                                                                                                                                                                                                                                  | Council Mandate                                                                                                                                                                                       | Draft Agreement |
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|     |                                                                                                                                                                                 |                                                                                                                                                                                                                                                                             |                                                                                                                                                                                                       |                 |
|     | Article 5(1)                                                                                                                                                                    |                                                                                                                                                                                                                                                                             |                                                                                                                                                                                                       |                 |
| 168 | 1. High-risk machinery products listed in Annex I shall be subject to a specific conformity assessment procedure, as referred to in Article 21(2).                              | 1. <del>High-risk</del> Machinery products <u>that fall within the categories</u> listed in Annex I shall be subject to <del>the</del> specific conformity assessment <del>procedure</del> <u>procedures</u> , <del>as</del> referred to in Article 21(2) <u>and (2a)</u> . | 1. <del>High-risk</del> Machinery <u>and related</u> products listed in Annex I shall be subject to a specific conformity assessment procedure, as referred to in Article 21(2) <u>and 21(2a)</u> .   |                 |
|     | Article 5(2)                                                                                                                                                                    |                                                                                                                                                                                                                                                                             |                                                                                                                                                                                                       |                 |
| 169 | 2. The Commission is empowered to adopt delegated acts in accordance with Article 45 to amend Annex I in view of technical progress and knowledge or new scientific evidence by | 2. The Commission is empowered to adopt delegated acts in accordance with Article 45 to amend Annex I, <u>after consulting the stakeholders concerned</u> , in view of technical progress and                                                                               | 2. The Commission is empowered to adopt delegated acts in accordance with Article 45 to amend Annex I, <u>after consultation with experts of Member states and relevant stakeholders representing</u> |                 |

|               | Commission Proposal                                                                                                                                                                                  | EP Mandate                                                                                                                                                                                                                                                                                                                 | Council Mandate                                                                                                                                                                                                                                                                                                                                                                                                                                                                    | Draft Agreement |
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|               | including in the list of high-risk machinery products a new machinery product or withdrawing an existing machinery product from that list, pursuant to the criteria laid down in paragraphs 3 and 4. | knowledge or new scientific evidence by <del>including in</del> <u>adding to</u> the list of <del>high-risk</del> <u>categories of</u> machinery products <u>in Annex I</u> a new machinery product or withdrawing an existing machinery product from that list, pursuant to the criteria laid down in paragraphs 3 and 4. | <u>all concerned sectors and interests</u> in view of technical progress and knowledge or new scientific evidence by including in the list of <u>machinery and related</u> <del>high-risk</del> <u>machinery</u> products <u>in Annex I</u> a new <u>category of</u> machinery <u>or</u> <u>related</u> product or withdrawing an existing <u>category of</u> machinery <u>or</u> <u>related</u> product from that list, pursuant to the criteria laid down in paragraphs 3 and 4. |                 |
| Article 5(2a) |                                                                                                                                                                                                      |                                                                                                                                                                                                                                                                                                                            |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                    |                 |
| R 169a        |                                                                                                                                                                                                      |                                                                                                                                                                                                                                                                                                                            | 2a. <u>A Member State which has concerns about a category of machinery or related product being listed or not listed in Annex I shall immediately inform the</u>                                                                                                                                                                                                                                                                                                                   | R               |

|   | Commission Proposal         | EP Mandate | Council Mandate                                                                                                                                         | Draft Agreement |
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|   |                             |            | <u><i>Commission of its concerns and provide reasons in support thereof.</i></u>                                                                        |                 |
|   | Article 5, unnumbered point |            |                                                                                                                                                         |                 |
| R | 169b                        |            | <u><i>The Commission shall thoroughly assess the risks as referred to in paragraph 3 immediately after having being informed by a Member State.</i></u> | R               |
|   | Article 5, unnumbered point |            |                                                                                                                                                         |                 |
| R | 169c                        |            | <u><i>After that assessment the</i></u>                                                                                                                 | R               |

|                                 | Commission Proposal                                                                                                                                                                                                                                                                                                                                                                                                                                                   | EP Mandate                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                           | Council Mandate                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                  | Draft Agreement |
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|                                 |                                                                                                                                                                                                                                                                                                                                                                                                                                                                       |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                      | <u>Commission may initiate the procedure laid down in paragraph 2.</u>                                                                                                                                                                                                                                                                                                                                                                                                                                           |                 |
| Article 5(3), introductory part |                                                                                                                                                                                                                                                                                                                                                                                                                                                                       |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                      |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                  |                 |
| 170                             | 3. A machinery product shall be included in the list of high-risk machinery products in Annex I if it poses a risk to human health taking into account its design and intended purpose. A machinery product shall be withdrawn from the list of high-risk machinery products in Annex I if it no longer poses such risk. The risk posed by a certain machinery product shall be established based on the combination of the probability of occurrence of harm and the | 3. A machinery product shall be <del>included in</del> <u>added to</u> the list of <del>high-risk</del> <u>categories of</u> machinery products in Annex I if it poses a risk to human health taking into account its design, <u>intended purpose and any foreseeable use</u> <del>and intended purpose</del> . A machinery product shall be withdrawn from the list of <del>high-risk</del> <u>categories of</u> machinery products in Annex I if it no longer poses such risk. The risk posed by a certain machinery product shall | 3. <del>A machinery product shall be included in the list of high-risk</del> <u>The inclusion or removal of a machinery products in Annex I if it poses a risk to human health taking into account its design and intended purpose. A machinery product or related product to Annex I shall be withdrawn from the list of high-risk machinery products in Annex I if it no longer poses such</u> <u>rely on the assessment of the seriousness of the inherent potential</u> risk. <del>The risk posed by a</del> |                 |

|                                                  | Commission Proposal                                                                             | EP Mandate                                                                                                      | Council Mandate                                                                                                                                                                   | Draft Agreement |
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|                                                  | severity of that harm.                                                                          | be established based on the combination of the probability of occurrence of harm and the severity of that harm. | <del>certain machinery product</del> <u>That assessment</u> shall be established based on the combination of the probability of occurrence of harm and the severity of that harm. |                 |
| Article 5(3), first paragraph, introductory part |                                                                                                 |                                                                                                                 |                                                                                                                                                                                   |                 |
| 171                                              | In determining the probability and severity of harm, the following shall be taken into account: | In determining the probability and severity of harm, the following shall be taken into account:                 | In determining the probability and severity of harm, the following <u>criteria</u> shall be taken into account, <u>where relevant</u> :                                           |                 |
| Article 5(3), first paragraph, point (-a')       |                                                                                                 |                                                                                                                 |                                                                                                                                                                                   |                 |
| 171a                                             |                                                                                                 |                                                                                                                 | <u>(a') the nature of the hazard inherent to the function of the</u>                                                                                                              |                 |

|                                          | Commission Proposal                                                         | EP Mandate                                                                  | Council Mandate                                                                                                                                                                                                            | Draft Agreement |
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|                                          |                                                                             |                                                                             | <u>machinery or related product category , taking into account the intended use and reasonably foreseeable misuse;</u>                                                                                                     |                 |
| Article 5(3), first paragraph, point (a) |                                                                             |                                                                             |                                                                                                                                                                                                                            |                 |
| 172                                      | (a) the degree to which each affected person would be impacted by the harm; | (a) the degree to which each affected person would be impacted by the harm; | (a) the <del>degree to</del> <u>severity of harm</u> <del>by</del> which <del>each affected a</del> person would be <del>impacted by the</del> <u>affected,</u> <u>including the degree of reversibility of such</u> harm; |                 |
| Article 5(3), first paragraph, point (b) |                                                                             |                                                                             |                                                                                                                                                                                                                            |                 |
| 173                                      | (b) the number of persons potentially affected;                             | (b) the number of persons potentially affected;                             | (b) the number of persons potentially affected <u>by the harm</u> ;                                                                                                                                                        |                 |

|       | Commission Proposal                                                                                                  | EP Mandate                                                                                                           | Council Mandate                                                                                                                                                                                                                                                                                                         | Draft Agreement |
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|       |                                                                                                                      |                                                                                                                      |                                                                                                                                                                                                                                                                                                                         |                 |
|       | Article 5(3), first paragraph, point (c)                                                                             |                                                                                                                      |                                                                                                                                                                                                                                                                                                                         |                 |
| R 174 | (c) the degree to which potentially affected parties are dependent on the outcome produced by the machinery product; | (c) the degree to which potentially affected parties are dependent on the outcome produced by the machinery product; | (c) <u>the frequency and the duration of the exposure to the hazard that a person would be exposed to in course of the intended use or reasonably foreseeable misuse of the category of the degree to which potentially affected parties are dependent on the outcome produced by the machinery or related</u> product; |                 |
|       | Article 5(3), first paragraph, point (d)                                                                             |                                                                                                                      |                                                                                                                                                                                                                                                                                                                         |                 |
| R 175 | (d) the degree to which potentially affected parties are in a vulnerable position vis-à-vis the user of the          | (d) the degree to which potentially affected parties are in a vulnerable position vis-à-vis the user of the          | (d) <del>the degree to which potentially affected parties are in a vulnerable position vis-à-vis the user of the</del>                                                                                                                                                                                                  |                 |



|                                          | Commission Proposal                                                                 | EP Mandate                                                                          | Council Mandate                                                                                | Draft Agreement |
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|                                          | machinery product;                                                                  | machinery product;                                                                  | <del>machinery product</del> <u>possibilities of avoiding or limiting harm;</u>                |                 |
| Article 5(3), first paragraph, point (e) |                                                                                     |                                                                                     |                                                                                                |                 |
| R 176                                    | (e) the degree of reversibility of the harm produced by the machinery product;      | (e) the degree of reversibility of the harm produced by the machinery product;      | <del>(e) the degree of reversibility of the harm produced by the machinery product;</del>      | R               |
| Article 5(3), first paragraph, point (f) |                                                                                     |                                                                                     |                                                                                                |                 |
| R 177                                    | (f) the degree to which the machinery product has been used for a specific purpose; | (f) the degree to which the machinery product has been used for a specific purpose; | <del>(f) the degree to which the machinery product has been used for a specific purpose;</del> | R               |
| Article 5(3), first paragraph, point (g) |                                                                                     |                                                                                     |                                                                                                |                 |

|                                          | Commission Proposal | EP Mandate                                                                                                                   | Council Mandate                                                                                                                                | Draft Agreement |
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| R                                        | 178                 | (g) indications of harm that have been caused in the past by machinery products which have been used for a specific purpose. | <del>(g) indications of harm that have been caused in the past by machinery products which have been used for a specific purpose.</del>        | R               |
| Article 5(3), first paragraph, point (h) |                     |                                                                                                                              |                                                                                                                                                |                 |
| R                                        | 178a                |                                                                                                                              | <u>(h) in case of safety components, the likelihood of serious consequences for the safety of the persons exposed in the event of failure.</u> | R               |
| Article 5(4), introductory part          |                     |                                                                                                                              |                                                                                                                                                |                 |
| R                                        | 179                 | 4. The Commission shall                                                                                                      | 4. <del>The Commission shall</del>                                                                                                             | R               |

|                         | Commission Proposal                                                                                                                                                                                                                                                                                                                             | EP Mandate                                                                                                                                                                                                                                                                                                                                                 | Council Mandate                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                      | Draft Agreement |
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|                         | thoroughly assess the criteria laid down in paragraph 3 on the basis of available information. In particular the following information shall be communicated to the Commission by the Member States when it becomes available to them in connection with market surveillance or as a result of the concerns referred to in the fifth paragraph: | thoroughly assess the criteria laid down in paragraph 3 on the basis of available information. In particular the following information shall be communicated to the Commission by the Member States <del>when it becomes available to them</del> in connection with market surveillance or as a result of the concerns referred to in the fifth paragraph: | <del>thoroughly assess</del> <u>When applying</u> the criteria laid down in paragraph 3 <del>on the basis of available information. In particular the</del> <u>Commission may consider any of the following information elements</u> <del>that</del> shall be <del>communicated to the Commission</del> <u>provided</u> by the Member States <del>when it becomes available to them</del> in connection with market surveillance or as a result of the concerns referred to in the <u>paragraph 2.a fifth paragraph</u> <del>:</del> |                 |
| Article 5(4), point (a) |                                                                                                                                                                                                                                                                                                                                                 |                                                                                                                                                                                                                                                                                                                                                            |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                      |                 |
| 180                     | (a) an assessment of the risks as referred to in paragraph 3;                                                                                                                                                                                                                                                                                   | (a) an assessment of the risks as referred to in paragraph 3;                                                                                                                                                                                                                                                                                              | (a) <del>an assessment of the risks as referred to in paragraph 3</del> <u>indications of harm that have been caused in the past by</u>                                                                                                                                                                                                                                                                                                                                                                                              |                 |

|   | Commission Proposal      | EP Mandate                         | Council Mandate                                                                                                                                                                        | Draft Agreement |
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|   |                          |                                    | <u>machinery or related products which have been used for its intended use or any reasonably foreseeable misuse</u> ;                                                                  |                 |
|   | Article 5(4), point (b)  |                                    |                                                                                                                                                                                        |                 |
| R | 181                      | (b) a cost-effectiveness analysis; | <del>(b) a cost-effectiveness analysis;</del>                                                                                                                                          | R               |
|   | Article 5(4), point (ba) |                                    |                                                                                                                                                                                        |                 |
| R | 181a                     |                                    | <u>(ba) information about safety defects detected in the course of market surveillance, and possible available material in the information systems administered by the Commission;</u> | R               |

|   | Commission Proposal      | EP Mandate                                                                                         | Council Mandate                                                                                                                   | Draft Agreement |
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|   |                          |                                                                                                    |                                                                                                                                   |                 |
|   | Article 5(4), point (c)  |                                                                                                    |                                                                                                                                   |                 |
| R | 182                      | (c) a machinery accident analysis;                                                                 | <del>(e) a machinery accident analysis;</del>                                                                                     | R               |
|   | Article 5(4), point (ca) |                                                                                                    |                                                                                                                                   |                 |
| R | 182a                     |                                                                                                    | <u>(ca) known accidents and serious close calls, including characteristics of these accidents or close call;</u>                  | R               |
|   | Article 5(4), point (d)  |                                                                                                    |                                                                                                                                   |                 |
| R | 183                      | (d) statistics on accidents caused by the machinery product for the preceding four years based, in | (d) <del>statistics</del> <u>data</u> on accidents <del>caused by the machinery product for the preceding four years based,</del> | R               |

|                                    | Commission Proposal                                                                                                                                                                                                                    | EP Mandate                                                                                                                                                                                                                                                                            | Council Mandate                                                                                                                                                                                                                                                                                                                                                       | Draft Agreement |
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|                                    | particular information obtained from the Information and Communication System for Market Surveillance (ICSMS) information, safeguard clauses, Rapid Alert System (RAPEX) and the Machinery Administrative Cooperation Group reporting. | particular information obtained from the Information and Communication System for Market Surveillance (ICSMS) information, safeguard clauses, Rapid Alert System (RAPEX)-, <u>the European Injury Database (EU-IDB)</u> and the Machinery Administrative Cooperation Group reporting. | <del>in particular information obtained from the Information and Communication System for Market Surveillance (ICSMS) information, safeguard clauses, Rapid Alert System (RAPEX) and the Machinery Administrative Cooperation Group reporting</del> <u>or damage to the health caused by the machinery or related product at least for the preceding four years</u> . |                 |
| Article 5(4), subparagraph 1 (new) |                                                                                                                                                                                                                                        |                                                                                                                                                                                                                                                                                       |                                                                                                                                                                                                                                                                                                                                                                       |                 |
| 183a                               |                                                                                                                                                                                                                                        | <u>By ... [the date of application of this Regulation referred to in Article 52], and every three years</u>                                                                                                                                                                           |                                                                                                                                                                                                                                                                                                                                                                       |                 |

|               | Commission Proposal | EP Mandate                                                                                                                                                                                                                                                                                                                                                                     | Council Mandate                                                                                                                                                                                                                                                               | Draft Agreement |
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|               |                     | <u>thereafter, Member States shall provide the information referred to in the first subparagraph.</u>                                                                                                                                                                                                                                                                          |                                                                                                                                                                                                                                                                               |                 |
| Article 5(4a) |                     |                                                                                                                                                                                                                                                                                                                                                                                |                                                                                                                                                                                                                                                                               |                 |
| 183b          |                     | <u>4a. The Commission is empowered to adopt delegated acts in accordance with Article 45 to supplement paragraph 4 of this Article by specifying Member States' obligations to communicate information through the establishment of a common methodology on the assessment, analysis and statistics referred to in points (a) to (d), in order to ensure that a sufficient</u> | <u>4a. A category of machinery or related product which seriousness of its inherent potential risk is established according to §3 and taking into account data required in §4, shall be included in Annex I, Part A if at least one the following criteria is fulfilled :</u> |                 |

|                          | Commission Proposal | EP Mandate                                                                                                                                                                                                                                                                                                                                                                                                      | Council Mandate                                                                                                                  | Draft Agreement |
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|                          |                     | <u>level of data availability for the Commission's assessment referred to in paragraph 4 is carried out.</u>                                                                                                                                                                                                                                                                                                    |                                                                                                                                  |                 |
| Article 5(4a), point (i) |                     |                                                                                                                                                                                                                                                                                                                                                                                                                 |                                                                                                                                  |                 |
| 183c                     |                     | <u>4b. A machinery product that is established as posing a risk to human health according to paragraph 3 shall be included in the list of categories of machinery products in Annex I, Part A, if at least one of the following conditions is fulfilled:</u><br><br><u>(a) no harmonised standards or technical specifications covering all the relevant essential health and safety requirements exist for</u> | <u>(i) Lack of harmonised standards or common specifications covering the relevant essential health and safety requirements;</u> |                 |



|  | Commission Proposal | EP Mandate                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                       | Council Mandate | Draft Agreement |
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|  |                     | <p><u>the category of the machinery product in question;</u></p> <p><u>(b) residual risks due to shortcomings of protective measures exist and information communicated to the Commission in accordance with paragraph 4 demonstrates a recurrence of serious or fatal accidents or damage to health in relation with these residual risks;</u></p> <p><u>(c) statistics on accidents referred to in paragraph 4 demonstrate either shortcomings in the relevant harmonised standards or technical specifications or a recurring incorrect application of the relevant harmonised standards or technical specifications;</u></p> |                 |                 |

|  | Commission Proposal | EP Mandate                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                   | Council Mandate | Draft Agreement |
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|  |                     | <p><u>(d) the degree of uncertainty of the potential risk related to new types of machinery or technologies.</u></p> <p><u>A machinery product that is established as posing a risk to human health in accordance with paragraph 3 and which does not fulfil any of the conditions set out in the first subparagraph shall be included in the list of categories of machinery products in Annex I, Part B, without prejudice to Article 11 of Regulation (EU) No 1025/2012 on formal objections to harmonised standards.</u></p> <p><u>The Commission, when establishing whether a machinery product poses a risk to human health in accordance with</u></p> |                 |                 |

|                           | Commission Proposal | EP Mandate                                                                                                               | Council Mandate                                                                                                                                                                                                                                                                                                                                           | Draft Agreement |
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|                           |                     | <u><i>paragraph 3 shall inter alia take into account the information communicated to it pursuant to paragraph 4.</i></u> |                                                                                                                                                                                                                                                                                                                                                           |                 |
| Article 5(4a), point (ii) |                     |                                                                                                                          |                                                                                                                                                                                                                                                                                                                                                           |                 |
| 183d                      |                     |                                                                                                                          | <u><i>(ii) Existence of residual risks including those which could be reduced by particular training or personal protective equipment according to the manufacturer and for which data and information set out in § 4 demonstrate the recurrence of similar serious or fatal accidents or damage to health in relation with these residual risks;</i></u> |                 |

|                            | Commission Proposal | EP Mandate | Council Mandate                                                                                                                                                                                                                                                                                                   | Draft Agreement |
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| Article 5(4a), point (iii) |                     |            |                                                                                                                                                                                                                                                                                                                   |                 |
| R 183e                     |                     |            | <p><u>(iii) data and information set out in §4 which demonstrate a recurring wrongful application of the relevant harmonised standards or common specifications and conducted market surveillance activities have not lead to major improvements of the market situation, in a reasonable period of time;</u></p> | R               |
| Article 5(4a), point (iv)  |                     |            |                                                                                                                                                                                                                                                                                                                   |                 |
| R 183f                     |                     |            | <p><u>(iv) The degree of uncertainty of the existing risk assessment methods related to new categories of machinery or technologies.</u></p>                                                                                                                                                                      | R               |

|      | Commission Proposal                                    | EP Mandate                                             | Council Mandate                                                                                                                                                                                                         | Draft Agreement |
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|      |                                                        |                                                        |                                                                                                                                                                                                                         |                 |
|      | Article 5, (4a) unnumbered part                        |                                                        |                                                                                                                                                                                                                         |                 |
| 183g |                                                        |                                                        | <p><u>Any other machinery or related product which seriousness of its inherent potential risk is established according to §3 and taking into account data required in §4, shall be included in Annex I, Part B.</u></p> |                 |
|      | Article 5(5)                                           |                                                        |                                                                                                                                                                                                                         |                 |
| 184  | 5. A Member State which has concerns about a machinery | 5. A Member State which has concerns about a machinery | <p>5. <del>A.</del></p> <p><u>By /2 years after the date of the</u></p>                                                                                                                                                 |                 |

|  | Commission Proposal                                                                                                                           | EP Mandate                                                                                                                                    | Council Mandate                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                           | Draft Agreement |
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|  | product being listed or not listed in Annex I shall immediately inform the Commission of its concerns and provide reasons in support thereof. | product being listed or not listed in Annex I shall immediately inform the Commission of its concerns and provide reasons in support thereof. | <p><u>entry into force of the Regulation], and every 5 years thereafter.</u> Member <del>State which has concerns about a</del> <u>States shall provide, if available, the information referred to in paragraph 4 for any category of machinery product being listed or not listed in or related products which ought to be included in or excluded from the</u> annex.</p> <p><u>By [OJ office: 3 years] after the date of entry into force] and every 5 years thereafter, the Commission, I shall immediately inform the Commission of its concerns and provide reasons in support thereof</u> <u>carry out a review of the content of Annex I in view of the criteria set out in this article and shall submit a report to the</u></p> |                 |

|              | Commission Proposal | EP Mandate | Council Mandate                                                                                                                                                                                                                                                                                                                                                                                    | Draft Agreement |
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|              |                     |            | <u>European Parliament and to the Council.</u>                                                                                                                                                                                                                                                                                                                                                     |                 |
| Article 5(6) |                     |            |                                                                                                                                                                                                                                                                                                                                                                                                    |                 |
| 184a         |                     |            | <u>6. The Commission is empowered to adopted implementing acts establishing and updating, in view of technological and market development, a template to collect the data and information set out in this Article.</u><br><br><u>These implementing shall be adopted in accordance with the examination procedure referred to in Article 46(3).</u><br><br><u>The first implementing act shall</u> |                 |

|              | Commission Proposal                                                | EP Mandate                                                         | Council Mandate                                                                               | Draft Agreement                                                           |
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|              |                                                                    |                                                                    | <u>be adopted not later than twelve months after the entry into force of this Regulation.</u> |                                                                           |
| Article 6    |                                                                    |                                                                    |                                                                                               |                                                                           |
| 185          | Article 6<br>Safety components                                     | Article 6<br>Safety components                                     | Article 6<br>Safety components                                                                | Article 6<br>Safety components<br><br>Text Origin:<br>Commission Proposal |
| Article 6(1) |                                                                    |                                                                    |                                                                                               |                                                                           |
| 186          | 1. An indicative list of safety components is set out in Annex II. | 1. An indicative list of safety components is set out in Annex II. | 1. An indicative list of safety components is set out in Annex II.                            | 1. An indicative list of safety components is set out in Annex II.        |



|              | Commission Proposal                                                                                                                                                                                                                                                                                                       | EP Mandate                                                                                                                                                                                                                                                                                                                | Council Mandate                                                                                                                                                                                                                                                                                                           | Draft Agreement                                                                                                                                                                                                                                                                                                           |
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|              |                                                                                                                                                                                                                                                                                                                           |                                                                                                                                                                                                                                                                                                                           |                                                                                                                                                                                                                                                                                                                           | Text Origin:<br>Commission Proposal                                                                                                                                                                                                                                                                                       |
| Article 6(2) |                                                                                                                                                                                                                                                                                                                           |                                                                                                                                                                                                                                                                                                                           |                                                                                                                                                                                                                                                                                                                           |                                                                                                                                                                                                                                                                                                                           |
| 187          | 2. The Commission is empowered to adopt delegated acts in accordance with Article 45 to amend Annex II in view of technical progress and knowledge or new scientific evidence by including a new safety component in the indicative list of safety components or withdrawing an existing safety component from that list. | 2. The Commission is empowered to adopt delegated acts in accordance with Article 45 to amend Annex II in view of technical progress and knowledge or new scientific evidence by including a new safety component in the indicative list of safety components or withdrawing an existing safety component from that list. | 2. The Commission is empowered to adopt delegated acts in accordance with Article 45 to amend Annex II in view of technical progress and knowledge or new scientific evidence by including a new safety component in the indicative list of safety components or withdrawing an existing safety component from that list. | 2. The Commission is empowered to adopt delegated acts in accordance with Article 45 to amend Annex II in view of technical progress and knowledge or new scientific evidence by including a new safety component in the indicative list of safety components or withdrawing an existing safety component from that list. |

|              | Commission Proposal | EP Mandate                                                                                                                                                                                                  | Council Mandate                                                                                                                                                                                             | Draft Agreement                                                                                                                                                                                                        |
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|              |                     |                                                                                                                                                                                                             |                                                                                                                                                                                                             | Text Origin:<br>Commission Proposal                                                                                                                                                                                    |
| Article 6(3) |                     |                                                                                                                                                                                                             |                                                                                                                                                                                                             |                                                                                                                                                                                                                        |
| Y            | 188                 | 3. The Commission shall thoroughly assess the risks that require the inclusion of a new safety component in the list of safety components in Annex II or a withdrawal of a safety component from that list. | 3. The Commission shall thoroughly assess the risks that require the inclusion of a new safety component in the list of safety components in Annex II or a withdrawal of a safety component from that list. | <del>3. The Commission shall thoroughly assess the risks that require the inclusion of a new safety component in the list of safety components in Annex II or a withdrawal of a safety component from that list.</del> |
| Article 6(4) |                     |                                                                                                                                                                                                             |                                                                                                                                                                                                             |                                                                                                                                                                                                                        |
| G            | 189                 | 4. A Member State which has                                                                                                                                                                                 | 4. A Member State which has                                                                                                                                                                                 | 4. A Member State which has                                                                                                                                                                                            |

|           | Commission Proposal                                                                                                                                                      | EP Mandate                                                                                                                                                               | Council Mandate                                                                                                                                                          | Draft Agreement                                                                                                                                                                                                     |
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|           | concerns about a safety component being listed or not listed in Annex II shall immediately inform the Commission of its concerns and provide reasons in support thereof. | concerns about a safety component being listed or not listed in Annex II shall immediately inform the Commission of its concerns and provide reasons in support thereof. | concerns about a safety component being listed or not listed in Annex II shall immediately inform the Commission of its concerns and provide reasons in support thereof. | concerns about a safety component being listed or not listed in Annex II shall immediately inform the Commission of its concerns and provide reasons in support thereof.<br><br>Text Origin:<br>Commission Proposal |
| Article 7 |                                                                                                                                                                          |                                                                                                                                                                          |                                                                                                                                                                          |                                                                                                                                                                                                                     |
| 190       | Article 7<br><br>Requirements for machinery products                                                                                                                     | Article 7<br><br>Requirements for machinery products                                                                                                                     | Article 7<br><br><u>Essential health and safety</u> requirements for <del>machinery</del> <u>products subject to this Regulation</u>                                     | Article 7<br><br><u>Essential health and safety</u> requirements for <del>machinery</del> <u>products subject to this Regulation</u>                                                                                |

|                            | Commission Proposal                                                                                                                                                                                                                                                                                  | EP Mandate                                                                                                                                                                                                                                                                                           | Council Mandate                                                                                                                                                                                                                                                                                                                                | Draft Agreement                                    |
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|                            |                                                                                                                                                                                                                                                                                                      |                                                                                                                                                                                                                                                                                                      |                                                                                                                                                                                                                                                                                                                                                | terminology<br><br>Text Origin: Council<br>Mandate |
| Article 7, first paragraph |                                                                                                                                                                                                                                                                                                      |                                                                                                                                                                                                                                                                                                      |                                                                                                                                                                                                                                                                                                                                                |                                                    |
| 191                        | Machinery products shall only be made available on the market or put into service if, where properly installed and maintained and used for their intended purpose or under conditions which can reasonably be foreseen, they meet the essential health and safety requirements set out in Annex III. | Machinery products shall only be made available on the market or put into service if, where properly installed and maintained and used for their intended purpose or under conditions which can reasonably be foreseen, they meet the essential health and safety requirements set out in Annex III. | Machinery <del>products</del> <u>or related products</u> shall only be made available on the market or put into service if, where properly installed and maintained and used for their intended <del>purpose</del> <u>use</u> or under conditions which can reasonably be foreseen, they meet the essential health and safety requirements set | EP to check                                        |

|                                | Commission Proposal | EP Mandate                                                                                                                                                                                                                                                              | Council Mandate                                                                                                                                                       | Draft Agreement                            |
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|                                |                     |                                                                                                                                                                                                                                                                         | out in Annex III.                                                                                                                                                     |                                            |
| Article 7, paragraph 1 a (new) |                     |                                                                                                                                                                                                                                                                         |                                                                                                                                                                       |                                            |
| 191a                           |                     | <u>Partly completed machinery shall only be made available on the market if it satisfies the applicable essential health and safety requirements set out in Annex III and the manufacturer has declared this to be the case in the EU declaration of incorporation.</u> | <u>Partly completed machinery shall only be made available on the market if they meet the relevant essential health and safety requirements set out in Annex III.</u> | To be discussed together with Article 10a. |
| Article 8                      |                     |                                                                                                                                                                                                                                                                         |                                                                                                                                                                       |                                            |
| 192                            | Article 8           | Article 8                                                                                                                                                                                                                                                               | Article 8                                                                                                                                                             | Article 8                                  |

|                            | Commission Proposal                                                                                                                                                                                                                                           | EP Mandate                                                                                                                                                                                                                                                    | Council Mandate                                                                                                                                                                                                                                                                             | Draft Agreement                                                                                                                                                                                                                                                                             |
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|                            | Specific Union harmonisation legislation                                                                                                                                                                                                                      | Specific Union harmonisation legislation                                                                                                                                                                                                                      | Specific Union harmonisation legislation                                                                                                                                                                                                                                                    | Specific Union harmonisation legislation<br><br>Text Origin:<br>Commission Proposal                                                                                                                                                                                                         |
| Article 8, first paragraph |                                                                                                                                                                                                                                                               |                                                                                                                                                                                                                                                               |                                                                                                                                                                                                                                                                                             |                                                                                                                                                                                                                                                                                             |
| 193                        | Where, for a certain machinery product, the risks addressed by the essential health and safety requirements set out in Annex III are wholly or partly covered by other more specific Union harmonisation legislation, this Regulation shall not apply to that | Where, for a certain machinery product, the risks addressed by the essential health and safety requirements set out in Annex III are wholly or partly covered by other more specific Union harmonisation legislation, this Regulation shall not apply to that | Where, for a certain <del>machinery</del> <del>product</del> <u>product subject to this Regulation</u> , the risks addressed by the essential health and safety requirements set out in Annex III are wholly or partly covered by other more specific Union harmonisation legislation, this | Where, for a certain <del>machinery</del> <del>product</del> <u>product subject to this Regulation</u> , the risks addressed by the essential health and safety requirements set out in Annex III are wholly or partly covered by other more specific Union harmonisation legislation, this |

|           | Commission Proposal                                                                            | EP Mandate                                                                                       | Council Mandate                                                                                                                                                                        | Draft Agreement                                                                                                                                                                                                                               |
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|           | <p>machinery product to the extent that that specific Union legislation covers such risks.</p> | <p>machinery product to the extent that that specific Union legislation covers such risks.</p>   | <p>Regulation shall not apply to that <u>product subject to this Regulation</u> <del>machinery product</del> to the extent that that specific Union legislation covers such risks.</p> | <p>Regulation shall not apply to that <u>product subject to this Regulation</u> <del>machinery product</del> to the extent that that specific Union legislation covers such risks.</p> <p>terminology</p> <p>Text Origin: Council Mandate</p> |
| Article 9 |                                                                                                |                                                                                                  |                                                                                                                                                                                        |                                                                                                                                                                                                                                               |
| 194       | <p>Article 9</p> <p>Regulation (EU) .../... of the European Parliament and of the</p>          | <p>Article 9</p> <p><del>Regulation (EU) .../... of the European Parliament and of the</del></p> | <p>Article <del>9</del> <del>Regulation (EU) .../... of the European Parliament and of the Co<sup>1</sup>uncil</del></p>                                                               | <p>Article 9</p> <p><del>Regulation (EU) .../... of the European Parliament and of the</del></p>                                                                                                                                              |

|                            | Commission Proposal                                                                                                                                                                                | EP Mandate                                                                                                                                                                                                                                                | Council Mandate                                                                                                                                                                                                                                           | Draft Agreement                                                                                                                                                                                                                                                         |
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|                            | <p>Council<sup>1</sup></p> <p>_____ 1. <sup>+</sup> OJ: Please insert<br/>in the text the number of the<br/>Regulation contained in<br/>document ... .</p>                                         | <p><del>Council<sup>1</sup></del> <del>deleted</del></p> <p>_____ 1. <sup>+</sup> <del>OJ: Please insert</del><br/><del>in the text the number of the</del><br/><del>Regulation contained in</del><br/><del>document ... .</del></p>                      | <p>_____ 1. <sup>+</sup> <del>OJ: Please insert</del><br/><del>in the text the number of the</del><br/><del>Regulation contained in</del><br/><del>document ... .</del></p>                                                                               | <p><del>Council<sup>1</sup></del> <del>deleted</del></p> <p>_____ 1. <sup>+</sup> <del>OJ: Please insert</del><br/><del>in the text the number of the</del><br/><del>Regulation contained in</del><br/><del>document ... .</del></p> <p>Text Origin: EP<br/>Mandate</p> |
| Article 9, first paragraph |                                                                                                                                                                                                    |                                                                                                                                                                                                                                                           |                                                                                                                                                                                                                                                           |                                                                                                                                                                                                                                                                         |
| 195                        | <p>Where machinery products contain<br/>an artificial intelligence system, to<br/>which the essential health and<br/>safety requirements of Regulation<br/>(EU) .../... apply, this Regulation</p> | <p><del>Where machinery products contain</del><br/><del>an artificial intelligence system, to</del><br/><del>which the essential health and</del><br/><del>safety requirements of Regulation</del><br/><del>(EU) .../... apply, this Regulation</del></p> | <p><del>Where machinery products contain</del><br/><del>an artificial intelligence system, to</del><br/><del>which the essential health and</del><br/><del>safety requirements of Regulation</del><br/><del>(EU) .../... apply, this Regulation</del></p> | <p><del>Where machinery products contain</del><br/><del>an artificial intelligence system, to</del><br/><del>which the essential health and</del><br/><del>safety requirements of Regulation</del><br/><del>(EU) .../... apply, this Regulation</del></p>               |



|            | Commission Proposal                                                                                                                                                                                           | EP Mandate                                                                                                                                                                                                                                 | Council Mandate                                                                                                                                                                                                          | Draft Agreement                                                                                                                                                                                                                                                              |
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|            | shall, in relation to that artificial intelligence system, only apply with regard to its safe integration into the overall machinery, so as not to compromise the safety of the machinery product as a whole. | <del>shall, in relation to that artificial intelligence system, only apply with regard to its safe integration into the overall machinery, so as not to compromise the safety of the machinery product as a whole.</del><br><u>deleted</u> | <del>shall, in relation to that artificial intelligence system, only apply with regard to its safe integration into the overall machinery, so as not to compromise the safety of the machinery product as a whole.</del> | <del>shall, in relation to that artificial intelligence system, only apply with regard to its safe integration into the overall machinery, so as not to compromise the safety of the machinery product as a whole.</del><br><u>deleted</u><br><br>Text Origin: EP<br>Mandate |
| CHAPTER II |                                                                                                                                                                                                               |                                                                                                                                                                                                                                            |                                                                                                                                                                                                                          |                                                                                                                                                                                                                                                                              |
| 196        | CHAPTER II<br><br>OBLIGATIONS OF ECONOMIC OPERATORS                                                                                                                                                           | CHAPTER II<br><br>OBLIGATIONS OF ECONOMIC OPERATORS                                                                                                                                                                                        | CHAPTER II<br><br>OBLIGATIONS OF ECONOMIC OPERATORS                                                                                                                                                                      | CHAPTER II<br><br>OBLIGATIONS OF ECONOMIC OPERATORS                                                                                                                                                                                                                          |

|               | Commission Proposal                                                                                                     | EP Mandate                                                                                                                                 | Council Mandate                                                                                                                              | Draft Agreement                     |
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|               |                                                                                                                         |                                                                                                                                            |                                                                                                                                              | Text Origin:<br>Commission Proposal |
| Article 10    |                                                                                                                         |                                                                                                                                            |                                                                                                                                              |                                     |
| 197           | Article 10<br><br>Obligations of manufacturers                                                                          | Article 10<br><br>Obligations of manufacturers                                                                                             | Article 10<br><br>Obligations of manufacturers <u>of machinery and related products</u>                                                      |                                     |
| Article 10(1) |                                                                                                                         |                                                                                                                                            |                                                                                                                                              |                                     |
| 198           | 1. When placing a machinery product on the market, manufacturers shall ensure that it has been designed and constructed | 1. When placing a machinery product on the market <u>or putting it into service</u> , manufacturers shall ensure that it has been designed | 1. When placing a machinery <u>or a related</u> product on the market <u>or putting it into service</u> , manufacturers shall ensure that it |                                     |

|                                  | Commission Proposal                                                                                                                                                                                                                                                                            | EP Mandate                                                                                                                                                                                                                                                                                                                        | Council Mandate                                                                                                                                                                                                                                                                                                                                                                                                                                                 | Draft Agreement |
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|                                  | in accordance with the essential health and safety requirements set out in Annex III.                                                                                                                                                                                                          | and constructed in accordance with the essential health and safety requirements set out in Annex III.                                                                                                                                                                                                                             | has been designed and constructed in accordance with the essential health and safety requirements set out in Annex III.                                                                                                                                                                                                                                                                                                                                         |                 |
| Article 10(2), introductory part |                                                                                                                                                                                                                                                                                                |                                                                                                                                                                                                                                                                                                                                   |                                                                                                                                                                                                                                                                                                                                                                                                                                                                 |                 |
| 199                              | 2. Before placing a machinery product on the market, manufacturers shall draw up the technical documentation referred to in Annex IV ('technical documentation') and carry out the relevant conformity assessment procedures referred to in Article 21 or Article 22 or have them carried out. | 2. Before placing a machinery product on the market <u>or putting it into service</u> , manufacturers shall draw up the technical documentation referred to in Annex IV ('technical documentation') and carry out the relevant conformity assessment procedures referred to in Article 21 or Article 22 or have them carried out. | 2. Before placing a machinery <u>or related</u> product on the market <u>or putting it into service</u> , manufacturers shall draw up the technical documentation <del>referred to in Annex IV ('technical documentation')</del> <u>set out in part A of Annex IV</u> and carry out the relevant conformity assessment <del>procedures</del> <u>procedure</u> referred to in Article 21 <del>or Article 22</del> or have <del>them</del> <u>it</u> carried out. |                 |

|                                | Commission Proposal                                                                                                                                                                                                                                                                                                                                                            | EP Mandate                                                                                                                                                                                                                                                                                                                                                                     | Council Mandate                                                                                                                                                                                                                                                                                                                                                                                                                                                           | Draft Agreement |
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|                                |                                                                                                                                                                                                                                                                                                                                                                                |                                                                                                                                                                                                                                                                                                                                                                                |                                                                                                                                                                                                                                                                                                                                                                                                                                                                           |                 |
| Article 10(2), first paragraph |                                                                                                                                                                                                                                                                                                                                                                                |                                                                                                                                                                                                                                                                                                                                                                                |                                                                                                                                                                                                                                                                                                                                                                                                                                                                           |                 |
| 200                            | Where compliance of the machinery product with the essential health and safety requirements laid down in Annex III has been demonstrated by that conformity assessment procedure, manufacturers shall draw up the EU declaration of conformity in accordance with Article 18 and affix the CE marking in accordance with Article 20, except for partially completed machinery. | Where compliance of the machinery product with the essential health and safety requirements laid down in Annex III has been demonstrated by that conformity assessment procedure, manufacturers shall draw up the EU declaration of conformity in accordance with Article 18 and affix the CE marking in accordance with Article 20, except for partially completed machinery. | Where compliance of <u>a machinery or related</u> <del>the machinery</del> product with <del>the essential</del> <u>the essential</u> health and safety requirements laid down in Annex III has been demonstrated by <u>that</u> conformity assessment procedure, manufacturers shall draw up the EU declaration of conformity in accordance with Article 18 and affix the CE marking in accordance with Article 20, <del>except for partially completed machinery.</del> |                 |

|               | Commission Proposal                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                          | EP Mandate                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                      | Council Mandate                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                             | Draft Agreement |
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| Article 10(3) |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                              |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                 |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                             |                 |
| 201           | <p>3. Manufacturers shall keep the technical documentation and the EU declaration of conformity, where relevant, at the disposal of the market surveillance authorities for ten years after the machinery product has been placed on the market. Where relevant, the source code or programmed logic included in the technical documentation shall be made available upon a reasoned request from the competent national authorities provided that it is necessary in order for those authorities to be able to check compliance with the essential health and safety requirements set out in Annex III.</p> | <p>3. Manufacturers shall keep the technical documentation and the EU declaration of conformity <u>in paper or electronic form</u>, where relevant, at the disposal of the market surveillance authorities for ten years after the machinery product has been placed on the market. Where relevant, the source code or programmed logic included in the technical documentation shall be made available upon a reasoned request from the competent national authorities provided that it is necessary in order for those authorities to be able to check compliance with the essential health and safety requirements set out in Annex III.</p> | <p>3. Manufacturers shall keep the technical documentation and the EU declaration of conformity, <del>where relevant</del>, at the disposal of the market surveillance authorities for ten years after the machinery <u>or the related</u> product has been placed on the market. <del>Where relevant, the source code or programmed logic included in the technical documentation shall be made available upon a reasoned request from the competent national authorities provided that it is necessary in order for those authorities to be able to check compliance with the essential health and safety requirements set out in Annex III.</del> <u>or put into</u></p> |                 |

|                                  | Commission Proposal                                                                                                                                                                                                                                                                                                                                                                                                                                   | EP Mandate                                                                                                                                                                                                                                                                                                                                                                                                                                            | Council Mandate                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                      | Draft Agreement |
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|                                  |                                                                                                                                                                                                                                                                                                                                                                                                                                                       |                                                                                                                                                                                                                                                                                                                                                                                                                                                       | <a href="#">service.</a>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                             |                 |
| Article 10(4), introductory part |                                                                                                                                                                                                                                                                                                                                                                                                                                                       |                                                                                                                                                                                                                                                                                                                                                                                                                                                       |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                      |                 |
| 202                              | 4. Manufacturers shall ensure that procedures are in place for machinery products that are part of a series production to remain in conformity with this Regulation. Changes in the production process or in the design or characteristics of the machinery product and changes in the harmonised standards or the technical specifications referred to in Article 17 by reference to which the conformity of the machinery product is declared or by | 4. Manufacturers shall ensure that procedures are in place for machinery products that are part of a series production to remain in conformity with this Regulation. Changes in the production process or in the design or characteristics of the machinery product and changes in the harmonised standards or the technical specifications referred to in Article 17 by reference to which the conformity of the machinery product is declared or by | 4. Manufacturers shall ensure that procedures are in place for machinery <a href="#">or related</a> products that are part of a series production to remain in conformity with this Regulation. Changes in the production process or in the design or characteristics of the machinery <a href="#">or related</a> product and changes in the harmonised standards or the <del>technical</del> <a href="#">common</a> specifications referred to in Article 17 <a href="#">or other</a> <a href="#">technical specifications</a> by reference to which the conformity |                 |

|                                | Commission Proposal                                                                                                                                                                                                                                                                                                           | EP Mandate                                                                                                                                                                                                                                                                                                                    | Council Mandate                                                                                                                                                                                                                                                                                                                                                                                      | Draft Agreement |
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|                                | application of which its conformity is verified shall be adequately taken into account.                                                                                                                                                                                                                                       | application of which its conformity is verified shall be adequately taken into account.                                                                                                                                                                                                                                       | of the machinery <del>product is declared or by application of which its conformity is verified</del> <u>or related product is declared</u> shall be adequately taken into account.                                                                                                                                                                                                                  |                 |
| Article 10(4), first paragraph |                                                                                                                                                                                                                                                                                                                               |                                                                                                                                                                                                                                                                                                                               |                                                                                                                                                                                                                                                                                                                                                                                                      |                 |
| 203                            | When deemed appropriate with regard to the risks presented by machinery products, manufacturers shall, to protect the health and safety of end-users, carry out sample testing of machinery products made available on the market or put into service, investigate, and, if necessary, keep a register of complaints, of non- | When deemed appropriate with regard to the risks presented by machinery products, manufacturers shall, to protect the health and safety of end-users, carry out sample testing of machinery products made available on the market or put into service, investigate, and, if necessary, keep a register of complaints, of non- | When deemed appropriate with regard to the risks presented by machinery <u>or related</u> products, manufacturers shall, <u>in order</u> to protect the health and safety of <del>end-users,</del> <u>users,</u> carry out sample testing of machinery <u>or related</u> products made available on the market <del>or put into service</del> <u>and,</u> investigate, <del>and,</del> If necessary, |                 |

|               | Commission Proposal                                                                                                                                                                                                                                                                   | EP Mandate                                                                                                                                                                                                                                                                                  | Council Mandate                                                                                                                                                                                                                                                                                             | Draft Agreement |
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|               | conforming machinery products and machinery product recalls, and shall keep distributors informed of any such monitoring.                                                                                                                                                             | conforming machinery products and machinery product recalls, and shall keep distributors informed of any such monitoring.                                                                                                                                                                   | <u>manufacturers shall</u> keep a register of complaints, of non-conforming machinery <u>or related</u> products and machinery <del>product</del> <u>or related products</u> recalls, and shall keep distributors informed of any such monitoring.                                                          |                 |
| Article 10(5) |                                                                                                                                                                                                                                                                                       |                                                                                                                                                                                                                                                                                             |                                                                                                                                                                                                                                                                                                             |                 |
| 204           | 5. Manufacturers shall ensure that the machinery products which they place on the market bears a type, batch or serial number or other element allowing its identification, or, where the size or nature of the machinery product does not allow it, that the required information is | 5. Manufacturers shall ensure that the machinery products which they place on the market <del>bears</del> <u>or put into service bear</u> a type, batch or serial number or other element allowing its identification, or, where the size or nature of the machinery product does not allow | 5. Manufacturers shall ensure that the machinery <del>products</del> <u>or related product</u> which they place on the market <u>or put into service</u> bears <u>at least a designation of the machinery, series or type the year of construction, that is the year in which the manufacturing process</u> |                 |



|               | Commission Proposal                                                                                                                     | EP Mandate                                                                                                                                     | Council Mandate                                                                                                                                                                                                                                                                                                                                                               | Draft Agreement |
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|               | provided on the packaging or in a document accompanying the machinery product.                                                          | it, that the required information is provided on the packaging or in a document accompanying the machinery product.                            | <u>is completed, and, if any, batch or serial number</u> <del>a type, batch or serial number or other element</del> allowing its identification, or, where the size or nature of the machinery <u>or related</u> product does not allow it, that the required information is provided on the packaging or in a document accompanying the machinery <u>or related</u> product. |                 |
| Article 10(6) |                                                                                                                                         |                                                                                                                                                |                                                                                                                                                                                                                                                                                                                                                                               |                 |
| 205           | 6. Manufacturers shall indicate their name, registered trade name or registered trade mark, the postal address and the email address at | 6. Manufacturers shall indicate their name, registered trade name or registered trade mark, the postal address and the <u>website or</u> email | 6. Manufacturers shall indicate their name, registered trade name or registered trade mark, the postal address and, <u>if available, a digital</u>                                                                                                                                                                                                                            |                 |

|               | Commission Proposal                                                                                                                                                                                                                                                                                                                                             | EP Mandate                                                                                                                                                                                                                                                                                                                                                                 | Council Mandate                                                                                                                                                                                                                                                                                                                                                                                                                                                                                 | Draft Agreement |
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|               | which they can be contacted on the machinery product or, where that is not possible, on its packaging or in a document accompanying the machinery product. The address shall indicate a single point at which the manufacturer can be contacted. The contact details shall be in a language easily understood by end-users and market surveillance authorities. | address at which they can be contacted on the machinery product or, where that is not possible, on its packaging or in a document accompanying the machinery product. The address shall indicate a single point at which the manufacturer can be contacted. The contact details shall be in a language easily understood by end-users and market surveillance authorities. | <u>contact</u> <del>the email address</del> at which they can be contacted on the machinery <u>or related</u> product or, where that is not possible, on its packaging or in a document accompanying the machinery <del>product</del> <u>or related products</u> . The address shall indicate a single point at which the manufacturer can be contacted. The contact details shall be in a language easily understood by <del>end-users</del> <u>users</u> and market surveillance authorities. |                 |
| Article 10(7) |                                                                                                                                                                                                                                                                                                                                                                 |                                                                                                                                                                                                                                                                                                                                                                            |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                 |                 |
| 206           | 7. Manufacturers shall ensure that the machinery products are                                                                                                                                                                                                                                                                                                   | 7. Manufacturers shall ensure that the machinery products are                                                                                                                                                                                                                                                                                                              | 7. Manufacturers shall ensure that the machinery <u>or related</u> products                                                                                                                                                                                                                                                                                                                                                                                                                     |                 |

|                                  | Commission Proposal                                                                                                                                                                                                                                                                            | EP Mandate                                                                                                                                                                                                                                                                                     | Council Mandate                                                                                                                                                                                                                                                                                               | Draft Agreement |
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|                                  | <p>accompanied by the instructions and information set out in section 1.7 of Annex III in a language which can be easily understood by end-users, as determined by the Member State concerned. Such instructions and information shall be clear, understandable, intelligible and legible.</p> | <p>accompanied by the instructions and information set out in section 1.7 of Annex III in a language which can be easily understood by end-users, as determined by the Member State concerned. Such instructions and information shall be clear, understandable, intelligible and legible.</p> | <p>are accompanied by the instructions and information set out in <del>section 1.7 of Annex III in a language which can be easily understood by end-users, as determined by the Member State concerned. Such instructions and information shall be clear, understandable, intelligible and legible.</del></p> |                 |
| Article 10(7), introductory part |                                                                                                                                                                                                                                                                                                |                                                                                                                                                                                                                                                                                                |                                                                                                                                                                                                                                                                                                               |                 |
| R 206a                           |                                                                                                                                                                                                                                                                                                |                                                                                                                                                                                                                                                                                                | <p><u>When the instructions are provided in digital format, the manufacturer shall:</u></p>                                                                                                                                                                                                                   | R               |

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| Article 10(7), point (a) |                     |            |                                                                                                                                                                                                                                                                                                                                                       |                 |
| R 206b                   |                     |            | <u>(a) mark on the machinery or related product and in an accompanying document how to access the digital instructions;</u>                                                                                                                                                                                                                           | R               |
| Article 10(7), point (b) |                     |            |                                                                                                                                                                                                                                                                                                                                                       |                 |
| R 206c                   |                     |            | <u>(b) present them in a format that makes it possible for the user to download the instructions and save them on an electronic device so that he or she can access them at all times, in particular during a breakdown of the machinery or related product. This requirement also applies where the instructions are embedded in the software of</u> | R               |

|                                       | Commission Proposal | EP Mandate | Council Mandate                                                                                                                                                                                         | Draft Agreement |
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|                                       |                     |            | <u>the machinery or related product.</u>                                                                                                                                                                |                 |
| Article 10(7), point (c)              |                     |            |                                                                                                                                                                                                         |                 |
| 206d                                  |                     |            | <u>(c) make them accessible online during the expected lifetime of the machinery or related product and not less than 10 years after the placing on the market of the machinery or related product.</u> |                 |
| Article 10(7), unnumbered paragraph 1 |                     |            |                                                                                                                                                                                                         |                 |
| 206e                                  |                     |            | <u>However, upon request of the user at the time of the purchase or up to 6 months after that purchase, the manufacturer shall</u>                                                                      |                 |

|                                       | Commission Proposal | EP Mandate | Council Mandate                                                                                                                                                                                                                                                                                                                                                                                      | Draft Agreement |
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|                                       |                     |            | <u>provide the instructions in paper format free of charge.</u>                                                                                                                                                                                                                                                                                                                                      |                 |
| Article 10(7), unnumbered paragraph 2 |                     |            |                                                                                                                                                                                                                                                                                                                                                                                                      |                 |
| 206f                                  |                     |            | <u>In the case of a machinery or related product intended for non-professional users or which can, under reasonably foreseeable conditions, be used by non-professional users even if not intended for them, the manufacturer shall provide in paper format the safety information that are essential for putting the machinery or related product into service and for using it in a safe way .</u> |                 |

|                                       | Commission Proposal                                         | EP Mandate                                                  | Council Mandate                                                                                                                                                                                                          | Draft Agreement |
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|                                       |                                                             |                                                             |                                                                                                                                                                                                                          |                 |
| Article 10(7), unnumbered paragraph 3 |                                                             |                                                             |                                                                                                                                                                                                                          |                 |
| 206g                                  |                                                             |                                                             | <p><u>The instructions and information shall be in a language which can be easily understood by users, as determined by the Member State concerned and shall be clear, understandable, intelligible and legible.</u></p> |                 |
| Article 10(8)                         |                                                             |                                                             |                                                                                                                                                                                                                          |                 |
| 207                                   | 8. Manufacturers shall either provide the EU declaration of | 8. Manufacturers shall either provide the EU declaration of | 8. Manufacturers shall <del>either provide the EU declaration of</del>                                                                                                                                                   |                 |

|                                 | Commission Proposal                                                                                                                                                                                      | EP Mandate                                                                                                                                                                                               | Council Mandate                                                                                                                                                                                                                                                                                                                                                                                                                                                                                      | Draft Agreement |
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|                                 | conformity with the machinery product or include in the instructions and information set out in section 1.7 of Annex III the internet address at which the EU declaration of conformity can be accessed. | conformity with the machinery product or include in the instructions and information set out in section 1.7 of Annex III the internet address at which the EU declaration of conformity can be accessed. | <del>conformity with the machinery product or include in the instructions and information</del> <u>ensure that the machinery or related products is accompanied by the EU declaration of conformity</u> set out in <del>section 1.7</del> <u>Part A</u> of Annex <del>III</del> <u>or shall provide</u> the internet address at which <u>it can be accessed in the instructions and information set out in section 1.7 of Annex III</u> <del>the EU declaration of conformity can be accessed.</del> |                 |
| Article 10(8), unnumbered point |                                                                                                                                                                                                          |                                                                                                                                                                                                          |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                      |                 |
| Y 207a                          |                                                                                                                                                                                                          |                                                                                                                                                                                                          | <u>Digital EU declarations of conformity shall be made</u>                                                                                                                                                                                                                                                                                                                                                                                                                                           | Y               |



|               | Commission Proposal                                                                                                                                                                                                                                                                                                                                                   | EP Mandate                                                                                                                                                                                                                                                                                                                                                            | Council Mandate                                                                                                                                                                                                                                                                                                                                                                                       | Draft Agreement |
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|               |                                                                                                                                                                                                                                                                                                                                                                       |                                                                                                                                                                                                                                                                                                                                                                       | <u>accessible online for at least 10 years after placing on the market or putting into service of the machinery or related product.</u>                                                                                                                                                                                                                                                               |                 |
| Article 10(9) |                                                                                                                                                                                                                                                                                                                                                                       |                                                                                                                                                                                                                                                                                                                                                                       |                                                                                                                                                                                                                                                                                                                                                                                                       |                 |
| 208           | 9. Manufacturers who consider or have reason to believe that a machinery product, which they have placed on the market or put into service is not in conformity with the essential health and safety requirements set out in Annex III shall immediately take the corrective measures necessary to bring that machinery product into conformity, to withdraw it or to | 9. Manufacturers who consider or have reason to believe that a machinery product, which they have placed on the market or put into service is not in conformity with the essential health and safety requirements set out in Annex III shall immediately take the corrective measures necessary to bring that machinery product into conformity, to withdraw it or to | 9. Manufacturers who consider or have reason to believe that a machinery <u>or related</u> product, which they have placed on the market or put into service is not in conformity with <del>the essential health and safety requirements set out in Annex III</del> <u>this Regulation</u> shall immediately take the corrective <del>measures</del> <u>actions</u> necessary to bring that machinery |                 |

|                | Commission Proposal                                                                                                                                                                                                                                                                                                                                                           | EP Mandate                                                                                                                                                                                                                                                                                                                                                                                               | Council Mandate                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                 | Draft Agreement |
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|                | <p>recall it, as appropriate.</p> <p>Furthermore, where the machinery product presents a risk, manufacturers shall immediately inform the competent national authorities of the Member States in which they made the machinery product available on the market to that effect, giving details, in particular, of the non-conformity and of any corrective measures taken.</p> | <p>recall it, as appropriate.</p> <p>Furthermore, where the machinery product presents a risk, manufacturers shall immediately inform the competent national authorities of the Member States in which they made the machinery product available on the market <u>or put into service</u> to that effect, giving details, in particular, of the non-conformity and of any corrective measures taken.</p> | <p><del>product</del> <u>or related products</u> into conformity, to withdraw it or to recall it, as appropriate.</p> <p>Furthermore, where the machinery <u>or related</u> product presents a risk, manufacturers shall immediately inform the competent national authorities of the Member States in which they made the machinery <u>or related</u> product available on the market to that effect, giving details, in particular, of the non-conformity and of any corrective <del>measures</del> <u>actions</u> taken.</p> |                 |
| Article 10(10) |                                                                                                                                                                                                                                                                                                                                                                               |                                                                                                                                                                                                                                                                                                                                                                                                          |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                 |                 |
| 209            | <p>10. Manufacturers shall, further to a reasoned request from a competent national authority,</p>                                                                                                                                                                                                                                                                            | <p>10. Manufacturers shall, further to a reasoned request from a competent national authority,</p>                                                                                                                                                                                                                                                                                                       | <p>10. Manufacturers shall, further to a reasoned request from a competent national authority,</p>                                                                                                                                                                                                                                                                                                                                                                                                                              |                 |

|             | Commission Proposal                                                                                                                                                                                                                                                                                                                                                                                                                                                                                  | EP Mandate                                                                                                                                                                                                                                                                                                                                                                                                                                                                                           | Council Mandate                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                             | Draft Agreement |
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|             | <p>provide it with all the information and documentation, in paper or electronic form, necessary to demonstrate the conformity of the machinery product with the essential health and safety requirements set out in Annex III, in a language which can be easily understood by that authority. They shall cooperate with that authority, at its request, on any measures taken to eliminate the risks posed by the machinery product, which they have placed on the market or put into service.</p> | <p>provide it with all the information and documentation, in paper or electronic form, necessary to demonstrate the conformity of the machinery product with the essential health and safety requirements set out in Annex III, in a language which can be easily understood by that authority. They shall cooperate with that authority, at its request, on any measures taken to eliminate the risks posed by the machinery product, which they have placed on the market or put into service.</p> | <p>provide it with all the information and documentation, in paper or electronic form, necessary to demonstrate the conformity of the machinery <del>product with the essential health and safety requirements set out in Annex III</del> <u>or related products with this Regulation</u>, in a language which can be easily understood by that authority. They shall cooperate with that authority, at its request, on any <del>measures</del> <u>actions</u> taken to eliminate the risks <del>posed</del> <u>presented</u> by the machinery <del>product</del> <u>or related products</u>, which they have placed on the market or put into service.</p> |                 |
| Article 10a |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                      |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                      |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                             |                 |

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| Y                                 | 209a                |            | Article <a href="#">10a</a><br><br><a href="#"><i>Obligations of manufacturers of partly completed machinery</i></a>                                                                                                                                   | Y               |
| Article 10a(1), introductory part |                     |            |                                                                                                                                                                                                                                                        |                 |
| Y                                 | 209b                |            | 1. <a href="#"><i>When placing a partly completed machinery on the market, manufacturers shall ensure that it has been designed and constructed in accordance with the relevant essential health and safety requirements set out in Annex III.</i></a> | Y               |
| Article 10a(2)                    |                     |            |                                                                                                                                                                                                                                                        |                 |

|   | Commission Proposal | EP Mandate | Council Mandate                                                                                                                                                                                                                                                                                                                                                                                                                                                                                        | Draft Agreement |
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| Y | 209c                |            | <p><u>2. Before placing a partly completed machinery on the market, manufacturers shall draw up the technical documentation set out in part B of Annex IV</u></p> <p><u>Where compliance of a partly completed machinery with the relevant essential health and safety requirements laid down in Annex III has been demonstrated in the technical documentation set out in Part B of Annex IV, manufacturers shall draw up the EU declaration of incorporation in accordance with Article 18a.</u></p> | Y               |
|   | Article 10a(3)      |            |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                        |                 |
| Y | 209d                |            | <p><u>3. Manufacturers shall keep the</u></p>                                                                                                                                                                                                                                                                                                                                                                                                                                                          | Y               |

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|                |                     |            | <u>technical documentation and the EU declaration of incorporation at the disposal of the market surveillance authorities for ten years after the partly completed machinery has been placed on the market.</u>                                                  |                 |
| Article 10a(4) |                     |            |                                                                                                                                                                                                                                                                  |                 |
| 209e           |                     |            | <u>4. Manufacturers shall ensure that procedures are in place for partly completed machinery that are part of a series production to remain in conformity with this Regulation. Changes in the production process or in the design or characteristics of the</u> |                 |

|                | Commission Proposal | EP Mandate | Council Mandate                                                                                                                                                                                                                                                                                                                                               | Draft Agreement |
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|                |                     |            | <p><u>partly completed machinery and changes in the harmonised standards or the common specifications referred to in Article 17 or in other technical specifications by reference to which the conformity of the partly completed machinery is declared or by application of which its conformity is verified shall be adequately taken into account.</u></p> |                 |
| Article 10a(5) |                     |            |                                                                                                                                                                                                                                                                                                                                                               |                 |
| 209f           |                     |            | <p><u>5. Manufacturers shall ensure that the partly completed machinery which they place on the market bears at least the</u></p>                                                                                                                                                                                                                             |                 |

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|   |                     |            | <u>designation of the the partly completed machinery, the year of construction, that is the year in which the manufacturing process is completed, model and series or type and, if any, batch or serial number or other element allowing its identification, or, where the size or nature of the partly completed machinery does not allow it, that the required information is provided on the packaging or in a document accompanying the partly completed machinery.</u> |                 |
|   | Article 10a(6)      |            |                                                                                                                                                                                                                                                                                                                                                                                                                                                                             |                 |
| Y | 209g                |            |                                                                                                                                                                                                                                                                                                                                                                                                                                                                             | Y               |



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|  |                     |            | <p><u>6. Manufacturers shall indicate their name, registered trade name or registered trade mark, the postal address and, if available, a digital contact at which they can be contacted on the partly completed machinery or, where that is not possible, on its packaging or in a document accompanying the partly completed machinery. The address shall indicate a single point at which the manufacturer can be contacted. The contact details shall be in a language easily understood by the person who incorporates the partly completed machinery into a machinery and market surveillance authorities.</u></p> |                 |

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| Article 10a(7)            |                     |            |                                                                                                                                                                                                                                                     |                 |
| R                         | 209h                |            | <p><u>7. Manufacturers shall ensure that the partly completed machinery is accompanied by the assembly instructions set out in Annex X</u></p> <p><u>When the assembly instructions are provided in digital format, the manufacturer shall:</u></p> | R               |
| Article 10a(7), point (a) |                     |            |                                                                                                                                                                                                                                                     |                 |
| R                         | 209i                |            | <p><u>(a) mark on the partly completed machinery and in an accompanying document how to</u></p>                                                                                                                                                     | R               |

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|                           |                     |            | <u><a href="#">access the digital assembly instructions;</a></u>                                                                                                                                                                                                                                                                                                                                                                                                                                           |                 |
| Article 10a(7), point (b) |                     |            |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                            |                 |
| 209j                      |                     |            | <u><a href="#">(b) present them in a format that makes it is possible for the person who incorporates the partly completed machinery to download the assembly instructions and save them on an electronic device so that he or she can access them at all times, in particular during a breakdown of the partly completed machinery. This requirement also applies to a partly completed machinery where the assembly instructions are embedded in the software of the partly completed machinery.</a></u> |                 |

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|      |                                        |            |                                                                                                                                                                                                                                |                 |
|      | Article 10a(7), point (c)              |            |                                                                                                                                                                                                                                |                 |
| 209k |                                        |            | <u>(c) make them accessible online not less than 10 years after the placing on the market of the partly completed machinery.</u>                                                                                               |                 |
|      | Article 10a(7), unnumbered paragraph 1 |            |                                                                                                                                                                                                                                |                 |
| 209l |                                        |            | <u>However, upon request of the person who incorporates the partly completed machinery, at the time of the purchase or up to 6 months after that purchase, assembly instructions shall be provided in paper format free of</u> |                 |

|                                        | Commission Proposal | EP Mandate | Council Mandate                                                                                                                                                                                                                                                                         | Draft Agreement |
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|                                        |                     |            | <u>charge.</u>                                                                                                                                                                                                                                                                          |                 |
| Article 10a(7), unnumbered paragraph 2 |                     |            |                                                                                                                                                                                                                                                                                         |                 |
| 209m                                   |                     |            | <u>The assembly instructions shall be in a language which can be easily understood by the person who incorporates the partly completed machinery, as determined by the Member State concerned. Such assembly instructions shall be clear, understandable, intelligible and legible.</u> |                 |
| Article 10a(8), first subparagraph     |                     |            |                                                                                                                                                                                                                                                                                         |                 |

|                                     | Commission Proposal | EP Mandate | Council Mandate                                                                                                                                                                                                                                                                | Draft Agreement |
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| Y                                   | 209n                |            | <u>8. Manufacturers shall ensure that the partly completed machinery is accompanied by the EU declaration of incorporation set out in Part B of Annex V or shall provide the internet address at which it can be accessed in the assembly instructions set out in Annex X.</u> | Y               |
| Article 10a(8), second subparagraph |                     |            |                                                                                                                                                                                                                                                                                |                 |
| Y                                   | 209o                |            | <u>Digital EU declarations of incorporation shall be made accessible online for at least 10 years after placing on the market</u>                                                                                                                                              | Y               |

|                | Commission Proposal | EP Mandate | Council Mandate                                                                                                                                                                                                                                                                                                                                                                                                                    | Draft Agreement |
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|                |                     |            | <u>of the partly completed machinery.</u>                                                                                                                                                                                                                                                                                                                                                                                          |                 |
| Article 10a(9) |                     |            |                                                                                                                                                                                                                                                                                                                                                                                                                                    |                 |
| 209p           |                     |            | <u>9. Manufacturers who consider or have reason to believe that a partly completed machinery which they have placed on the market is not in conformity with this Regulation shall immediately take the corrective actions necessary to bring that partly completed machinery into conformity, to withdraw it or to recall it, as appropriate. Furthermore, where the partly completed machinery presents a risk as regards the</u> |                 |

|                 | Commission Proposal | EP Mandate | Council Mandate                                                                                                                                                                                                                                                                                                                     | Draft Agreement |
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|                 |                     |            | <u>essential health and safety requirements, manufacturers shall immediately inform the competent national authorities of the Member States in which they made the partly completed machinery available on the market to that effect, giving details, in particular, of the non-conformity and of any corrective actions taken.</u> |                 |
| Article 10a(10) |                     |            |                                                                                                                                                                                                                                                                                                                                     |                 |
| 209q            |                     |            | <u>10. Manufacturers shall, further to a reasoned request from a competent national authority, provide it with all the information and documentation, in paper or electronic form, necessary to</u>                                                                                                                                 |                 |



|            | Commission Proposal                          | EP Mandate                                   | Council Mandate                                                                                                                                                                                                                                                                                                                                                                                            | Draft Agreement                              |
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|            |                                              |                                              | <u>demonstrate the conformity of the partly completed machinery with this Regulation, in a language which can be easily understood by that authority. They shall cooperate with that authority, at its request, on any actions taken to eliminate the risks as regards the essential health and safety requirements presented by the partly completed machinery, which they have placed on the market.</u> |                                              |
| Article 11 |                                              |                                              |                                                                                                                                                                                                                                                                                                                                                                                                            |                                              |
| 210        | Article 11<br><br>Authorised representatives | Article 11<br><br>Authorised representatives | Article 11<br><br>Authorised representatives                                                                                                                                                                                                                                                                                                                                                               | Article 11<br><br>Authorised representatives |

|                                  | Commission Proposal                                                                | EP Mandate                                                                         | Council Mandate                                                                                                                   | Draft Agreement                     |
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| Article 11(1), introductory part |                                                                                    |                                                                                    |                                                                                                                                   |                                     |
| 211                              | 1. A manufacturer may, by a written mandate, appoint an authorised representative. | 1. A manufacturer may, by a written mandate, appoint an authorised representative. | 1. A manufacturer <u>of a product subject to this Regulation</u> may, by a written mandate, appoint an authorised representative. |                                     |
| Article 11(1), first paragraph   |                                                                                    |                                                                                    |                                                                                                                                   |                                     |
| 212                              | The obligations laid down in Article 10(1) and the obligation to                   | The obligations laid down in Article 10(1) and the obligation to                   | The obligations laid down in Article 10(1) and <u>Article 10a(1)</u>                                                              |                                     |

|                                  | Commission Proposal                                                                                                                                                                                  | EP Mandate                                                                                                                                                                                           | Council Mandate                                                                                                                                                                                      | Draft Agreement                                                                                                                                                                                                                                 |
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|                                  | draw up the technical documentation shall not form part of the authorised representative's mandate.                                                                                                  | draw up the technical documentation shall not form part of the authorised representative's mandate.                                                                                                  | <u>and</u> the obligation to draw up the technical documentation <u>set out in Annex IV</u> shall not form part of the authorised representative's mandate.                                          |                                                                                                                                                                                                                                                 |
| Article 11(2), introductory part |                                                                                                                                                                                                      |                                                                                                                                                                                                      |                                                                                                                                                                                                      |                                                                                                                                                                                                                                                 |
| 213                              | 2. An authorised representative shall perform the tasks specified in the mandate received from the manufacturer. The mandate shall allow the authorised representative to do at least the following: | 2. An authorised representative shall perform the tasks specified in the mandate received from the manufacturer. The mandate shall allow the authorised representative to do at least the following: | 2. An authorised representative shall perform the tasks specified in the mandate received from the manufacturer. The mandate shall allow the authorised representative to do at least the following: | 2. An authorised representative shall perform the tasks specified in the mandate received from the manufacturer. The mandate shall allow the authorised representative to do at least the following:<br><br>Text Origin:<br>Commission Proposal |

|                          | Commission Proposal                                                                                                                                                                                                | EP Mandate                                                                                                                                                                                                                               | Council Mandate                                                                                                                                                                                                                                                                                                                                                                               | Draft Agreement |
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| Article 11(2), point (a) |                                                                                                                                                                                                                    |                                                                                                                                                                                                                                          |                                                                                                                                                                                                                                                                                                                                                                                               |                 |
| 214                      | (a) keep the EU declaration of conformity and the technical documentation at the disposal of the national market surveillance authorities for ten years after the machinery product has been placed on the market; | (a) keep the EU declaration of conformity and the technical documentation <u>electronically</u> at the disposal of the national market surveillance authorities for ten years after the machinery product has been placed on the market; | (a) keep the <u>technical documentation and the</u> EU declaration of conformity <u>of machinery and related products or the EU declaration of incorporation of partly completed machinery</u> <del>and the technical documentation</del> at the disposal of the national market surveillance authorities for ten years after the <del>machinery</del> product has been placed on the market; |                 |
| Article 11(2), point (b) |                                                                                                                                                                                                                    |                                                                                                                                                                                                                                          |                                                                                                                                                                                                                                                                                                                                                                                               |                 |

|                          | Commission Proposal | EP Mandate                                                                                                                                                                                                 | Council Mandate                                                                                                                                                                                                                                                                             | Draft Agreement                                                                                                                                                                                                                                                 |
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| R                        | 215                 | (b) further to a reasoned request from a competent national authority, provide that authority with all the information and documentation necessary to demonstrate the conformity of the machinery product; | (b) further to a reasoned request from a competent national authority, provide that authority with all the information and documentation necessary to demonstrate the conformity of the machinery product. <u>It could be either in paper or electronic form;</u>                           | (b) further to a reasoned request from a competent national authority, provide that authority with all the information and documentation necessary to demonstrate the conformity of the <del>machinery product</del> <u>product subject to this Regulation;</u> |
| Article 11(2), point (c) |                     |                                                                                                                                                                                                            |                                                                                                                                                                                                                                                                                             |                                                                                                                                                                                                                                                                 |
| Y                        | 216                 | (c) cooperate with the competent national authorities, at their request, on any measures taken to eliminate the risks posed by a machinery product covered by the authorised representative's mandate.     | (c) cooperate with the competent national authorities, at their request, on any <del>measures</del> <u>actions</u> taken to eliminate the risks <del>posed by a machinery product</del> <u>presented by a product subject to this Regulation</u> covered by the authorised representative's |                                                                                                                                                                                                                                                                 |

|               | Commission Proposal                                                                                                                                | EP Mandate                                                                                                                                         | Council Mandate                                                                                                                                                                                                                                                                                                  | Draft Agreement |
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|               |                                                                                                                                                    |                                                                                                                                                    | mandate.                                                                                                                                                                                                                                                                                                         |                 |
| Article 12    |                                                                                                                                                    |                                                                                                                                                    |                                                                                                                                                                                                                                                                                                                  |                 |
| 217           | Article 12<br><br>Obligations of importers                                                                                                         | Article 12<br><br>Obligations of importers                                                                                                         | Article 12<br><br>Obligations of importers <u>of</u><br><u>machinery and related products</u>                                                                                                                                                                                                                    |                 |
| Article 12(1) |                                                                                                                                                    |                                                                                                                                                    |                                                                                                                                                                                                                                                                                                                  |                 |
| 218           | 1. Importers shall only place on the market machinery products that comply with the essential health and safety requirements set out in Annex III. | 1. Importers shall only place on the market machinery products that comply with the essential health and safety requirements set out in Annex III. | 1. Importers shall <u>place only</u><br><u>compliant machinery or related</u><br><del>only place on the market</del><br><del>machinery</del> products <del>that comply</del><br><del>with the essential health and safety</del><br><del>requirements set out in Annex III</del> <u>on</u><br><u>the market</u> . |                 |

|                                  | Commission Proposal                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                  | EP Mandate                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                           | Council Mandate                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                           | Draft Agreement |
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| Article 12(2), introductory part |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                      |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                      |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                           |                 |
| 219                              | <p>2. Before placing a machinery product on the market, importers shall ensure that the appropriate conformity assessment procedures referred to in Article 21 or Article 22 have been carried out by the manufacturer. They shall ensure that the manufacturer has drawn up the technical documentation, that the machinery product bears the CE marking referred to in Article 19 and is accompanied by the required documents, and that the manufacturer has complied with the requirements set out in Article 10(5) and (6).</p> | <p>2. Before placing a machinery product on the market, importers shall ensure that the appropriate conformity assessment procedures referred to in Article 21 or Article 22 have been carried out by the manufacturer. They shall ensure that the manufacturer has drawn up the technical documentation, that the machinery product bears the CE marking referred to in Article 19 and is accompanied by the required documents, and that the manufacturer has complied with the requirements set out in Article 10(5) and (6).</p> | <p>2. Before placing a machinery <u>or related</u> product on the market, importers shall ensure that the appropriate conformity assessment procedures referred to in Article 21 <del>or Article 22</del> have been carried out by the manufacturer. They shall ensure that the manufacturer has drawn up the technical documentation <u>set out in Part A of Annex IV</u>, that the machinery <u>or related</u> product bears the CE marking referred to in Article 19 and is accompanied by the required documents, and that the manufacturer has complied with the requirements set out in Article</p> |                 |

|                                | Commission Proposal                                                                                                                                                                                                                                                                                                                                                                                                                                                                       | EP Mandate                                                                                                                                                                                                                                                                                                                                                                                                                                                                                | Council Mandate                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                     | Draft Agreement |
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|                                |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                           |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                           | 10(5) and (6).                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                      |                 |
| Article 12(2), first paragraph |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                           |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                           |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                     |                 |
| 220                            | Where an importer considers or has reason to believe that a machinery product is not in conformity with the essential health and safety requirements set out in Annex III, the importer shall not place it on the market until it has been brought into conformity. Furthermore, where the machinery product poses a risk to the health and safety of persons and, where appropriate, domestic animals and property and, where applicable, the environment, the importer shall inform the | Where an importer considers or has reason to believe that a machinery product is not in conformity with the essential health and safety requirements set out in Annex III, the importer shall not place it on the market until it has been brought into conformity. Furthermore, where the machinery product poses a risk to the health and safety of persons and, where appropriate, domestic animals and property and, where applicable, the environment, the importer shall inform the | Where an importer considers or has reason to believe that a machinery <u>or related</u> product is not in conformity <del>with the</del> <u>with the applicable</u> essential health and safety requirements set out in Annex III, the importer shall not place it on the market until it has been brought into conformity. Furthermore, where the machinery <u>or related</u> product <del>poses</del> <u>presents</u> a risk <del>to the health and safety of persons and, where appropriate, domestic animals and property</del> |                 |



|               | Commission Proposal                                                                                                                                                                                                                                                                                                                                                                                           | EP Mandate                                                                                                                                                                                                                                                                                                                                                                                     | Council Mandate                                                                                                                                                                                                                                                                                                                                                                                                                         | Draft Agreement |
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|               | manufacturer and the market surveillance authorities to that effect.                                                                                                                                                                                                                                                                                                                                          | manufacturer and the market surveillance authorities to that effect.                                                                                                                                                                                                                                                                                                                           | <del>and, where applicable, the environment,</del> the importer shall inform the manufacturer and the market surveillance authorities to that effect.                                                                                                                                                                                                                                                                                   |                 |
| Article 12(3) |                                                                                                                                                                                                                                                                                                                                                                                                               |                                                                                                                                                                                                                                                                                                                                                                                                |                                                                                                                                                                                                                                                                                                                                                                                                                                         |                 |
| 221           | 3. Importers shall indicate their name, registered trade name or registered trade mark, the postal address and the email address at which they can be contacted on the machinery product or, where that is not possible, on its packaging or in a document accompanying the machinery product. The contact details shall be in a language easily understood by end-users and market surveillance authorities. | 3. Importers shall indicate their name, registered trade name or registered trade mark, the postal address and the <u>website or</u> email address at which they can be contacted on the machinery product or, where that is not possible, on its packaging or in a document accompanying the machinery product. The contact details shall be in a language easily understood by end-users and | 3. Importers shall indicate their name, registered trade name or registered trade mark, the postal address and, <u>if available, a digital contact</u> <del>the email address</del> at which they can be contacted on the machinery <u>or related</u> product or, where that is not possible, on its packaging or in a document accompanying the machinery <u>or related</u> product. The contact details shall be in a language easily |                 |

|               | Commission Proposal                                                                                                                                                                                                                                 | EP Mandate                                                                                                                                                                                                                                          | Council Mandate                                                                                                                                                                                                                                                                                                                                                                                                     | Draft Agreement |
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|               |                                                                                                                                                                                                                                                     | market surveillance authorities.                                                                                                                                                                                                                    | understood by <del>end-users</del> <u>users</u> and market surveillance authorities.                                                                                                                                                                                                                                                                                                                                |                 |
| Article 12(4) |                                                                                                                                                                                                                                                     |                                                                                                                                                                                                                                                     |                                                                                                                                                                                                                                                                                                                                                                                                                     |                 |
| 222           | 4. Importers shall ensure that the machinery product is accompanied by the instructions and information set out in section 1.7 of Annex III in a language which can be easily understood by end-users, as determined by the Member State concerned. | 4. Importers shall ensure that the machinery product is accompanied by the instructions and information set out in section 1.7 of Annex III in a language which can be easily understood by end-users, as determined by the Member State concerned. | 4. Importers shall ensure that the machinery <u>or related</u> product is accompanied by the instructions and information set out in <u>Annex III .The importer shall ensure that the instructions in paper format can be provided to the user in accordance with article 10.7 section 1.7 of Annex III in a language which can be easily understood by end-users, as determined by the Member State concerned.</u> |                 |

|                                | Commission Proposal | EP Mandate | Council Mandate                                                                                                                                                                                                                                                                                                                                                                                                                                  | Draft Agreement |
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|                                |                     |            |                                                                                                                                                                                                                                                                                                                                                                                                                                                  |                 |
| Article 12(4), first paragraph |                     |            |                                                                                                                                                                                                                                                                                                                                                                                                                                                  |                 |
| 222a                           |                     |            | <p><u>In the case of a machinery or related product intended for use by non-professional users or which can, under reasonably foreseeable conditions, be used by non-professional users even if not intended for them, the importer shall ensure that such product is accompanied by the safety information in paper format that are essential for putting the machinery or related product into service and for using it in a safe way.</u></p> |                 |

|                                 | Commission Proposal                                                                                                                                                  | EP Mandate                                                                                                                                                           | Council Mandate                                                                                                                                                                                                               | Draft Agreement |
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| Article 12(4), second paragraph |                                                                                                                                                                      |                                                                                                                                                                      |                                                                                                                                                                                                                               |                 |
| 222b                            |                                                                                                                                                                      |                                                                                                                                                                      | <p><u>The instructions set out in Annex III shall be in a language which can be easily understood by users, as determined by the Member State concerned and shall be clear, understandable, intelligible and legible.</u></p> |                 |
| Article 12(5)                   |                                                                                                                                                                      |                                                                                                                                                                      |                                                                                                                                                                                                                               |                 |
| 223                             | 5. Importers shall ensure that, while the machinery product is under their responsibility, storage or transport conditions do not jeopardise its conformity with the | 5. Importers shall ensure that, while the machinery product is under their responsibility, storage or transport conditions do not jeopardise its conformity with the | 5. Importers shall ensure that, while the machinery <u>or related</u> product is under their responsibility, storage or transport conditions do not jeopardise its                                                            |                 |

|               | Commission Proposal                                                                                                                                                                                                                                                                                                                                                                                   | EP Mandate                                                                                                                                                                                                                                                                                                                                                                                            | Council Mandate                                                                                                                                                                                                                                                                                                                                                                                                                                                      | Draft Agreement |
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|               | essential health and safety requirements set out in Annex III.                                                                                                                                                                                                                                                                                                                                        | essential health and safety requirements set out in Annex III.                                                                                                                                                                                                                                                                                                                                        | conformity with the essential health and safety requirements set out in Annex III.                                                                                                                                                                                                                                                                                                                                                                                   |                 |
| Article 12(6) |                                                                                                                                                                                                                                                                                                                                                                                                       |                                                                                                                                                                                                                                                                                                                                                                                                       |                                                                                                                                                                                                                                                                                                                                                                                                                                                                      |                 |
| 224           | 6. When deemed appropriate with regard to the risks to the health and safety of persons and, where appropriate, domestic animals and property and, where applicable, the environment, presented by a machinery product, importers shall carry out sample testing of machinery products made available on the market, investigate, and, if necessary, keep a register of complaints, of non-conforming | 6. When deemed appropriate with regard to the risks to the health and safety of persons and, where appropriate, domestic animals and property and, where applicable, the environment, presented by a machinery product, importers shall carry out sample testing of machinery products made available on the market, investigate, and, if necessary, keep a register of complaints, of non-conforming | <del>6.</del> When deemed appropriate with regard to the risks <u>presented by a machinery or related product, importers shall, in order to protect</u> <del>to the</del> health and safety of persons, <del>and,</del> where appropriate, domestic animals and property and, where applicable, the environment, <del>presented by a machinery product, importers shall</del> carry out sample testing of machinery <u>or related</u> products made available on the |                 |

|               | Commission Proposal                                                                                                                                                                                                                                                         | EP Mandate                                                                                                                                                                                                                                                                  | Council Mandate                                                                                                                                                                                                                                                                                | Draft Agreement |
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|               | machinery products and machinery products recalls, and shall keep distributors informed of any such monitoring.                                                                                                                                                             | machinery products and machinery products recalls, and shall keep distributors informed of any such monitoring.                                                                                                                                                             | market, investigate, and, if necessary, keep a register of complaints, of non-conforming machinery <u>or related</u> products and machinery <u>or related</u> products recalls, and shall keep distributors informed of any such monitoring.                                                   |                 |
| Article 12(7) |                                                                                                                                                                                                                                                                             |                                                                                                                                                                                                                                                                             |                                                                                                                                                                                                                                                                                                |                 |
| 225           | 7. Importers who consider or have reason to believe that a machinery product, which they have placed on the market, is not in conformity with the essential health and safety requirements set out in Annex III shall immediately take the corrective measures necessary to | 7. Importers who consider or have reason to believe that a machinery product, which they have placed on the market, is not in conformity with the essential health and safety requirements set out in Annex III shall immediately take the corrective measures necessary to | 7. Importers who consider or have reason to believe that a machinery <u>or related</u> product, which they have placed on the market, is not in conformity with <del>the essential health and safety requirements set out in Annex III</del> <u>this Regulation</u> shall immediately take the |                 |

|  | Commission Proposal                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                       | EP Mandate                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                | Council Mandate                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                             | Draft Agreement |
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|  | bring that machinery product into conformity, to withdraw it or recall it, as appropriate. Furthermore, where the machinery product poses a risk to the health and safety of persons and, where appropriate, domestic animals and property and, where applicable, the environment, importers shall immediately inform the competent national authorities of the Member States in which they made the machinery product available on the market to that effect, giving details, in particular, of the non-conformity and of any corrective measures taken. | bring that machinery product into conformity, to withdraw it or recall it, as appropriate. Furthermore, where the machinery product poses a risk to the health and safety of persons and, where appropriate, domestic animals and property and, where applicable, the environment, importers shall immediately inform the competent national authorities of the Member States in which they made the machinery product available on the market to that effect, giving details, in particular, of the non-conformity and of any corrective measures taken. | corrective <del>measures</del> <u>actions</u> necessary to bring that machinery <u>or related</u> product into conformity, to withdraw it or recall it, as appropriate. Furthermore, where the machinery <u>or related</u> product <del>poses</del> <u>presents</u> a risk <del>to the health and safety of persons and, where appropriate, domestic animals and property and, where applicable, the environment</del> , importers shall immediately inform the competent national authorities of the Member States in which they made the machinery <u>or related</u> product available on the market to that effect, giving details, in particular, of the non-conformity and of any corrective <del>measures</del> <u>actions</u> taken. |                 |

|               | Commission Proposal                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                      | EP Mandate                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                               | Council Mandate                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                | Draft Agreement |
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| Article 12(8) |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                          |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                          |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                |                 |
| 226           | <p>8. Importers shall, for ten years after the machinery product has been placed on the market, keep a copy of the EU declaration of conformity at the disposal of the market surveillance authorities and ensure that the technical documentation can be made available to those authorities.</p> <p>Where relevant, the source code or programmed logic included in the technical documentation shall be made available upon a reasoned request from competent national authorities provided that it is necessary in order for those authorities to be able to check compliance with the essential</p> | <p>8. Importers shall, for ten years after the machinery product has been placed on the market, keep a copy of the EU declaration of conformity at the disposal of the market surveillance authorities and ensure that the technical documentation can be made available to those authorities.</p> <p>Where relevant, the source code or programmed logic included in the technical documentation shall be made available upon a reasoned request from competent national authorities provided that it is necessary in order for those authorities to be able to check compliance with the essential</p> | <p>8. Importers shall, for ten years after the machinery <u>or related</u> product has been placed on the market, keep a copy of the EU declaration of conformity at the disposal of the market surveillance authorities and ensure that the technical documentation <del>can be made available to those authorities. Where relevant, the source code or programmed logic included in the technical documentation shall</del> <u>set out in Part A of Annex IV can</u> be made available <del>upon a reasoned request from competent national authorities provided that it is necessary in order for</del> <u>to</u> those</p> |                 |



|               | Commission Proposal                                                                                                                                                                                                                                                                                                                                 | EP Mandate                                                                                                                                                                                                                                                                                                                                          | Council Mandate                                                                                                                                                                                                                                                                                                                                                    | Draft Agreement |
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|               | health and safety requirements set out in Annex III.                                                                                                                                                                                                                                                                                                | health and safety requirements set out in Annex III.                                                                                                                                                                                                                                                                                                | authorities <del>to be able to check compliance with the essential health and safety requirements set out in Annex III</del> <u>upon request</u> .                                                                                                                                                                                                                 |                 |
| Article 12(9) |                                                                                                                                                                                                                                                                                                                                                     |                                                                                                                                                                                                                                                                                                                                                     |                                                                                                                                                                                                                                                                                                                                                                    |                 |
| 227           | 9. Importers shall, further to a reasoned request from a competent national authority, provide it with all the information and documentation, in paper or electronic form, necessary to demonstrate the conformity of the machinery product with the essential health and safety requirements set out in Annex III in a language that can be easily | 9. Importers shall, further to a reasoned request from a competent national authority, provide it with all the information and documentation, in paper or electronic form, necessary to demonstrate the conformity of the machinery product with the essential health and safety requirements set out in Annex III in a language that can be easily | 9. Importers shall, further to a reasoned request from a competent national authority, provide it with all the information and documentation, in paper or electronic form, necessary to demonstrate the conformity of the machinery <del>product with the essential health and safety requirements set out in Annex III</del> <u>or related products with this</u> |                 |

|             | Commission Proposal                                                                                                                                                                                                                                                                                                                       | EP Mandate                                                                                                                                                                                                                                                                                                                                | Council Mandate                                                                                                                                                                                                                                                                                                                                                                                                                                                                      | Draft Agreement |
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|             | understood by that authority. They shall cooperate with that authority, at its request, on any measures taken to eliminate the risks to the health and safety of persons and, where appropriate, domestic animals and property and, where applicable, the environment posed by a machinery product, which they have placed on the market. | understood by that authority. They shall cooperate with that authority, at its request, on any measures taken to eliminate the risks to the health and safety of persons and, where appropriate, domestic animals and property and, where applicable, the environment posed by a machinery product, which they have placed on the market. | <u>Regulation</u> in a language that can be easily understood by that authority. They shall cooperate with that authority, at its request, on any <del>measures</del> <u>actions</u> taken to eliminate the risks <del>to the health and safety of persons and, where appropriate, domestic animals and property and, where applicable, the environment posed by a machinery product</del> <u>presented by machinery or related products</u> , which they have placed on the market. |                 |
| Article 12a |                                                                                                                                                                                                                                                                                                                                           |                                                                                                                                                                                                                                                                                                                                           |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                      |                 |
| 227a        |                                                                                                                                                                                                                                                                                                                                           |                                                                                                                                                                                                                                                                                                                                           | Article <u>12a</u><br><br><u>Obligations of importers of partly</u>                                                                                                                                                                                                                                                                                                                                                                                                                  |                 |

|                                   | Commission Proposal | EP Mandate | Council Mandate                                                                                                                                                                                                                                         | Draft Agreement |
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|                                   |                     |            | <u>completed machinery</u>                                                                                                                                                                                                                              |                 |
| Article 12a(1)                    |                     |            |                                                                                                                                                                                                                                                         |                 |
| 227b                              |                     |            | 1. <u>Importers shall place only compliant partly completed machinery on the market .</u>                                                                                                                                                               |                 |
| Article 12a(2), introductory part |                     |            |                                                                                                                                                                                                                                                         |                 |
| 227c                              |                     |            | 2. <u>Before placing a partly completed machinery on the market, importers shall ensure that the manufacturer has drawn up the technical documentation set out in Part B of Annex IV, that it is accompanied by the required documents and that the</u> |                 |

|                                 | Commission Proposal | EP Mandate | Council Mandate                                                                                                                                                                                                                                                                                                                                                                                        | Draft Agreement |
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|                                 |                     |            | <u>manufacturer has complied with the requirements set out in Article 10a (5) and (6).</u>                                                                                                                                                                                                                                                                                                             |                 |
| Article 12a(2), first paragraph |                     |            |                                                                                                                                                                                                                                                                                                                                                                                                        |                 |
| 227d                            |                     |            | <u>Where an importer considers or has reason to believe that a partly completed machinery is not in conformity the relevant essential health and safety requirements set out in Annex III, the importer shall not place it on the market until it has been brought into conformity. Furthermore, where the partly completed machinery presents a risk as regards the relevant essential health and</u> |                 |

|                | Commission Proposal | EP Mandate | Council Mandate                                                                                                                                                                                                                                                                                                                                                                                                                         | Draft Agreement |
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|                |                     |            | <u>safety requirements, the importer shall inform the manufacturer and the market surveillance authorities to that effect.</u>                                                                                                                                                                                                                                                                                                          |                 |
| Article 12a(3) |                     |            |                                                                                                                                                                                                                                                                                                                                                                                                                                         |                 |
| 227e           |                     |            | 3. <u>Importers shall indicate their name, registered trade name or registered trade mark, the postal address and, if available, a digital contact at which they can be contacted on the partly completed machinery or, where that is not possible, on its packaging or in a document accompanying the partly completed machinery . The contact details shall be in a language easily understood by the person who incorporates the</u> |                 |

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|                                 |                     |            | <u>partly completed machinery and market surveillance authorities.</u>                                                                                                                                                                                                                                                                 |                 |
| Article 12a(4)                  |                     |            |                                                                                                                                                                                                                                                                                                                                        |                 |
| 227f                            |                     |            | <u>4. Importers shall ensure that the partly completed machinery is accompanied by the assembly instructions set out in Annex X.</u><br><u>The importer shall ensure that the assembly instructions in paper format can be provided to the person who incorporates the partly completed machinery in accordance with article 10a.7</u> |                 |
| Article 12a(4), first paragraph |                     |            |                                                                                                                                                                                                                                                                                                                                        |                 |

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| Y              | 227g                |            | <p><u>The assembly instructions shall be in a language which can be easily understood by the person who incorporates the partly completed machinery, as determined by the Member State concerned and shall be clear, understandable, intelligible and legible</u></p> | Y               |
| Article 12a(5) |                     |            |                                                                                                                                                                                                                                                                       |                 |
| Y              | 227h                |            | <p><u>5. Importers shall ensure that partly completed machinery, while it is under their responsibility, storage or transport conditions do</u></p>                                                                                                                   | Y               |

|                | Commission Proposal | EP Mandate | Council Mandate                                                                                                                                                                                                                                                                                                                                                   | Draft Agreement |
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|                |                     |            | <u>not jeopardise its conformity with the relevant essential health and safety requirements set out in Annex III.</u>                                                                                                                                                                                                                                             |                 |
| Article 12a(7) |                     |            |                                                                                                                                                                                                                                                                                                                                                                   |                 |
| 227i           |                     |            | <u>7. Importers who consider or have reason to believe that a partly completed machinery , which they have placed on the market, is not in conformity with this Regulations shall immediately take the corrective actions necessary to bring that partly completed machinery into conformity, to withdraw it or recall it, as appropriate. Furthermore, where</u> |                 |



|                | Commission Proposal | EP Mandate | Council Mandate                                                                                                                                                                                                                                                                                                                              | Draft Agreement |
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|                |                     |            | <p><u>the partly completed machinery presents a risk, importers shall immediately inform the competent national authorities of the Member States in which they made the partly completed machinery available on the market to that effect, giving details, in particular, of the non-conformity and of any corrective actions taken.</u></p> |                 |
| Article 12a(8) |                     |            |                                                                                                                                                                                                                                                                                                                                              |                 |
| 227j           |                     |            | <p><u>8. Importers shall, for ten years after the partly completed machinery has been placed on the market, keep a copy of the EU</u></p>                                                                                                                                                                                                    |                 |

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|                |                     |            | <u>declaration of incorporation at the disposal of the market surveillance authorities and ensure that the technical documentation set out in Part B of Annex IV can be made available to those authorities upon request.</u>                                    |                 |
| Article 12a(9) |                     |            |                                                                                                                                                                                                                                                                  |                 |
| 227k           |                     |            | <u>9. Importers shall, further to a reasoned request from a competent national authority, provide it with all the information and documentation, in paper or electronic form, necessary to demonstrate the conformity of the partly completed machinery with</u> |                 |

|               | Commission Proposal                       | EP Mandate                                | Council Mandate                                                                                                                                                                                                                                                              | Draft Agreement |
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|               |                                           |                                           | <u>this Regulation in a language that can be easily understood by that authority. They shall cooperate with that authority, at its request, on any actions taken to eliminate the risks presented by a partly completed machinery, which they have placed on the market.</u> |                 |
| Article 13    |                                           |                                           |                                                                                                                                                                                                                                                                              |                 |
| 228           | Article 13<br>Obligations of distributors | Article 13<br>Obligations of distributors | Article 13<br>Obligations of distributors <u>of machinery and related product</u>                                                                                                                                                                                            |                 |
| Article 13(1) |                                           |                                           |                                                                                                                                                                                                                                                                              |                 |

|                                  | Commission Proposal | EP Mandate                                                                                                                                           | Council Mandate                                                                                                                                                        | Draft Agreement |
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| Y                                | 229                 | 1. When making a machinery product available on the market, distributors shall act with due care in relation to the requirements of this Regulation. | 1. When making a machinery <u>or related</u> product available on the market, distributors shall act with due care in relation to the requirements of this Regulation. | Y               |
| Article 13(2), introductory part |                     |                                                                                                                                                      |                                                                                                                                                                        |                 |
| Y                                | 230                 | 2. Before making a machinery product available on the market, distributors shall verify that:                                                        | 2. Before making a machinery <u>or related</u> product available on the market, distributors shall verify that:                                                        | Y               |
| Article 13(2), point (a)         |                     |                                                                                                                                                      |                                                                                                                                                                        |                 |
| Y                                | 231                 | (a) the machinery product bears the CE marking;                                                                                                      | (a) the machinery <u>or related</u> product bears the CE marking;                                                                                                      | Y               |

|   | Commission Proposal       | EP Mandate                                                                                                                                                                                                                                                                                         | Council Mandate                                                                                                                                                                                                                                                                                    | Draft Agreement                                                                                                                                                                                                                                                                                                                                                                                                         |
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|   | Article 13(2), point (b)  |                                                                                                                                                                                                                                                                                                    |                                                                                                                                                                                                                                                                                                    |                                                                                                                                                                                                                                                                                                                                                                                                                         |
| Y | 232                       | (b) the machinery product is accompanied by the required documents and by the instructions and information set out in section 1.7 of Annex III in a language which can be easily understood by end-users in the Member State in which the machinery product is to be made available on the market; | (b) the machinery product is accompanied by the required documents and by the instructions and information set out in section 1.7 of Annex III in a language which can be easily understood by end-users in the Member State in which the machinery product is to be made available on the market; | (b) the machinery <u>or related</u> product is accompanied by the <del>required documents and by the instructions and information</del> <u>EU declaration of conformity</u> set out in <del>section 1.7</del> <u>Part A</u> of Annex <del>III</del> <u>in a language which can be easily understood by end-users in the Member State in which the machinery product is to be made available on the market;</u> <u>V</u> |
|   | Article 13(2), point (ba) |                                                                                                                                                                                                                                                                                                    |                                                                                                                                                                                                                                                                                                    |                                                                                                                                                                                                                                                                                                                                                                                                                         |
| R | 232a                      |                                                                                                                                                                                                                                                                                                    | ( <u>ba</u> ) <u>the machinery or related product is accompanied by the</u>                                                                                                                                                                                                                        |                                                                                                                                                                                                                                                                                                                                                                                                                         |

|      | Commission Proposal                        | EP Mandate | Council Mandate                                                                                                                                                                                                                                                                                                                                                                       | Draft Agreement |
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|      |                                            |            | <u>instructions and information set out in Annex III , and that they are in a language which can be easily understood by users as determined by the Member State in which the machinery or related product is to be made available on the market. The distributor shall ensure that the instructions in paper format can be provided to the user in accordance with article 10.7.</u> |                 |
|      | Article 13(2), point (ba), first paragraph |            |                                                                                                                                                                                                                                                                                                                                                                                       |                 |
| 232b |                                            |            | <u>In the case of a machinery or related product intended for use by non-professional users or</u>                                                                                                                                                                                                                                                                                    |                 |

|                          | Commission Proposal                                                                                                                        | EP Mandate                                                                                                                                 | Council Mandate                                                                                                                                                                                                                                                                                                                                  | Draft Agreement                                                                                                                            |
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|                          |                                                                                                                                            |                                                                                                                                            | <u>which can, under reasonably foreseeable conditions, be used by non-professional users even if not intended for them, the distributor shall ensure that such product is accompanied by the safety information in paper format that are essential for putting the machinery or related product into service and for using it in a safe way.</u> |                                                                                                                                            |
| Article 13(2), point (c) |                                                                                                                                            |                                                                                                                                            |                                                                                                                                                                                                                                                                                                                                                  |                                                                                                                                            |
| 233                      | (c) the manufacturer and the importer have complied with the requirements set out in Article 10(5) and (6) and Article 12(3) respectively. | (c) the manufacturer and the importer have complied with the requirements set out in Article 10(5) and (6) and Article 12(3) respectively. | (c) the manufacturer and the importer have complied with the requirements set out in Article 10(5) and (6) and Article 12(3) respectively.                                                                                                                                                                                                       | (c) the manufacturer and the importer have complied with the requirements set out in Article 10(5) and (6) and Article 12(3) respectively. |

|               | Commission Proposal                                                                                                                                                                                                                                                                                                                                                                                                                | EP Mandate                                                                                                                                                                                                                                                                                                                                                                                                                         | Council Mandate                                                                                                                                                                                                                                                                                                                                                                                                                                                                                | Draft Agreement                     |
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|               |                                                                                                                                                                                                                                                                                                                                                                                                                                    |                                                                                                                                                                                                                                                                                                                                                                                                                                    |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                | Text Origin:<br>Commission Proposal |
| Article 13(3) |                                                                                                                                                                                                                                                                                                                                                                                                                                    |                                                                                                                                                                                                                                                                                                                                                                                                                                    |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                |                                     |
| 234           | 3. Where a distributor considers or has reason to believe that a machinery product is not in conformity with the essential health and safety requirements set out in Annex III, the distributor shall not make the machinery product available on the market until it has been brought into conformity. Furthermore, where the machinery product poses a risk to the health and safety of persons and, where appropriate, domestic | 3. Where a distributor considers or has reason to believe that a machinery product is not in conformity with the essential health and safety requirements set out in Annex III, the distributor shall not make the machinery product available on the market until it has been brought into conformity. Furthermore, where the machinery product poses a risk to the health and safety of persons and, where appropriate, domestic | 3. Where a distributor considers or has reason to believe that a machinery <u>or related</u> product is not in conformity with the essential health and safety requirements set out in Annex III, the distributor shall not make the machinery <u>or related</u> product available on the market until it has been brought into conformity. Furthermore, where the machinery <del>product poses</del> <u>or related product presents</u> a risk <del>to the health and safety of persons</del> |                                     |



|               | Commission Proposal                                                                                                                                                                               | EP Mandate                                                                                                                                                                                        | Council Mandate                                                                                                                                                                                                                                                                                                           | Draft Agreement |
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|               | animals and property and, where applicable, the environment, the distributor shall inform the manufacturer and the market surveillance authorities to that effect.                                | animals and property and, where applicable, the environment, the distributor shall inform the manufacturer and the market surveillance authorities to that effect.                                | <del>and, where appropriate, domestic animals and property and, where applicable, the environment, the distributor shall inform the manufacturer and,</del> <u>the distributor shall inform the manufacturer or the importer to that effect as well as</u> the market surveillance authorities <del>to that effect.</del> |                 |
| Article 13(4) |                                                                                                                                                                                                   |                                                                                                                                                                                                   |                                                                                                                                                                                                                                                                                                                           |                 |
| 235           | 4. Distributors shall ensure that, while a machinery product is under their responsibility, storage or transport conditions do not jeopardise its conformity with the essential health and safety | 4. Distributors shall ensure that, while a machinery product is under their responsibility, storage or transport conditions do not jeopardise its conformity with the essential health and safety | 4. Distributors shall ensure that, while a machinery <u>or related</u> product is under their responsibility, storage or transport conditions do not jeopardise its conformity with the essential                                                                                                                         |                 |

|               | Commission Proposal                                                                                                                                                                                                                                                                                                                                                                                                                       | EP Mandate                                                                                                                                                                                                                                                                                                                                                                                                                                | Council Mandate                                                                                                                                                                                                                                                                                                                                                                                                                                                                                   | Draft Agreement |
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|               | requirements set out in Annex III.                                                                                                                                                                                                                                                                                                                                                                                                        | requirements set out in Annex III.                                                                                                                                                                                                                                                                                                                                                                                                        | health and safety requirements set out in Annex III.                                                                                                                                                                                                                                                                                                                                                                                                                                              |                 |
| Article 13(5) |                                                                                                                                                                                                                                                                                                                                                                                                                                           |                                                                                                                                                                                                                                                                                                                                                                                                                                           |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                   |                 |
| 236           | <p>5. Distributors who consider or have reason to believe that a machinery product, which they have made available on the market, is not in conformity with the essential health and safety requirements set out in Annex III shall make sure that the corrective measures necessary to bring that machinery product into conformity, to withdraw it or recall it, as appropriate, are taken.</p> <p>Furthermore, where the machinery</p> | <p>5. Distributors who consider or have reason to believe that a machinery product, which they have made available on the market, is not in conformity with the essential health and safety requirements set out in Annex III shall make sure that the corrective measures necessary to bring that machinery product into conformity, to withdraw it or recall it, as appropriate, are taken.</p> <p>Furthermore, where the machinery</p> | <p>5. Distributors who consider or have reason to believe that a machinery <u>or related</u> product, which they have made available on the market, is not in conformity with <u>this Regulation</u> <del>the essential health and safety requirements set out in Annex III</del> shall make sure that the corrective <del>measures</del> <u>actions</u> necessary to bring that machinery <u>or related</u> product into conformity, to withdraw it or recall it, as appropriate, are taken.</p> |                 |

|               | Commission Proposal                                                                                                                                                                                                                                                                                                                                                                                                                   | EP Mandate                                                                                                                                                                                                                                                                                                                                                                                                                            | Council Mandate                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                             | Draft Agreement |
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|               | product poses a risk to the health and safety of persons and, where appropriate, domestic animals and property and, where applicable, the environment, distributors shall immediately inform the competent national authorities of the Member States in which they have made the machinery product available on the market to that effect, giving details, in particular, of the non-conformity and of any corrective measures taken. | product poses a risk to the health and safety of persons and, where appropriate, domestic animals and property and, where applicable, the environment, distributors shall immediately inform the competent national authorities of the Member States in which they have made the machinery product available on the market to that effect, giving details, in particular, of the non-conformity and of any corrective measures taken. | Furthermore, where the machinery <del>product poses</del> <u>or related product presents</u> a risk <del>to the health and safety of persons and, where appropriate, domestic animals and property and, where applicable, the environment,</del> distributors shall immediately inform the competent national authorities of the Member States in which they have made the machinery <u>or related</u> product available on the market to that effect, giving details, in particular, of the non-conformity and of any corrective <del>measures</del> <u>actions</u> taken. |                 |
| Article 13(6) |                                                                                                                                                                                                                                                                                                                                                                                                                                       |                                                                                                                                                                                                                                                                                                                                                                                                                                       |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                             |                 |
| 237           |                                                                                                                                                                                                                                                                                                                                                                                                                                       |                                                                                                                                                                                                                                                                                                                                                                                                                                       |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                             |                 |

|  | Commission Proposal                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                      | EP Mandate                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                               | Council Mandate                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                | Draft Agreement |
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|  | <p>6. Distributors shall, further to a reasoned request from a competent national authority, provide it with all the information and documentation, in paper or electronic form, necessary to demonstrate the conformity of the machinery product with the essential health and safety requirements set out in Annex III in a language that can be easily understood by that authority. They shall cooperate with that authority, at its request, on any measures taken to eliminate the risks to the health and safety of persons and, where appropriate, domestic animals and property and, where applicable, the environment, posed by a machinery product, which they have made available on the</p> | <p>6. Distributors shall, further to a reasoned request from a competent national authority, provide it with all the information and documentation, in paper or electronic form, necessary to demonstrate the conformity of the machinery product with the essential health and safety requirements set out in Annex III in a language that can be easily understood by that authority. They shall cooperate with that authority, at its request, on any measures taken to eliminate the risks to the health and safety of persons and, where appropriate, domestic animals and property and, where applicable, the environment, posed by a machinery product, which they have made available on the</p> | <p>6. Distributors shall, further to a reasoned request from a competent national authority, provide it with all the information and documentation, in paper or electronic form, necessary to demonstrate the conformity of the machinery <del>product with the essential health and safety requirements set out in Annex III in a language that can be easily understood by that authority</del> <u>or related product</u>. They shall cooperate with that authority, at its request, on any <del>measures</del> <u>actions</u> taken to eliminate the risks <del>to the health and safety of persons and, where appropriate, domestic animals and property and, where applicable, the environment, posed</del> <u>presented</u> by a machinery <u>or</u></p> |                 |

|                | Commission Proposal | EP Mandate | Council Mandate                                                                                                                                                      | Draft Agreement |
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|                | market.             | market.    | <u>related</u> product, which they have made available on the market.                                                                                                |                 |
| Article 13a    |                     |            |                                                                                                                                                                      |                 |
| Y 237a         |                     |            | Article <u>13a</u><br><br><u>Obligations of distributors of partly completed machinery</u>                                                                           | Y               |
| Article 13a(1) |                     |            |                                                                                                                                                                      |                 |
| Y 237b         |                     |            | 1. <u>When making a partly completed machinery available on the market, distributors shall act with due care in relation to the requirements of this Regulation.</u> | Y               |

|   | Commission Proposal                          | EP Mandate | Council Mandate                                                                                                                     | Draft Agreement |
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|   | Article 13a(2), introductory part            |            |                                                                                                                                     |                 |
| Y | 237c                                         |            | 2. <u>Before making a partly completed machinery available on the market, distributors shall verify that:</u>                       | Y               |
|   | Article 13a(2), point (a), introductory part |            |                                                                                                                                     |                 |
| Y | 237d                                         |            | <u>(a) the partly completed machinery is accompanied by the by the EU declaration of incorporation set out in part B of Annex V</u> | Y               |
|   | Article 13a(2), point (aa)                   |            |                                                                                                                                     |                 |
| R | 237e                                         |            | <u>(aa) the partly completed</u>                                                                                                    | R               |

|   | Commission Proposal       | EP Mandate | Council Mandate                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                    | Draft Agreement |
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|   |                           |            | <p><u>machinery is accompanied by the assembly instructions set out in Annex X, and that they are in a language which can be easily understood by the person who incorporates the partly completed machinery as determined by the Member State in which the machinery or related product is to be made available on the market. The distributor shall ensure that the assembly instructions in paper format can be provided to the person who incorporates the partly completed machinery in accordance with article 10a.7</u></p> |                 |
|   | Article 13a(2), point (b) |            |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                    |                 |
| Y | 237f                      |            | <u>(b) the manufacturer and the</u>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                | Y               |

|                | Commission Proposal | EP Mandate | Council Mandate                                                                                                                                                                                                                                                                                                                                                                                                                                  | Draft Agreement |
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|                |                     |            | <u>importer have complied with the requirements set out in Article 10a (5) and (6) and Article 12a (3) respectively.</u>                                                                                                                                                                                                                                                                                                                         |                 |
| Article 13a(3) |                     |            |                                                                                                                                                                                                                                                                                                                                                                                                                                                  |                 |
| 237g           |                     |            | <p>3. <u>Where a distributor considers or has reason to believe that a partly completed machinery is not in conformity with the relevant essential health and safety requirements set out in Annex III, the distributor shall not make the partly completed machinery available on the market until it has been brought into conformity. Furthermore, where the partly completed machinery presents a risk as regards relevant essential</u></p> |                 |



|                | Commission Proposal | EP Mandate | Council Mandate                                                                                                                                                                                                                                                                           | Draft Agreement |
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|                |                     |            | <u>health and safety requirements ,<br/>the distributor shall inform the<br/>manufacturer or the importer to<br/>that effect as well as the market<br/>surveillance authorities.</u>                                                                                                      |                 |
| Article 13a(4) |                     |            |                                                                                                                                                                                                                                                                                           |                 |
| 237h           |                     |            | <u>4. Distributors shall ensure that,<br/>while a partly completed<br/>machinery is under their<br/>responsibility, storage or transport<br/>conditions do not jeopardise its<br/>conformity with the relevant<br/>essential health and safety<br/>requirements set out in Annex III.</u> |                 |

|                | Commission Proposal | EP Mandate | Council Mandate                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                         | Draft Agreement |
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| Article 13a(5) |                     |            |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                         |                 |
| 237i           |                     |            | <p><u>5. Distributors who consider or have reason to believe that a partly completed machinery which they have made available on the market, is not in conformity with this Regulation shall make sure that the corrective actions necessary to bring that partly completed machinery into conformity, to withdraw it or recall it, as appropriate, are taken. Furthermore, where the partly completed machinery presents a risk as regards applicable essential health and safety requirements distributors shall immediately inform the competent national authorities of the</u></p> |                 |

|                | Commission Proposal | EP Mandate | Council Mandate                                                                                                                                                                                                                                                      | Draft Agreement |
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|                |                     |            | <u>Member States in which they have made the partly completed machinery available on the market to that effect, giving details, in particular, of the non-conformity and of any corrective actions taken.</u>                                                        |                 |
| Article 13a(6) |                     |            |                                                                                                                                                                                                                                                                      |                 |
| 237j           |                     |            | <u>6. Distributors shall, further to a reasoned request from a competent national authority, provide it with all the information and documentation, in paper or electronic form, necessary to demonstrate the conformity of the partly completed machinery. They</u> |                 |

|            | Commission Proposal                                                                                      | EP Mandate                                                                                               | Council Mandate                                                                                                                                                                                  | Draft Agreement                                                                                                                                      |
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|            |                                                                                                          |                                                                                                          | <u>shall cooperate with that authority, at its request, on any actions taken to eliminate the risks presented by a partly completed machinery, which they have made available on the market.</u> |                                                                                                                                                      |
| Article 14 |                                                                                                          |                                                                                                          |                                                                                                                                                                                                  |                                                                                                                                                      |
| 238        | <p>Article 14</p> <p>Cases in which obligations of manufacturers apply to importers and distributors</p> | <p>Article 14</p> <p>Cases in which obligations of manufacturers apply to importers and distributors</p> | <p>Article 14</p> <p>Cases in which obligations of manufacturers apply to importers and distributors</p>                                                                                         | <p>Article 14</p> <p>Cases in which obligations of manufacturers apply to importers and distributors</p> <p>Text Origin:<br/>Commission Proposal</p> |

|                             | Commission Proposal                                                                                                                                                                                                                                                                                                                                                                                                                 | EP Mandate                                                                                                                                                                                                                                                                                                                                                                                                                          | Council Mandate                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                            | Draft Agreement |
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| Article 14, first paragraph |                                                                                                                                                                                                                                                                                                                                                                                                                                     |                                                                                                                                                                                                                                                                                                                                                                                                                                     |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                            |                 |
| 239                         | An importer or distributor shall be considered a manufacturer for the purposes of this Regulation and shall be subject to the obligations of the manufacturer set out in Article 10 where that importer or distributor places a machinery product on the market under his or her name or trademark or carries out a substantial modification of a machinery product that has already been placed on the market or put into service. | An importer or distributor shall be considered a manufacturer for the purposes of this Regulation and shall be subject to the obligations of the manufacturer set out in Article 10 where that importer or distributor places a machinery product on the market under his or her name or trademark or carries out a substantial modification of a machinery product that has already been placed on the market or put into service. | An importer or distributor shall be considered a manufacturer for the purposes of this Regulation and shall be subject to the obligations of the manufacturer set out in Article 10 <u>and 10a</u> where that importer or distributor places a <del>machinery</del> product <u>subject to this Regulation</u> on the market under his or her name or trademark or <del>carries out a substantial modification of a machinery product that has already been placed on the market or put into service</del> <u>modifies a product already placed on the market in such a</u> |                 |

|                             | Commission Proposal                                                   | EP Mandate                                                            | Council Mandate                                                              | Draft Agreement                                                                                                  |
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|                             |                                                                       |                                                                       | <u>way that compliance with the applicable requirements may be affected.</u> |                                                                                                                  |
| Article 15                  |                                                                       |                                                                       |                                                                              |                                                                                                                  |
| 240                         | Article 15<br>Other cases in which obligations of manufacturers apply | Article 15<br>Other cases in which obligations of manufacturers apply | Article 15<br>Other cases in which obligations of manufacturers apply        | Article 15<br>Other cases in which obligations of manufacturers apply<br><br>Text Origin:<br>Commission Proposal |
| Article 15, first paragraph |                                                                       |                                                                       |                                                                              |                                                                                                                  |
| 241                         |                                                                       |                                                                       |                                                                              |                                                                                                                  |

|  | Commission Proposal                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                             | EP Mandate                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                      | Council Mandate                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                     | Draft Agreement |
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|  | <p>A natural or legal person, other than the manufacturer, the importer or the distributor, that carries out a substantial modification of the machinery product shall be considered a manufacturer for the purposes of this Regulation and shall be subject to the obligations of the manufacturer set out in Article 10 for the part of the machinery product that is affected by the modification or, if the substantial modification has an impact on the safety of the machinery product as a whole, for the entire machinery product.</p> | <p>A natural or legal person, other than the manufacturer, the importer or the distributor, that carries out a substantial modification of the machinery product shall be considered a manufacturer for the purposes of this Regulation and shall be subject to the obligations of the manufacturer set out in Article 10 for the part of the machinery product that is affected by the modification or, if the substantial modification has an impact on the safety of the machinery product as a whole, for the entire machinery product.</p> | <p>A natural or legal person, <del>other than the manufacturer, the importer or the distributor,</del> that carries out a substantial modification of <del>the</del> <u>machinery product or related product</u> shall be considered a manufacturer for the purposes of this Regulation and shall be subject to the obligations of the manufacturer set out in Article 10 for <del>the part of the machinery</del> <u>that machinery or related</u> product <del>that is affected by the modification</del> or, if the substantial modification has <u>only</u> an impact on the safety of <del>the machinery product as a whole</del> <u>a part of an assembly of machinery</u>, for the <del>entire machinery product</del> <u>affected machinery of this assembly as demonstrated in the</u></p> |                 |

|                               | Commission Proposal | EP Mandate | Council Mandate                                                                                                                                                                                                                                                                                                                                                                                                                                                           | Draft Agreement |
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|                               |                     |            | <u><a href="#">risk assessment.</a></u>                                                                                                                                                                                                                                                                                                                                                                                                                                   |                 |
| Article 15, first paragraph a |                     |            |                                                                                                                                                                                                                                                                                                                                                                                                                                                                           |                 |
| 241a                          |                     |            | <u><a href="#">The person who carries out the substantial modification shall in particular and without prejudice of the others obligations set out in article 10, ensure and declare on its sole responsibility that the machinery or related product concerned is in conformity with the applicable requirements of this Regulation and shall apply the relevant conformity assessment procedure as provided in article 21 (2), (2a) and (3) of this Regulation.</a></u> |                 |



|                               | Commission Proposal | EP Mandate | Council Mandate                                                                                                                                                                                                                                                                                            | Draft Agreement |
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|                               |                     |            |                                                                                                                                                                                                                                                                                                            |                 |
| Article 15, first paragraph b |                     |            |                                                                                                                                                                                                                                                                                                            |                 |
| Y 241b                        |                     |            | <u>A natural person who carries out a substantial modification on his or her own machinery or related product for his or her own use shall not be considered a manufacturer for the purposes of this Regulation and shall not be subject to the obligations of the manufacturer set out in Article 10.</u> | Y               |
| Article 16                    |                     |            |                                                                                                                                                                                                                                                                                                            |                 |
| G 242                         | Article 16          | Article 16 | Article 16                                                                                                                                                                                                                                                                                                 | Article 16 G    |

|                                  | Commission Proposal                                                                                     | EP Mandate                                                                                              | Council Mandate                                                                                         | Draft Agreement                                                                                                                                    |
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|                                  | Identification of economic operators                                                                    | Identification of economic operators                                                                    | Identification of economic operators                                                                    | Identification of economic operators<br><br>Text Origin:<br>Commission Proposal                                                                    |
| Article 16(1), introductory part |                                                                                                         |                                                                                                         |                                                                                                         |                                                                                                                                                    |
| 243                              | 1. Economic operators shall, on request, identify the following to the market surveillance authorities: | 1. Economic operators shall, on request, identify the following to the market surveillance authorities: | 1. Economic operators shall, on request, identify the following to the market surveillance authorities: | 1. Economic operators shall, on request, identify the following to the market surveillance authorities:<br><br>Text Origin:<br>Commission Proposal |

|                          | Commission Proposal                                                       | EP Mandate                                                                | Council Mandate                                                                                                                   | Draft Agreement |
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| Article 16(1), point (a) |                                                                           |                                                                           |                                                                                                                                   |                 |
| 244                      | (a) any economic operator who has supplied them with a machinery product; | (a) any economic operator who has supplied them with a machinery product; | (a) any economic operator who has supplied them with a <u>product subject to this Regulation</u><br><del>machinery product;</del> |                 |
| Article 16(1), point (b) |                                                                           |                                                                           |                                                                                                                                   |                 |
| 245                      | (b) any economic operator to whom they have supplied a machinery product. | (b) any economic operator to whom they have supplied a machinery product. | (b) any economic operator to whom they have supplied a <u>product subject to this Regulation</u><br><del>machinery product.</del> |                 |
| Article 16(2)            |                                                                           |                                                                           |                                                                                                                                   |                 |
| 246                      | 2. Economic operators shall be able to present the information            | 2. Economic operators shall be able to present the information            | 2. Economic operators shall be able to present the information                                                                    |                 |

|             | Commission Proposal                                                                                                                                                 | EP Mandate                                                                                                                                                          | Council Mandate                                                                                                                                                                                                                                                                | Draft Agreement                                                                                                                        |
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|             | referred to in paragraph 1 for ten years after they have been supplied with the machinery product and for ten years after they have supplied the machinery product. | referred to in paragraph 1 for ten years after they have been supplied with the machinery product and for ten years after they have supplied the machinery product. | referred to in paragraph 1 for ten years after they have been supplied with the <u>product subject to this Regulation</u> <del>machinery product</del> and for ten years after they have supplied the <u>product subject to this Regulation</u> <del>machinery product</del> . |                                                                                                                                        |
| CHAPTER III |                                                                                                                                                                     |                                                                                                                                                                     |                                                                                                                                                                                                                                                                                |                                                                                                                                        |
| 247         | CHAPTER III<br><br>CONFORMITY OF THE<br>MACHINERY                                                                                                                   | CHAPTER III<br><br>CONFORMITY OF THE<br>MACHINERY                                                                                                                   | CHAPTER III<br><br>CONFORMITY OF <del>THE</del><br><del>MACHINERY</del> <u>PRODUCTS</u><br><u>SUBJECT TO THIS</u><br><u>REGULATION</u>                                                                                                                                         | CHAPTER III<br><br>CONFORMITY OF <del>THE</del><br><del>MACHINERY</del> <u>PRODUCTS</u><br><u>SUBJECT TO THIS</u><br><u>REGULATION</u> |

|            | Commission Proposal                                                  | EP Mandate                                                           | Council Mandate                                                                                                               | Draft Agreement                                                                                                                                                              |
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|            |                                                                      |                                                                      |                                                                                                                               | terminology<br><br>Text Origin: Council<br>Mandate                                                                                                                           |
| Article 17 |                                                                      |                                                                      |                                                                                                                               |                                                                                                                                                                              |
| 248        | Article 17<br><br>Presumption of conformity of<br>machinery products | Article 17<br><br>Presumption of conformity of<br>machinery products | Article 17<br><br>Presumption of conformity of<br><u>products subject to this Regulation</u><br><del>machinery products</del> | Article 17<br><br>Presumption of conformity of<br><u>products subject to this Regulation</u><br><del>machinery products</del><br><br>terminology<br><br>Text Origin: Council |

|               | Commission Proposal                                                                                                                                                                                                                                                                                                                          | EP Mandate                                                                                                                                                                                                                                                                                                                                   | Council Mandate                                                                                                                                                                                                                                                                                                                                                                                                                                            | Draft Agreement                                                                                                                                                                                                                                                                                                                                                                                                                                            |
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|               |                                                                                                                                                                                                                                                                                                                                              |                                                                                                                                                                                                                                                                                                                                              |                                                                                                                                                                                                                                                                                                                                                                                                                                                            | Mandate                                                                                                                                                                                                                                                                                                                                                                                                                                                    |
| Article 17(1) |                                                                                                                                                                                                                                                                                                                                              |                                                                                                                                                                                                                                                                                                                                              |                                                                                                                                                                                                                                                                                                                                                                                                                                                            |                                                                                                                                                                                                                                                                                                                                                                                                                                                            |
| 249           | 1. A machinery product which is in conformity with harmonised standards or parts thereof the references of which have been published in the Official Journal of the European Union shall be presumed to be in conformity with the essential health and safety requirements set out in Annex III covered by those standards or parts thereof. | 1. A machinery product which is in conformity with harmonised standards or parts thereof the references of which have been published in the Official Journal of the European Union shall be presumed to be in conformity with the essential health and safety requirements set out in Annex III covered by those standards or parts thereof. | 1. A <u>product subject to this Regulation</u> <del>machinery-product</del> which is in conformity with harmonised standards or parts thereof the references of which have been published in the <u>Official Journal of the European Union</u> <del>Official Journal of the European Union</del> shall be presumed to be in conformity with the essential health and safety requirements set out in Annex III covered by those standards or parts thereof. | 1. A <u>product subject to this Regulation</u> <del>machinery-product</del> which is in conformity with harmonised standards or parts thereof the references of which have been published in the <u>Official Journal of the European Union</u> <del>Official Journal of the European Union</del> shall be presumed to be in conformity with the essential health and safety requirements set out in Annex III covered by those standards or parts thereof. |

|               | Commission Proposal                                                                                                                                                                                                                                    | EP Mandate                                                                                                                                                                                                                                             | Council Mandate                                                                                                                                                                                                                                        | Draft Agreement                                                                                                                                                                                                                                                                   |
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|               |                                                                                                                                                                                                                                                        |                                                                                                                                                                                                                                                        |                                                                                                                                                                                                                                                        | <p>terminology</p> <p>Text Origin: Council<br/>Mandate</p>                                                                                                                                                                                                                        |
| Article 17(2) |                                                                                                                                                                                                                                                        |                                                                                                                                                                                                                                                        |                                                                                                                                                                                                                                                        |                                                                                                                                                                                                                                                                                   |
| 250           | 2. The Commission shall, as provided in Article 10(1) of Regulation (EU) No 1025/2012, request one or more European standardisation organisations to draft harmonised standards for the essential health and safety requirements set out in Annex III. | 2. The Commission shall, as provided in Article 10(1) of Regulation (EU) No 1025/2012, request one or more European standardisation organisations to draft harmonised standards for the essential health and safety requirements set out in Annex III. | 2. The Commission shall, as provided in Article 10(1) of Regulation (EU) No 1025/2012, request one or more European standardisation organisations to draft harmonised standards for the essential health and safety requirements set out in Annex III. | <p>2. The Commission shall, as provided in Article 10(1) of Regulation (EU) No 1025/2012, request one or more European standardisation organisations to draft harmonised standards for the essential health and safety requirements set out in Annex III.</p> <p>Text Origin:</p> |

|                                                      | Commission Proposal                                                                                                                                                                                                       | EP Mandate                                                                                                                                                                                                                | Council Mandate                                                                                                                                                                                                                                                                   | Draft Agreement                                                                                                                                                                                                                                                                                                       |
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|                                                      |                                                                                                                                                                                                                           |                                                                                                                                                                                                                           |                                                                                                                                                                                                                                                                                   | Commission Proposal                                                                                                                                                                                                                                                                                                   |
| Article 17(3), first subparagraph, introductory part |                                                                                                                                                                                                                           |                                                                                                                                                                                                                           |                                                                                                                                                                                                                                                                                   |                                                                                                                                                                                                                                                                                                                       |
| 251                                                  | 3. The Commission is empowered to adopt implementing acts establishing technical specifications for the essential health and safety requirements set out in Annex III where the following conditions have been fulfilled: | 3. The Commission is empowered to adopt implementing acts establishing technical specifications for the essential health and safety requirements set out in Annex III where the following conditions have been fulfilled: | 3. The Commission is empowered to adopt implementing acts establishing <del>technical</del> <u>common</u> specifications <u>to cover for</u> the essential health and safety requirements set out in Annex III where <del>the</del> the following conditions have been fulfilled: | 3. The Commission is empowered to adopt implementing acts establishing <del>technical</del> <u>common</u> specifications <u>to cover for</u> the essential health and safety requirements set out in Annex III where <del>the</del> the following conditions have been fulfilled:<br><br>Text Origin: Council Mandate |
| Article 17(3), first subparagraph, point (a)         |                                                                                                                                                                                                                           |                                                                                                                                                                                                                           |                                                                                                                                                                                                                                                                                   |                                                                                                                                                                                                                                                                                                                       |



|                                              | Commission Proposal                                                                                                                                                                                                 | EP Mandate                                                                                                                                                                                                                                                                                                  | Council Mandate                                                                                                                                                                                                                                                                                          | Draft Agreement                                                                                                                                                                                                                                                                                                                              |
|----------------------------------------------|---------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|-------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| 252                                          | (a) no reference to harmonised standards covering the relevant essential health and safety requirements is published in the Official Journal of the European Union in accordance with Regulation (EU) No 1025/2012; | (a) no reference to harmonised standards covering the relevant essential health and safety requirements is published in the Official Journal of the European Union in accordance with Regulation (EU) No 1025/2012 <u>and no such reference is expected to be published within a reasonable period; and</u> | (a) no reference to harmonised standards covering the relevant essential health and safety requirements <u>set out in Annex III</u> is published in the <u>Official Journal of the European Union</u> <del>Official Journal of the European Union</del> in accordance with Regulation (EU) No 1025/2012; | (a) no reference to harmonised standards covering the relevant essential health and safety requirements <u>set out in Annex III</u> is published in the <u>Official Journal of the European Union</u> <del>Official Journal of the European Union</del> in accordance with Regulation (EU) No 1025/2012;<br><br>Text Origin: Council Mandate |
| Article 17(3), first subparagraph, point (b) |                                                                                                                                                                                                                     |                                                                                                                                                                                                                                                                                                             |                                                                                                                                                                                                                                                                                                          |                                                                                                                                                                                                                                                                                                                                              |
| 253                                          | (b) the Commission has requested one or more European standardisation organisations to                                                                                                                              | (b) the Commission has requested one or more European standardisation organisations to                                                                                                                                                                                                                      | (b) the Commission has requested, <u>pursuant to Article 10(1) of Regulation 1025/2012</u> , one or                                                                                                                                                                                                      |                                                                                                                                                                                                                                                                                                                                              |

|                                              | Commission Proposal                                                                                                                                                                                                                 | EP Mandate                                                                                                                                                                                                                                                                                                                                                   | Council Mandate                                                                                                                                                                                                                                                                                                           | Draft Agreement |
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|                                              | draft a harmonised standard for the essential health and safety requirements and there are undue delays in the standardisation procedure or the request has not been accepted by any of the European standardisation organisations. | draft a harmonised standard for the essential health and safety requirements and <del>there are undue delays in</del> <u>the requested standard has not been developed within three years following</u> the standardisation <del>procedure</del> <u>request</u> , or the request has not been accepted by any of the European standardisation organisations. | more European standardisation organisations to draft a harmonised standard for the essential health and safety requirements <del>and there are undue delays in the standardisation procedure or the request has not been accepted by any of the European standardisation organisations.</del> <u>set out in Annex III</u> |                 |
| Article 17(3), first subparagraph, point (c) |                                                                                                                                                                                                                                     |                                                                                                                                                                                                                                                                                                                                                              |                                                                                                                                                                                                                                                                                                                           |                 |
| 253a                                         |                                                                                                                                                                                                                                     | <u>The Commission shall duly consult all relevant stakeholders.</u>                                                                                                                                                                                                                                                                                          | <u>(c) the request referred to in point (b) has not been accepted by any of the European standardisation organisations or the European standards or the European standardisation deliverables addressing that request is not</u>                                                                                          |                 |

|                                    | Commission Proposal                                                                                                 | EP Mandate                                                                                                          | Council Mandate                                                                                                                                                              | Draft Agreement                                                                                                                                                |
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|                                    |                                                                                                                     |                                                                                                                     | <u>delivered within the deadline set in accordance with article 10(1) of Regulation 1025/2012 or European standardisation deliverables does not comply with the request.</u> |                                                                                                                                                                |
| Article 17(3), second subparagraph |                                                                                                                     |                                                                                                                     |                                                                                                                                                                              |                                                                                                                                                                |
| 254                                | Those implementing acts shall be adopted in accordance with the examination procedure referred to in Article 46(3). | Those implementing acts shall be adopted in accordance with the examination procedure referred to in Article 46(3). | Those implementing acts shall be adopted in accordance with the examination procedure referred to in Article 46(3).                                                          | Those implementing acts shall be adopted in accordance with the examination procedure referred to in Article 46(3).<br><br>Text Origin:<br>Commission Proposal |

|                | Commission Proposal | EP Mandate | Council Mandate                                                                                                                                                                                                                      | Draft Agreement                                                                                                                                                                                                                                                                              |
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|                |                     |            |                                                                                                                                                                                                                                      |                                                                                                                                                                                                                                                                                              |
| Article 17(3a) |                     |            |                                                                                                                                                                                                                                      |                                                                                                                                                                                                                                                                                              |
| G 254a         |                     |            | <p>3a. <u>Before preparing a draft implementing act, the Commission shall inform the committee referred to in Article 22 of Regulation EU (No) 1025/2012 that it considers that the conditions in paragraph 3 are fulfilled.</u></p> | <p>3a. <u>Before preparing a draft implementing act, the Commission shall inform the committee referred to in Article 22 of Regulation EU (No) 1025/2012 that it considers that the conditions in paragraph 3 are fulfilled.</u></p> <p>Text Origin: Council Mandate</p> <p>CNS to check</p> |
| Article 17(3b) |                     |            |                                                                                                                                                                                                                                      |                                                                                                                                                                                                                                                                                              |

|        | Commission Proposal | EP Mandate | Council Mandate                                                                                                                                                                                                                                                                                                                | Draft Agreement                                                                                                                                                                                                                                                                                                                                                                                                                                           |
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| Y 254b |                     |            | <p><u>3b. In the early preparation of the draft implementing act establishing the common specification, the Commission shall gather the views of relevant bodies or expert groups established under relevant sectorial Union law. Based on that consultation, the Commission shall prepare the draft implementing act.</u></p> | <p><u>3b. In the early preparation of the draft implementing act establishing the common specification, the Commission shall gather the views of relevant bodies or expert groups established under relevant sectorial Union law, and shall duly consult all relevant stakeholders. Based on that consultation, the Commission shall prepare the draft implementing act.</u></p> <p>CNS proposal, EP to check</p> <p>Text Origin: Council<br/>Mandate</p> |

|               | Commission Proposal                                                                                                                                                                                                                                                       | EP Mandate                                                                                                                                                                                                                                                                | Council Mandate                                                                                                                                                                                                                                                                                                                                                                                                                                                 | Draft Agreement                                                                                                                                                                                                                                                                                                                                                                                                                                                 |
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| Article 17(4) |                                                                                                                                                                                                                                                                           |                                                                                                                                                                                                                                                                           |                                                                                                                                                                                                                                                                                                                                                                                                                                                                 |                                                                                                                                                                                                                                                                                                                                                                                                                                                                 |
| 255           | 4. A machinery product which is in conformity with the technical specifications or parts thereof shall be presumed to be in conformity with the essential health and safety requirements set out in Annex III covered by those technical specifications or parts thereof. | 4. A machinery product which is in conformity with the technical specifications or parts thereof shall be presumed to be in conformity with the essential health and safety requirements set out in Annex III covered by those technical specifications or parts thereof. | 4. A <u>product subject to this Regulation</u> <del>machinery product</del> which is in conformity with the <del>technical</del> <u>common</u> specifications <u>established by one or more implementing acts referred to in paragraph 3</u> or parts thereof shall be presumed to be in conformity with the essential health and safety requirements set out in Annex III covered by those <del>technical</del> <u>common</u> specifications or parts thereof. | 4. A <u>product subject to this Regulation</u> <del>machinery product</del> which is in conformity with the <del>technical</del> <u>common</u> specifications <u>established by one or more implementing acts referred to in paragraph 3</u> or parts thereof shall be presumed to be in conformity with the essential health and safety requirements set out in Annex III covered by those <del>technical</del> <u>common</u> specifications or parts thereof. |

|                | Commission Proposal | EP Mandate                                                                                                                                                                                                                                                                                 | Council Mandate                                                                                                                                                                                                                                                                      | Draft Agreement                                                                                                                                                                                                                                                                            |
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|                |                     |                                                                                                                                                                                                                                                                                            |                                                                                                                                                                                                                                                                                      | Terminology<br><br>Text Origin: Council<br>Mandate<br><br>CNS to check                                                                                                                                                                                                                     |
| Article 17(4a) |                     |                                                                                                                                                                                                                                                                                            |                                                                                                                                                                                                                                                                                      |                                                                                                                                                                                                                                                                                            |
| 255a           |                     | <u>4a. If harmonised standards covering the essential health and safety requirements set out in Annex III are developed and the references to them are published in the Official Journal of the European Union in accordance with Regulation (EU) No 1025/2012, the relevant technical</u> | <u>4a. When references of a harmonised standard are published in the Official Journal of the European Union, implementing acts referred to in paragraph 3, or parts thereof which cover the same essential health and safety requirements set out in Annex III shall be repealed</u> | <u>4a. If harmonised standards covering the essential health and safety requirements set out in Annex III are developed and the references to them are published in the Official Journal of the European Union in accordance with Regulation (EU) No 1025/2012, the relevant technical</u> |

|      | Commission Proposal | EP Mandate                                                   | Council Mandate                                                                                                                                                                                                                                                                           | Draft Agreement                                                                                                                                                                                                                                                                           |
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|      |                     | <u><a href="#">specifications shall no longer apply.</a></u> |                                                                                                                                                                                                        | <u><a href="#">specifications shall no longer apply.</a></u><br><br>Text Origin: EP<br>Mandate<br><br>CNS to check                                                                                                                                                                        |
|      | Article 17(4b)      |                                                              |                                                                                                                                                                                                                                                                                           |                                                                                                                                                                                                                                                                                           |
| 255b |                     |                                                              | <u><a href="#">4b. When a Member State considers that a common specification does not entirely satisfy the essential health and safety requirements set out in Annex III, it shall inform the Commission thereof with a detailed explanation and the Commission shall assess that</a></u> | <u><a href="#">4b. When a Member State considers that a common specification does not entirely satisfy the essential health and safety requirements set out in Annex III, it shall inform the Commission thereof with a detailed explanation and the Commission shall assess that</a></u> |



|               | Commission Proposal                                                                            | EP Mandate                                                                                     | Council Mandate                                                                                                       | Draft Agreement                                                                                                                                                                              |
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|               |                                                                                                |                                                                                                | <u>information and, if appropriate, amend the implementing act establishing the common specification in question.</u> | <u>information and, if appropriate, may amend the implementing act establishing the common specification in question.</u><br><br>CNS to provide feedback<br><br>Text Origin: Council Mandate |
| Article 17(5) |                                                                                                |                                                                                                |                                                                                                                       |                                                                                                                                                                                              |
| 256           | 5. Machinery products that have been certified or for which a statement of conformity has been | 5. Machinery products that have been certified or for which a statement of conformity has been | 5. Machinery <u>and related</u> products that have been certified or for which a statement of conformity              | COM to check                                                                                                                                                                                 |

|  | Commission Proposal                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                            | EP Mandate                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                     | Council Mandate                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                  | Draft Agreement |
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|  | issued under a cybersecurity scheme adopted in accordance with Regulation (EU) 2019/881 and the references of which have been published in the Official Journal of the European Union shall be presumed to be in conformity with the essential health and safety requirements set out in Annex III, sections 1.1.9 and 1.2.1, as regards protection against corruption and safety and reliability of control systems in so far as those requirements are covered by the cybersecurity certificate or statement of conformity or parts thereof. | issued under a cybersecurity scheme adopted in accordance with Regulation (EU) 2019/881 and the references of which have been published in the Official Journal of the European Union shall be presumed to be in conformity with the essential health and safety requirements set out in Annex III, sections 1.1.9 and 1.2.1, as regards protection against corruption and safety and reliability of control systems in so far as those requirements are covered by the cybersecurity certificate or statement of conformity or parts thereof. | has been issued under a cybersecurity scheme adopted in accordance with Regulation (EU) 2019/881 and the references of which have been published in the <u>Official Journal of the European Union</u> <del>Official Journal of the European Union</del> shall be presumed to be in conformity with the essential health and safety requirements set out in Annex III, sections 1.1.9 and 1.2.1, as regards protection against corruption and safety and reliability of control systems in so far as those requirements are covered by the cybersecurity certificate or statement of conformity or parts thereof. |                 |

|               | Commission Proposal                                                                                                                                                        | EP Mandate                                                                                                                                                                 | Council Mandate                                                                                                                                                            | Draft Agreement                                                                                                                                                                                                       |
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| Article 18    |                                                                                                                                                                            |                                                                                                                                                                            |                                                                                                                                                                            |                                                                                                                                                                                                                       |
| 257           | Article 18<br><br>EU declaration of conformity                                                                                                                             | Article 18<br><br>EU declaration of conformity                                                                                                                             | Article 18<br><br>EU declaration of conformity <u>of machinery and related products</u>                                                                                    |                                                                                                                                                                                                                       |
| Article 18(1) |                                                                                                                                                                            |                                                                                                                                                                            |                                                                                                                                                                            |                                                                                                                                                                                                                       |
| 258           | 1. The EU declaration of conformity shall state that the fulfilment of the applicable essential health and safety requirements set out in Annex III has been demonstrated. | 1. The EU declaration of conformity shall state that the fulfilment of the applicable essential health and safety requirements set out in Annex III has been demonstrated. | 1. The EU declaration of conformity shall state that the fulfilment of the applicable essential health and safety requirements set out in Annex III has been demonstrated. | 1. The EU declaration of conformity shall state that the fulfilment of the applicable essential health and safety requirements set out in Annex III has been demonstrated.<br><br>Text Origin:<br>Commission Proposal |

|               | Commission Proposal                                                                                                                                                                                                                                                                                                                                                                                                 | EP Mandate                                                                                                                                                                                                                                                                                                                                                                                                                                                                             | Council Mandate                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                             | Draft Agreement |
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|               |                                                                                                                                                                                                                                                                                                                                                                                                                     |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                        |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                             |                 |
| Article 18(2) |                                                                                                                                                                                                                                                                                                                                                                                                                     |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                        |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                             |                 |
| 259           | <p>2. The EU declaration of conformity shall have the model structure set out in Annex V, shall contain the elements specified in the relevant modules set out in Annexes VI, VII, VIII and IX and shall be continuously updated. It shall be translated into the language or languages required by the Member State in which the machinery product is placed on the market or is made available on the market.</p> | <p>2. The EU declaration of conformity shall <u>be able to be completed electronically and shall</u> have the model structure set out in Annex V, shall contain the elements specified in the relevant modules set out in Annexes VI, VII, VIII and IX <del>and shall be continuously updated</del>. It shall be translated into the language or languages required by the Member State in which the machinery product is placed on the market or is made available on the market.</p> | <p>2. The EU declaration of conformity shall have the model structure set out in <u>part A of</u> Annex V, <u>and</u> shall contain the elements specified in the relevant modules set out in Annexes VI, <del>VII, VIII and IX</del> <u>VIII, IX, and IXa</u> and shall be continuously updated. It shall be translated into the language or languages required by the Member State in which the machinery <u>or related</u> product is placed on the market <del>or</del> is made available on the market <u>or put into service</u>.</p> |                 |

|               | Commission Proposal                                                                                                                                                                                                                                                                                                             | EP Mandate                                                                                                                                                                                                                                                                                                                      | Council Mandate                                                                                                                                                                                                                                                                                                                                   | Draft Agreement |
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| Article 18(3) |                                                                                                                                                                                                                                                                                                                                 |                                                                                                                                                                                                                                                                                                                                 |                                                                                                                                                                                                                                                                                                                                                   |                 |
| 260           | 3. Where a machinery product is subject to more than one Union act requiring an EU declaration of conformity, a single EU declaration of conformity shall be drawn up in respect of all such Union acts. That declaration shall contain the identification of the Union acts concerned, including their publication references. | 3. Where a machinery product is subject to more than one Union act requiring an EU declaration of conformity, a single EU declaration of conformity shall be drawn up in respect of all such Union acts. That declaration shall contain the identification of the Union acts concerned, including their publication references. | 3. Where a machinery <u>or related</u> product is subject to more than one Union act requiring an EU declaration of conformity, a single EU declaration of conformity shall be drawn up in respect of all such Union acts. That declaration shall contain the identification of the Union acts concerned, including their publication references. |                 |
| Article 18(4) |                                                                                                                                                                                                                                                                                                                                 |                                                                                                                                                                                                                                                                                                                                 |                                                                                                                                                                                                                                                                                                                                                   |                 |
| 261           | 4. By drawing up the EU declaration of conformity, the manufacturer shall assume                                                                                                                                                                                                                                                | 4. By drawing up the EU declaration of conformity, the manufacturer shall assume                                                                                                                                                                                                                                                | 4. By drawing up the EU declaration of conformity, the manufacturer shall assume                                                                                                                                                                                                                                                                  |                 |

|   | Commission Proposal                                                                                            | EP Mandate                                                                                                     | Council Mandate                                                                                                                                               | Draft Agreement |
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|   | responsibility for the compliance of the machinery product with the requirements laid down in this Regulation. | responsibility for the compliance of the machinery product with the requirements laid down in this Regulation. | responsibility for the compliance of the machinery <u>or related</u> product with the requirements laid down in this Regulation.                              |                 |
|   | Article 18a                                                                                                    |                                                                                                                |                                                                                                                                                               |                 |
| Y | 261a                                                                                                           |                                                                                                                | Article <u>18a</u><br><br><u>EU declaration of incorporation of partly completed machinery</u>                                                                | Y               |
|   | Article 18a(1)                                                                                                 |                                                                                                                |                                                                                                                                                               |                 |
| Y | 261b                                                                                                           |                                                                                                                | 1. <u>The EU declaration of incorporation shall state that the fulfilment of the applicable essential health and safety requirements set out in Annex III</u> | Y               |

|                | Commission Proposal | EP Mandate | Council Mandate                                                                                                                                                                                                                                                                                   | Draft Agreement |
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|                |                     |            | <u>has been demonstrated.</u>                                                                                                                                                                                                                                                                     |                 |
| Article 18a(2) |                     |            |                                                                                                                                                                                                                                                                                                   |                 |
| 261c           |                     |            | 2. <u>The EU declaration of incorporation shall have the model structure set out in part B of Annex V. It shall be translated into the language or languages required by the Member State in which the partly completed machinery is placed on the market or is made available on the market.</u> |                 |
| Article 18a(3) |                     |            |                                                                                                                                                                                                                                                                                                   |                 |
| 261d           |                     |            | 3. <u>Where a partly completed</u>                                                                                                                                                                                                                                                                |                 |

|                | Commission Proposal | EP Mandate | Council Mandate                                                                                                                                                                                                                                                                                                                      | Draft Agreement |
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|                |                     |            | <u>machinery is subject to more than one Union act requiring an EU declaration of conformity, the EU declaration of incorporation shall include a sentence declaring the conformity with such Union acts. That declaration shall contain the identification of the Union acts concerned, including their publication references.</u> |                 |
| Article 18a(4) |                     |            |                                                                                                                                                                                                                                                                                                                                      |                 |
| 261e           |                     |            | <u>4. By drawing up the EU declaration of incorporation, the manufacturer shall assume responsibility for the compliance of the partly completed machinery</u>                                                                                                                                                                       |                 |



|                             | Commission Proposal                                    | EP Mandate                                             | Council Mandate                                            | Draft Agreement                                                                                   |
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|                             |                                                        |                                                        | <u>with the requirements laid down in this Regulation.</u> |                                                                                                   |
| Article 19                  |                                                        |                                                        |                                                            |                                                                                                   |
| 262                         | Article 19<br><br>General principles of the CE marking | Article 19<br><br>General principles of the CE marking | Article 19<br><br>General principles of the CE marking     | Article 19<br><br>General principles of the CE marking<br><br>Text Origin:<br>Commission Proposal |
| Article 19, first paragraph |                                                        |                                                        |                                                            |                                                                                                   |
| 263                         | The CE marking shall be subject to                     | The CE marking shall be subject to                     | The CE marking shall be subject to                         | The CE marking shall be subject to                                                                |

|     | Commission Proposal                                                          | EP Mandate                                                                   | Council Mandate                                                                             | Draft Agreement                                                                                                         |
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|     | the general principles set out in Article 30 of Regulation (EC) No 765/2008. | the general principles set out in Article 30 of Regulation (EC) No 765/2008. | the general principles set out in Article 30 of Regulation (EC) No 765/2008.                | the general principles set out in Article 30 of Regulation (EC) No 765/2008.<br><br>Text Origin:<br>Commission Proposal |
|     | Article 20                                                                   |                                                                              |                                                                                             |                                                                                                                         |
| 264 | Article 20<br>Rules for affixing the CE marking                              | Article 20<br>Rules for affixing the CE marking                              | Article 20<br>Rules for affixing the CE marking<br><u>to machinery and related products</u> |                                                                                                                         |
|     | Article 20(1)                                                                |                                                                              |                                                                                             |                                                                                                                         |
| 265 | 1. The CE marking shall be                                                   | 1. The CE marking shall be                                                   | 1. The CE marking shall be                                                                  |                                                                                                                         |

|               | Commission Proposal                                                                                                                                                                                                                                           | EP Mandate                                                                                                                                                                                                                                                    | Council Mandate                                                                                                                                                                                                                                                                                                     | Draft Agreement |
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|               | affixed visibly, legibly and indelibly to the machinery product. Where that is not possible or not warranted on account of the nature of the machinery product, it shall be affixed to the packaging and to the documents accompanying the machinery product. | affixed visibly, legibly and indelibly to the machinery product. Where that is not possible or not warranted on account of the nature of the machinery product, it shall be affixed to the packaging and to the documents accompanying the machinery product. | affixed visibly, legibly and indelibly to the machinery <u>or related</u> product. Where that is not possible or not warranted on account of the nature of the machinery <u>or related</u> product, it shall be affixed to the packaging and to the documents accompanying the machinery <u>or related</u> product. |                 |
| Article 20(2) |                                                                                                                                                                                                                                                               |                                                                                                                                                                                                                                                               |                                                                                                                                                                                                                                                                                                                     |                 |
| 266           | 2. The CE marking shall be affixed before the machinery product is placed on the market.                                                                                                                                                                      | 2. The CE marking shall be affixed before the machinery product is placed on the market.                                                                                                                                                                      | 2. The CE marking shall be affixed before the machinery <u>or related</u> product is placed on the market <u>or put into service</u> .                                                                                                                                                                              |                 |

|     | Commission Proposal                                                                                                                                                                                             | EP Mandate                                                                                                                                                                                                      | Council Mandate                                                                                                                                                                                                                                                                                                                                                                                                                                                                                  | Draft Agreement |
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|     | Article 20(3), introductory part                                                                                                                                                                                |                                                                                                                                                                                                                 |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                  |                 |
| 267 | 3. For a machinery product in the conformity assessment of which a notified body participates in accordance with Annex IX, the CE marking shall be followed by the identification number of that notified body. | 3. For a machinery product in the conformity assessment of which a notified body participates in accordance with Annex IX, the CE marking shall be followed by the identification number of that notified body. | 3. <del>For a</del> <u>Where the conformity of machinery product in or related products is assessed in accordance with the conformity assessment of which a notified body participates in accordance with Annex IX</u> <del>procedure referred to in Article 21 (2) points a) and b) and c) and in article 21 (2a) points b) and c) and d)</del> , the CE marking shall be followed by the identification number of <del>that</del> <u>the</u> notified body <u>involved in that procedure</u> . |                 |
|     | Article 20(3), first paragraph                                                                                                                                                                                  |                                                                                                                                                                                                                 |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                  |                 |
| 268 |                                                                                                                                                                                                                 |                                                                                                                                                                                                                 |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                  |                 |

|               | Commission Proposal                                                                                                                                                                 | EP Mandate                                                                                                                                                                          | Council Mandate                                                                                                                                                                     | Draft Agreement                                                                                                                                                                                                                |
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|               | The identification number of the notified body shall be affixed by the body itself or, under its instructions, by the manufacturer or the manufacturer's authorised representative. | The identification number of the notified body shall be affixed by the body itself or, under its instructions, by the manufacturer or the manufacturer's authorised representative. | The identification number of the notified body shall be affixed by the body itself or, under its instructions, by the manufacturer or the manufacturer's authorised representative. | The identification number of the notified body shall be affixed by the body itself or, under its instructions, by the manufacturer or the manufacturer's authorised representative.<br><br>Text Origin:<br>Commission Proposal |
| Article 20(4) |                                                                                                                                                                                     |                                                                                                                                                                                     |                                                                                                                                                                                     |                                                                                                                                                                                                                                |
| 269           | 4. The CE marking and, where applicable, the identification number of the notified body may be followed by a pictogram or                                                           | 4. The CE marking and, where applicable, the identification number of the notified body may be followed by a pictogram or                                                           | 4. The CE marking and, where applicable, the identification number of the notified body may be followed by a pictogram or <u>any</u>                                                |                                                                                                                                                                                                                                |

|               | Commission Proposal                                                                                                                                                                                        | EP Mandate                                                                                                                                                                                                 | Council Mandate                                                                                                                                                                                            | Draft Agreement                                                                                                                                                                                                                                       |
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|               | other marking indicating a special risk or use.                                                                                                                                                            | other marking indicating a special risk or use.                                                                                                                                                            | other marking indicating a special risk or use.                                                                                                                                                            |                                                                                                                                                                                                                                                       |
| Article 20(5) |                                                                                                                                                                                                            |                                                                                                                                                                                                            |                                                                                                                                                                                                            |                                                                                                                                                                                                                                                       |
| 270           | 5. Member States shall build upon existing mechanisms to ensure correct application of the regime governing the CE marking and shall take appropriate action in the event of improper use of that marking. | 5. Member States shall build upon existing mechanisms to ensure correct application of the regime governing the CE marking and shall take appropriate action in the event of improper use of that marking. | 5. Member States shall build upon existing mechanisms to ensure correct application of the regime governing the CE marking and shall take appropriate action in the event of improper use of that marking. | 5. Member States shall build upon existing mechanisms to ensure correct application of the regime governing the CE marking and shall take appropriate action in the event of improper use of that marking.<br><br>Text Origin:<br>Commission Proposal |

|            | Commission Proposal                                                                                           | EP Mandate                                                                                                    | Council Mandate                                                                                                                                                           | Draft Agreement                                                                |
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| CHAPTER IV |                                                                                                               |                                                                                                               |                                                                                                                                                                           |                                                                                |
| 271        | CHAPTER IV<br>CONFORMITY ASSESSMENT                                                                           | CHAPTER IV<br>CONFORMITY ASSESSMENT                                                                           | CHAPTER IV<br>CONFORMITY ASSESSMENT                                                                                                                                       | CHAPTER IV<br>CONFORMITY ASSESSMENT<br><br>Text Origin:<br>Commission Proposal |
| Article 21 |                                                                                                               |                                                                                                               |                                                                                                                                                                           |                                                                                |
| 272        | Article 21<br>Conformity assessment procedures<br>for machinery products except<br>partly completed machinery | Article 21<br>Conformity assessment procedures<br>for machinery products except<br>partly completed machinery | Article 21<br>Conformity assessment procedures<br>for machinery <del>products except</del><br><del>partly completed machinery</del> <u>and</u><br><u>related products</u> |                                                                                |

|                                  | Commission Proposal                                                                                                                                                                                                                                                                                                                   | EP Mandate                                                                                                                                                                                                                                                                                                                                                  | Council Mandate                                                                                                                                                                                                                                                                                                                                                                                                       | Draft Agreement |
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|                                  |                                                                                                                                                                                                                                                                                                                                       |                                                                                                                                                                                                                                                                                                                                                             |                                                                                                                                                                                                                                                                                                                                                                                                                       |                 |
| Article 21(1)                    |                                                                                                                                                                                                                                                                                                                                       |                                                                                                                                                                                                                                                                                                                                                             |                                                                                                                                                                                                                                                                                                                                                                                                                       |                 |
| 273                              | <p>1. In order to certify the conformity of a machinery product with this Regulation, the manufacturer or its authorised representative and the person who has carried out a substantial modification to the machinery product, shall apply one of the procedures for assessment of conformity referred to in paragraphs 2 and 3.</p> | <p>1. In order to certify the conformity of a machinery product with this Regulation, the manufacturer <del>or its authorised representative</del> and the person who has carried out a substantial modification to the machinery product, shall apply one of the procedures for assessment of conformity referred to in paragraphs 2, <u>2a</u> and 3.</p> | <p>1. <del>In order to certify the conformity of a</del> <u>The manufacturer of</u> machinery <del>product with this Regulation, the manufacturer or its authorised representative and the person who has carried out a substantial modification to the machinery</del> <u>or a related</u> product, shall apply one of the procedures for assessment of conformity referred to in paragraphs 2, <u>2a</u> and 3.</p> |                 |
| Article 21(2), introductory part |                                                                                                                                                                                                                                                                                                                                       |                                                                                                                                                                                                                                                                                                                                                             |                                                                                                                                                                                                                                                                                                                                                                                                                       |                 |



|                          | Commission Proposal                                                                                                                                                                                                                                                                     | EP Mandate                                                                                                                                                                                                                                                                                                                                          | Council Mandate                                                                                                                                                                                                                                                                                                                                                                                 | Draft Agreement |
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| 274                      | 2. Where the machinery product is a high-risk machinery product listed in Annex I, the manufacturer or the manufacturer's authorised representative and the person who has carried out a substantial modification to the machinery product shall apply one of the following procedures: | 2. Where the machinery product is a <del>high-risk</del> machinery product listed in Annex I, <del>the manufacturer</del> <del>or</del> <u>part A</u> , the manufacturer's <del>authorised representative</del> and the person who has carried out a substantial modification to the machinery product shall apply one of the following procedures: | 2. Where the machinery <del>product is</del> <del>a high-risk machinery</del> <u>or related</u> product <u>is</u> listed in Annex I, <del>the manufacturer or the manufacturer's authorised representative and the person who has carried out a substantial modification to the machinery</del> <del>product</del> <u>part A, the manufacturer</u> shall apply one of the following procedures: |                 |
| Article 21(2), point (a) |                                                                                                                                                                                                                                                                                         |                                                                                                                                                                                                                                                                                                                                                     |                                                                                                                                                                                                                                                                                                                                                                                                 |                 |
| 275                      | (a) EU type-examination procedure (module B) provided for in Annex VII, followed by conformity to type based on internal production control (module C) set out in                                                                                                                       | (a) EU type-examination procedure (module B) provided for in Annex VII, followed by conformity to type based on internal production control (module C) set out in                                                                                                                                                                                   | (a) EU type-examination procedure (module B) <del>provided for</del> <u>set out</u> in Annex VII, followed by conformity to type based on internal production control                                                                                                                                                                                                                           |                 |

|                          | Commission Proposal                                                            | EP Mandate                                                                     | Council Mandate                                                                   | Draft Agreement                                                                                                           |
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|                          | Annex VIII;                                                                    | Annex VIII;                                                                    | (module C) set out in Annex VIII;                                                 |                                                                                                                           |
| Article 21(2), point (b) |                                                                                |                                                                                |                                                                                   |                                                                                                                           |
| G 276                    | (b) Conformity based on full quality assurance (module H) set out in Annex IX. | (b) Conformity based on full quality assurance (module H) set out in Annex IX. | (b) Conformity based on full quality assurance (module H) set out in Annex IX-;   | (b) Conformity based on full quality assurance (module H) set out in Annex IX.<br><br>Text Origin:<br>Commission Proposal |
| Article 21(2), point (c) |                                                                                |                                                                                |                                                                                   |                                                                                                                           |
| Y 276a                   |                                                                                |                                                                                | <u>(c) Conformity based on unit verification (module G) set out in Annex IXa.</u> |                                                                                                                           |

|                | Commission Proposal | EP Mandate                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                         | Council Mandate                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                        | Draft Agreement |
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| Article 21(ba) |                     |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                    |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                        |                 |
| 276b           |                     | <p><u>2a. Where the machinery product is a machinery product listed in Annex I, part B, and has been manufactured in accordance with harmonised standards or technical specifications covering all the relevant essential health and safety requirements, the manufacturer and the person who has carried out a substantial modification to the machinery product shall apply one of the following procedures:</u></p> <p><u>(a) the internal production control procedure (module A) set out in Annex VI;</u></p> | <p><u>2a. Where the machinery or related product is listed in Annex I part B the manufacturer shall apply one of the following procedures:(a) Conformity with the internal production control procedure (module A) set out in Annex VI;(b) EU type-examination procedure (module B) set out in Annex VII, followed by conformity to type based on internal production control (module C) set out in Annex VIII;(c) Conformity based on full quality assurance (module H) set out in Annex IX;(d) Conformity based on unit verification (module</u></p> |                 |

|                                       | Commission Proposal | EP Mandate                                                                                                                                                                                                                                                                                   | Council Mandate                                                                                                                                                            | Draft Agreement |
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|                                       |                     | <p><u>(b) the EU type-examination procedure (module B) provided for in Annex VII, followed by conformity to type based on internal production control (module C) set out in Annex VIII;</u></p> <p><u>(c) conformity based on full quality assurance (module H) set out in Annex IX.</u></p> | <p><u>G) set out in Annex IXa.</u></p>                                                                                                                                     |                 |
| Article 21(2a) unnumbered paragraph 1 |                     |                                                                                                                                                                                                                                                                                              |                                                                                                                                                                            |                 |
| 276c                                  |                     |                                                                                                                                                                                                                                                                                              | <p><u>If a manufacturer applies the internal production control procedure referred to in point (a), he or she shall have designed and constructed the machinery or</u></p> |                 |

|                                       | Commission Proposal | EP Mandate | Council Mandate                                                                                                                                                                                                                                                 | Draft Agreement |
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|                                       |                     |            | <u>related product in accordance with the harmonised standards or common specifications specific for that category of machinery or related product covering all the relevant essential health and safety requirements.</u>                                      |                 |
| Article 21(2a) unnumbered paragraph 2 |                     |            |                                                                                                                                                                                                                                                                 |                 |
| 276d                                  |                     |            | <u>Where the machinery or related product is listed in Annex I part B and has not been manufactured in accordance with the harmonized standards or common specifications specific for that category of machinery or related product and provided that those</u> |                 |

|               | Commission Proposal                                                                                                                                                                                                                                                                                                           | EP Mandate                                                                                                                                                                                                                                                                                                                                          | Council Mandate                                                                                                                                                                                                                                                                                                                                                       | Draft Agreement |
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|               |                                                                                                                                                                                                                                                                                                                               |                                                                                                                                                                                                                                                                                                                                                     | <u>standards covering all the relevant essential health and safety requirements, the manufacturer shall apply one of the procedures referred to in paragraph 2.a(b),(c) or(d).</u>                                                                                                                                                                                    |                 |
| Article 21(3) |                                                                                                                                                                                                                                                                                                                               |                                                                                                                                                                                                                                                                                                                                                     |                                                                                                                                                                                                                                                                                                                                                                       |                 |
| 277           | 3. Where the machinery product is not a high-risk machinery product listed in Annex I, the manufacturer or the manufacturer's authorised representative and the person who has made a substantial modification to the machinery product shall apply the internal production control procedure (module A) set out in Annex VI. | 3. Where the machinery product is not a <del>high-risk</del> machinery product listed in Annex I, the manufacturer <del>or the manufacturer's authorised representative</del> and the person who has made a substantial modification to the machinery product shall apply the internal production control procedure (module A) set out in Annex VI. | 3. Where the machinery <u>or related</u> product is not <del>a high-risk machinery product</del> listed in Annex I, the manufacturer <del>or the manufacturer's authorised representative and the person who has made a substantial modification to the machinery product</del> shall apply the internal production control procedure (module A) set out in Annex VI. |                 |

|               | Commission Proposal                                                                                                                                                                                                                            | EP Mandate                                                                                                                                                                                                                                                | Council Mandate                                                                                                                                                                                                                                           | Draft Agreement                                                                                                                                                                                                                                                                                                 |
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|               |                                                                                                                                                                                                                                                |                                                                                                                                                                                                                                                           |                                                                                                                                                                                                                                                           |                                                                                                                                                                                                                                                                                                                 |
| Article 21(4) |                                                                                                                                                                                                                                                |                                                                                                                                                                                                                                                           |                                                                                                                                                                                                                                                           |                                                                                                                                                                                                                                                                                                                 |
| 278           | 4. Notified bodies shall take into account the specific interests and needs of small and medium sized enterprises when setting the fees for conformity assessment and reduce those fees proportionately to their specific interests and needs. | 4. Notified bodies shall take into account the specific interests and needs of small and medium sized enterprises when setting the fees for conformity assessment <del>and reduce those fees proportionately to their specific interests and needs.</del> | <del>4. Notified bodies shall take into account the specific interests and needs of small and medium sized enterprises when setting the fees for conformity assessment and reduce those fees proportionately to their specific interests and needs.</del> | 4. Notified bodies shall take into account the specific interests and needs of small and medium sized enterprises when setting the fees for conformity assessment <del>and reduce those fees proportionately to their specific interests and needs.</del><br><br>CNS to provide feedback<br><br>Text Origin: EP |

|                                  | Commission Proposal                                                                                                                                                                                    | EP Mandate                                                                                                                                                                                             | Council Mandate                                                                                                                                                                                        | Draft Agreement |
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| Article 22                       |                                                                                                                                                                                                        |                                                                                                                                                                                                        |                                                                                                                                                                                                        |                 |
| Y                                | Article 22<br><br>Conformity assessment procedures for partly completed machinery                                                                                                                      | Article 22<br><br><del>Conformity assessment</del> Procedures for partly completed machinery                                                                                                           | Article 22<br><br><del>Conformity assessment procedures for partly completed machinery</del><br>Article 22 (moved to <u>Art.10a</u> )                                                                  | Y               |
| Article 22(1), introductory part |                                                                                                                                                                                                        |                                                                                                                                                                                                        |                                                                                                                                                                                                        |                 |
| R                                | 280<br><br>1. The manufacturer of partly completed machinery or the manufacturer's authorised representative shall, before placing partly completed machinery on the market, ensure that the following | 1. The manufacturer of partly completed machinery <del>or the manufacturer's authorised representative</del> shall, before placing partly completed machinery on the market, ensure that the following | 1. <del>The manufacturer of partly completed machinery or the manufacturer's authorised representative shall, before placing partly completed machinery on the market, ensure that the following</del> | R               |



|                          | Commission Proposal                                                                                     | EP Mandate                                                                                              | Council Mandate                                                                                                    | Draft Agreement |
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|                          | documents are drawn up:                                                                                 | documents are drawn up, <u>in paper or electronic form</u> :                                            | <del>documents are drawn up:</del>                                                                                 |                 |
| Article 22(1), point (a) |                                                                                                         |                                                                                                         |                                                                                                                    |                 |
| 281                      | (a) the relevant technical documentation that satisfies the requirements laid down in Annex IV, part B; | (a) the relevant technical documentation that satisfies the requirements laid down in Annex IV, part B; | <del>(a) the relevant technical documentation that satisfies the requirements laid down in Annex IV, part B;</del> |                 |
| Article 22(1), point (b) |                                                                                                         |                                                                                                         |                                                                                                                    |                 |
| 282                      | (b) assembly instructions that satisfy the requirements laid down in Annex X;                           | (b) assembly instructions that satisfy the requirements laid down in Annex X;                           | <del>(b) assembly instructions that satisfy the requirements laid down in Annex X;</del>                           |                 |
| Article 22(1), point (c) |                                                                                                         |                                                                                                         |                                                                                                                    |                 |

|               | Commission Proposal                                                                                                                                                                                                                                                                                                                                                                                                                                          | EP Mandate                                                                                                                                                                                                                                                                                                                                                                                                                                                              | Council Mandate                                                                                                                                                                                                                                                                                                                                                                                                                                                         | Draft Agreement |
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| 283           | (c) the EU declaration of incorporation that has the model structure set out in Annex V.                                                                                                                                                                                                                                                                                                                                                                     | (c) the EU declaration of incorporation that has the model structure set out in Annex V.                                                                                                                                                                                                                                                                                                                                                                                | <del>(c) the EU declaration of incorporation that has the model structure set out in Annex V.</del>                                                                                                                                                                                                                                                                                                                                                                     |                 |
| Article 22(2) |                                                                                                                                                                                                                                                                                                                                                                                                                                                              |                                                                                                                                                                                                                                                                                                                                                                                                                                                                         |                                                                                                                                                                                                                                                                                                                                                                                                                                                                         |                 |
| 284           | 2. Where relevant, the manufacturer of partly completed machinery or the manufacturer's authorised representative shall make available to the competent national authority upon its request the source code or programmed logic included in the technical documentation referred to in paragraph 1, point (a), , provided that it is needed in order for that authority to be able to check compliance with the essential health and safety requirements set | 2. Where relevant, the manufacturer of partly completed machinery <del>or the manufacturer's authorised representative</del> shall make available to the competent national authority upon its request the source code or programmed logic included in the technical documentation referred to in paragraph 1, point (a), , provided that it is needed in order for that authority to be able to check compliance with the essential health and safety requirements set | <del>2. Where relevant, the manufacturer of partly completed machinery or the manufacturer's authorised representative shall make available to the competent national authority upon its request the source code or programmed logic included in the technical documentation referred to in paragraph 1, point (a), , provided that it is needed in order for that authority to be able to check compliance with the essential health and safety requirements set</del> |                 |

|                                                             | Commission Proposal                                                                                                                                                                                                                                                                                                                                       | EP Mandate                                                                                                                                                                                                                                                                                                                                                                   | Council Mandate                                                                                                                                                                                                                                                                                                                                                      | Draft Agreement                                                                                                              |
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|                                                             | out in Annex III. The assembly instructions referred to in paragraphs 1, point (b), and the declaration of incorporation referred to in paragraph 1, point (c), shall accompany the partly completed machinery until it is incorporated into the final machinery product and shall afterwards form part of the technical file for that machinery product. | out in Annex III. The assembly instructions referred to in paragraphs 1, point (b), and the <a href="#">EU</a> declaration of incorporation referred to in paragraph 1, point (c), shall accompany the partly completed machinery until it is incorporated into the final machinery product and shall afterwards form part of the technical file for that machinery product. | <del>out in Annex III. The assembly instructions referred to in paragraphs 1, point (b), and the declaration of incorporation referred to in paragraph 1, point (c), shall accompany the partly completed machinery until it is incorporated into the final machinery product and shall afterwards form part of the technical file for that machinery product.</del> |                                                                                                                              |
| Article 23, moved to article 4a, Council Mandate (row 166a) |                                                                                                                                                                                                                                                                                                                                                           |                                                                                                                                                                                                                                                                                                                                                                              |                                                                                                                                                                                                                                                                                                                                                                      |                                                                                                                              |
| 285                                                         | Article 23<br><br>Protection of persons during installation and use of machinery products                                                                                                                                                                                                                                                                 | Article 23<br><br>Protection of persons during installation and use of machinery products                                                                                                                                                                                                                                                                                    | Article 23<br><br><del>Protection of persons during installation and use of machinery products</del> <a href="#">moved to article 4a</a>                                                                                                                                                                                                                             | Article 23<br><br><del>Protection of persons during installation and use of machinery products</del> <a href="#">deleted</a> |

|                                                                              | Commission Proposal                                                                                                                                                                                                                                                                | EP Mandate                                                                                                                                                                                                                                                                         | Council Mandate                                                                                                                                                                                                                                                                               | Draft Agreement                                                                                                                                                                                                                                                                                                                        |
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| Article 23, moved to article 4a, Council Mandate (row 166a), first paragraph |                                                                                                                                                                                                                                                                                    |                                                                                                                                                                                                                                                                                    |                                                                                                                                                                                                                                                                                               |                                                                                                                                                                                                                                                                                                                                        |
| 286                                                                          | Member States may lay down requirements to ensure that persons, including workers, are protected when installing and using machinery products, provided that such rules do not allow for modification of a machinery product in a way that is not compatible with this Regulation. | Member States may lay down requirements to ensure that persons, including workers, are protected when installing and using machinery products, provided that such rules do not allow for modification of a machinery product in a way that is not compatible with this Regulation. | <del>Member States may lay down requirements to ensure that persons, including workers, are protected when installing and using machinery products, provided that such rules do not allow for modification of a machinery product in a way that is not compatible with this Regulation.</del> | <del>Member States may lay down requirements to ensure that persons, including workers, are protected when installing and using machinery products, provided that such rules do not allow for modification of a machinery product in a way that is not compatible with this Regulation.</del><br><del>Regulation.</del> <u>deleted</u> |
| CHAPTER V                                                                    |                                                                                                                                                                                                                                                                                    |                                                                                                                                                                                                                                                                                    |                                                                                                                                                                                                                                                                                               |                                                                                                                                                                                                                                                                                                                                        |
| 287                                                                          |                                                                                                                                                                                                                                                                                    |                                                                                                                                                                                                                                                                                    |                                                                                                                                                                                                                                                                                               |                                                                                                                                                                                                                                                                                                                                        |

|            | Commission Proposal                                                          | EP Mandate                                                                   | Council Mandate                                                              | Draft Agreement                                                                                                          |
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|            | <p>CHAPTER V</p> <p>NOTIFICATION OF<br/>CONFORMITY ASSESSMENT<br/>BODIES</p> | <p>CHAPTER V</p> <p>NOTIFICATION OF<br/>CONFORMITY ASSESSMENT<br/>BODIES</p> | <p>CHAPTER V</p> <p>NOTIFICATION OF<br/>CONFORMITY ASSESSMENT<br/>BODIES</p> | <p>CHAPTER V</p> <p>NOTIFICATION OF<br/>CONFORMITY ASSESSMENT<br/>BODIES</p> <p>Text Origin:<br/>Commission Proposal</p> |
| Article 24 |                                                                              |                                                                              |                                                                              |                                                                                                                          |
| <p>288</p> | <p>Article 24</p> <p>Notification</p>                                        | <p>Article 24</p> <p>Notification</p>                                        | <p>Article 24</p> <p>Notification</p>                                        | <p>Article 24</p> <p>Notification</p> <p>Text Origin:<br/>Commission Proposal</p>                                        |

|                             | Commission Proposal                                                                                                                                                                      | EP Mandate                                                                                                                                                                               | Council Mandate                                                                                                                                                                                                            | Draft Agreement                                                                                                                                                                                                                                                |
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|                             |                                                                                                                                                                                          |                                                                                                                                                                                          |                                                                                                                                                                                                                            |                                                                                                                                                                                                                                                                |
| Article 24, first paragraph |                                                                                                                                                                                          |                                                                                                                                                                                          |                                                                                                                                                                                                                            |                                                                                                                                                                                                                                                                |
| 289                         | Member States shall notify the Commission and the other Member States of conformity assessment bodies authorised to carry out conformity assessments in accordance with this Regulation. | Member States shall notify the Commission and the other Member States of conformity assessment bodies authorised to carry out conformity assessments in accordance with this Regulation. | Member States shall notify the Commission and the other Member States of <del>conformity assessment</del> <u>third-party</u> conformity <del>assessments</del> <u>assessment tasks</u> in accordance with this Regulation. | Member States shall notify the Commission and the other Member States of <del>conformity assessment</del> <u>third-party</u> conformity <del>assessments</del> <u>assessment tasks</u> in accordance with this Regulation.<br><br>Text Origin: Council Mandate |
| Article 25                  |                                                                                                                                                                                          |                                                                                                                                                                                          |                                                                                                                                                                                                                            |                                                                                                                                                                                                                                                                |

|               | Commission Proposal                                                                                                                                                                                                                                                                    | EP Mandate                                                                                                                                                                                                                                                                             | Council Mandate                                                                                                                                                                                                                                                                        | Draft Agreement                                                                                                                                                                                                                                                                        |
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| 290           | Article 25<br><br>Notifying authorities                                                                                                                                                                                                                                                | Article 25<br><br>Notifying authorities                                                                                                                                                                                                                                                | Article 25<br><br>Notifying authorities                                                                                                                                                                                                                                                | Article 25<br><br>Notifying authorities<br><br>Text Origin:<br>Commission Proposal                                                                                                                                                                                                     |
| Article 25(1) |                                                                                                                                                                                                                                                                                        |                                                                                                                                                                                                                                                                                        |                                                                                                                                                                                                                                                                                        |                                                                                                                                                                                                                                                                                        |
| 291           | 1. Member States shall designate a notifying authority that shall be responsible for setting up and carrying out the necessary procedures for the assessment and notification of conformity assessment bodies and the monitoring of notified bodies, including compliance with Article | 1. Member States shall designate a notifying authority that shall be responsible for setting up and carrying out the necessary procedures for the assessment and notification of conformity assessment bodies and the monitoring of notified bodies, including compliance with Article | 1. Member States shall designate a notifying authority that shall be responsible for setting up and carrying out the necessary procedures for the assessment and notification of conformity assessment bodies and the monitoring of notified bodies, including compliance with Article | 1. Member States shall designate a notifying authority that shall be responsible for setting up and carrying out the necessary procedures for the assessment and notification of conformity assessment bodies and the monitoring of notified bodies, including compliance with Article |

|               | Commission Proposal                                                                                                                                                                                                       | EP Mandate                                                                                                                                                                                                                | Council Mandate                                                                                                                                                                                                           | Draft Agreement                                                                                                                                                                                                                                                      |
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|               | 32.                                                                                                                                                                                                                       | 32.                                                                                                                                                                                                                       | <del>32.</del> 30                                                                                                                                                                                                         | <del>32.</del> 30.<br><br>Text Origin: Council<br>Mandate                                                                                                                                                                                                            |
| Article 25(2) |                                                                                                                                                                                                                           |                                                                                                                                                                                                                           |                                                                                                                                                                                                                           |                                                                                                                                                                                                                                                                      |
| 292           | 2. Member States may decide that the assessment and monitoring referred to in paragraph 1 shall be carried out by a national accreditation body within the meaning of and in accordance with Regulation (EC) No 765/2008. | 2. Member States may decide that the assessment and monitoring referred to in paragraph 1 shall be carried out by a national accreditation body within the meaning of and in accordance with Regulation (EC) No 765/2008. | 2. Member States may decide that the assessment and monitoring referred to in paragraph 1 shall be carried out by a national accreditation body within the meaning of and in accordance with Regulation (EC) No 765/2008. | 2. Member States may decide that the assessment and monitoring referred to in paragraph 1 shall be carried out by a national accreditation body within the meaning of and in accordance with Regulation (EC) No 765/2008.<br><br>Text Origin:<br>Commission Proposal |



|               | Commission Proposal                                                                                                                                                                                                                                                                                                                                                                                                               | EP Mandate                                                                                                                                                                                                                                                                                                                                                                                                                        | Council Mandate                                                                                                                                                                                                                                                                                                                                                                                                                                                                     | Draft Agreement                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                 |
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| Article 25(3) |                                                                                                                                                                                                                                                                                                                                                                                                                                   |                                                                                                                                                                                                                                                                                                                                                                                                                                   |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                     |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                 |
| 293           | <p>3. Where the notifying authority delegates or otherwise entrusts the assessment, notification or monitoring referred to in paragraph 1 of this Article to a body, which is not a governmental entity that body shall be a legal entity and shall comply mutatis mutandis with the requirements laid down in Article 26. In addition, that body shall have arrangements to cover liabilities arising out of its activities.</p> | <p>3. Where the notifying authority delegates or otherwise entrusts the assessment, notification or monitoring referred to in paragraph 1 of this Article to a body, which is not a governmental entity that body shall be a legal entity and shall comply mutatis mutandis with the requirements laid down in Article 26. In addition, that body shall have arrangements to cover liabilities arising out of its activities.</p> | <p>3. Where the notifying authority delegates or otherwise entrusts the assessment, notification or monitoring referred to in paragraph 1 <del>of this Article</del> to a body, which is not a governmental entity that body shall be a legal entity and shall comply <del>mutatis mutandis</del> <del>mutatis mutandis</del> with the requirements laid down in Article 26. In addition, that body shall have arrangements to cover liabilities arising out of its activities.</p> | <p>3. Where the notifying authority delegates or otherwise entrusts the assessment, notification or monitoring referred to in paragraph 1 <del>of this Article</del> to a body, which is not a governmental entity that body shall be a legal entity and shall comply <del>mutatis mutandis</del> <del>mutatis mutandis</del> with the requirements laid down in Article 26. In addition, that body shall have arrangements to cover liabilities arising out of its activities.</p> <p>Text Origin: Council</p> |

|               | Commission Proposal                                                                                                       | EP Mandate                                                                                                                | Council Mandate                                                                                                           | Draft Agreement                                                                                                                                                      |
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|               |                                                                                                                           |                                                                                                                           |                                                                                                                           | Mandate                                                                                                                                                              |
| Article 25(4) |                                                                                                                           |                                                                                                                           |                                                                                                                           |                                                                                                                                                                      |
| 294           | 4. The notifying authority shall take full responsibility for the tasks performed by the body referred to in paragraph 3. | 4. The notifying authority shall take full responsibility for the tasks performed by the body referred to in paragraph 3. | 4. The notifying authority shall take full responsibility for the tasks performed by the body referred to in paragraph 3. | 4. The notifying authority shall take full responsibility for the tasks performed by the body referred to in paragraph 3.<br><br>Text Origin:<br>Commission Proposal |
| Article 26    |                                                                                                                           |                                                                                                                           |                                                                                                                           |                                                                                                                                                                      |
| 295           | Article 26                                                                                                                | Article 26                                                                                                                | Article 26                                                                                                                | Article 26                                                                                                                                                           |

|               | Commission Proposal                                                                                                                | EP Mandate                                                                                                                         | Council Mandate                                                                                                                    | Draft Agreement                                                                                                                                                               |
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|               | Requirements relating to notifying authorities                                                                                     | Requirements relating to notifying authorities                                                                                     | Requirements relating to notifying authorities                                                                                     | Requirements relating to notifying authorities<br><br>Text Origin:<br>Commission Proposal                                                                                     |
| Article 26(1) |                                                                                                                                    |                                                                                                                                    |                                                                                                                                    |                                                                                                                                                                               |
| 296           | 1. A notifying authority shall be established in such a way that no conflict of interest with conformity assessment bodies occurs. | 1. A notifying authority shall be established in such a way that no conflict of interest with conformity assessment bodies occurs. | 1. A notifying authority shall be established in such a way that no conflict of interest with conformity assessment bodies occurs. | 1. A notifying authority shall be established in such a way that no conflict of interest with conformity assessment bodies occurs.<br><br>Text Origin:<br>Commission Proposal |

|               | Commission Proposal                                                                                                                                                                                  | EP Mandate                                                                                                                                                                                           | Council Mandate                                                                                                                                                                                      | Draft Agreement                                                                                                                                                            |
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| Article 26(2) |                                                                                                                                                                                                      |                                                                                                                                                                                                      |                                                                                                                                                                                                      |                                                                                                                                                                            |
| 297           | 2. A notifying authority shall be organised and operated so as to safeguard the objectivity and impartiality of its activities.                                                                      | 2. A notifying authority shall be organised and operated so as to safeguard the objectivity and impartiality of its activities.                                                                      | 2. A notifying authority shall be organised and operated so as to safeguard the objectivity and impartiality of its activities.                                                                      | 2. A notifying authority shall be organised and operated so as to safeguard the objectivity and impartiality of its activities.<br><br>Text Origin:<br>Commission Proposal |
| Article 26(3) |                                                                                                                                                                                                      |                                                                                                                                                                                                      |                                                                                                                                                                                                      |                                                                                                                                                                            |
| 298           | 3. A notifying authority shall be organised in such a way that each decision relating to notification of a conformity assessment body is taken by competent persons different from those who carried | 3. A notifying authority shall be organised in such a way that each decision relating to notification of a conformity assessment body is taken by competent persons different from those who carried | 3. A notifying authority shall be organised in such a way that each decision relating to notification of a conformity assessment body is taken by competent persons different from those who carried |                                                                                                                                                                            |

|               | Commission Proposal                                                                                                                                                         | EP Mandate                                                                                                                                                                  | Council Mandate                                                                                                                                                             | Draft Agreement                                                                                                                                                                                                        |
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|               | out the assessment of the machinery product.                                                                                                                                | out the assessment of the machinery product.                                                                                                                                | out the assessment <i>of the machinery product.</i>                                                                                                                         |                                                                                                                                                                                                                        |
| Article 26(4) |                                                                                                                                                                             |                                                                                                                                                                             |                                                                                                                                                                             |                                                                                                                                                                                                                        |
| 299           | 4. A notifying authority shall not offer or provide any activities that conformity assessment bodies perform, or consultancy services on a commercial or competitive basis. | 4. A notifying authority shall not offer or provide any activities that conformity assessment bodies perform, or consultancy services on a commercial or competitive basis. | 4. A notifying authority shall not offer or provide any activities that conformity assessment bodies perform, or consultancy services on a commercial or competitive basis. | 4. A notifying authority shall not offer or provide any activities that conformity assessment bodies perform, or consultancy services on a commercial or competitive basis.<br><br>Text Origin:<br>Commission Proposal |

|               | Commission Proposal                                                                                                                     | EP Mandate                                                                                                                              | Council Mandate                                                                                                                         | Draft Agreement                                                                                                                         |
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| Article 26(5) |                                                                                                                                         |                                                                                                                                         |                                                                                                                                         |                                                                                                                                         |
| 300           | 5. A notifying authority shall safeguard the confidentiality of the information it obtains.                                             | 5. A notifying authority shall safeguard the confidentiality of the information it obtains.                                             | 5. A notifying authority shall safeguard the confidentiality of the information it obtains.                                             | 5. A notifying authority shall safeguard the confidentiality of the information it obtains.<br><br>Text Origin:<br>Commission Proposal  |
| Article 26(6) |                                                                                                                                         |                                                                                                                                         |                                                                                                                                         |                                                                                                                                         |
| 301           | 6. A notifying authority shall have a sufficient number of competent personnel at its disposal for the proper performance of its tasks. | 6. A notifying authority shall have a sufficient number of competent personnel at its disposal for the proper performance of its tasks. | 6. A notifying authority shall have a sufficient number of competent personnel at its disposal for the proper performance of its tasks. | 6. A notifying authority shall have a sufficient number of competent personnel at its disposal for the proper performance of its tasks. |

|                             | Commission Proposal                                              | EP Mandate                                                       | Council Mandate                                                  | Draft Agreement                                                                                             |
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|                             |                                                                  |                                                                  |                                                                  | Text Origin:<br>Commission Proposal                                                                         |
| Article 27                  |                                                                  |                                                                  |                                                                  |                                                                                                             |
| 302                         | Article 27<br>Information obligation on notifying<br>authorities | Article 27<br>Information obligation on notifying<br>authorities | Article 27<br>Information obligation on notifying<br>authorities | Article 27<br>Information obligation on notifying<br>authorities<br><br>Text Origin:<br>Commission Proposal |
| Article 27, first paragraph |                                                                  |                                                                  |                                                                  |                                                                                                             |

|                              | Commission Proposal                                                                                                                                                                                  | EP Mandate                                                                                                                                                                                           | Council Mandate                                                                                                                                                                                      | Draft Agreement                                                                                                                                                                                                                                 |
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| 303                          | Member States shall inform the Commission of their procedures for the assessment and notification of conformity assessment bodies and the monitoring of notified bodies, and of any changes thereto. | Member States shall inform the Commission of their procedures for the assessment and notification of conformity assessment bodies and the monitoring of notified bodies, and of any changes thereto. | Member States shall inform the Commission of their procedures for the assessment and notification of conformity assessment bodies and the monitoring of notified bodies, and of any changes thereto. | Member States shall inform the Commission of their procedures for the assessment and notification of conformity assessment bodies and the monitoring of notified bodies, and of any changes thereto.<br><br>Text Origin:<br>Commission Proposal |
| Article 27, second paragraph |                                                                                                                                                                                                      |                                                                                                                                                                                                      |                                                                                                                                                                                                      |                                                                                                                                                                                                                                                 |
| 304                          | The Commission shall make that information publicly available.                                                                                                                                       | The Commission shall make that information publicly available.                                                                                                                                       | The Commission shall make that information publicly available.                                                                                                                                       | The Commission shall make that information publicly available.                                                                                                                                                                                  |



|               | Commission Proposal                                       | EP Mandate                                                | Council Mandate                                           | Draft Agreement                                                                                      |
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|               |                                                           |                                                           |                                                           | Text Origin:<br>Commission Proposal                                                                  |
| Article 28    |                                                           |                                                           |                                                           |                                                                                                      |
| 305           | Article 28<br>Requirements relating to notified<br>bodies | Article 28<br>Requirements relating to notified<br>bodies | Article 28<br>Requirements relating to notified<br>bodies | Article 28<br>Requirements relating to notified<br>bodies<br><br>Text Origin:<br>Commission Proposal |
| Article 28(1) |                                                           |                                                           |                                                           |                                                                                                      |

|               | Commission Proposal                                                                                                            | EP Mandate                                                                                                                     | Council Mandate                                                                                                                | Draft Agreement                                                                                                                                                           |
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| 306           | 1. For the purposes of notification, a conformity assessment body shall meet the requirements laid down in paragraphs 2 to 11. | 1. For the purposes of notification, a conformity assessment body shall meet the requirements laid down in paragraphs 2 to 11. | 1. For the purposes of notification, a conformity assessment body shall meet the requirements laid down in paragraphs 2 to 11. | 1. For the purposes of notification, a conformity assessment body shall meet the requirements laid down in paragraphs 2 to 11.<br><br>Text Origin:<br>Commission Proposal |
| Article 28(2) |                                                                                                                                |                                                                                                                                |                                                                                                                                |                                                                                                                                                                           |
| 307           | 2. A conformity assessment body shall be established under the national law of a Member State and have legal personality.      | 2. A conformity assessment body shall be established under the national law of a Member State and have legal personality.      | 2. A conformity assessment body shall be established under the national law of a Member State and have legal personality.      | 2. A conformity assessment body shall be established under the national law of a Member State and have legal personality.<br><br>Text Origin:                             |

|                                  | Commission Proposal                                                                                                                             | EP Mandate                                                                                                                                      | Council Mandate                                                                                                                                     | Draft Agreement     |
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|                                  |                                                                                                                                                 |                                                                                                                                                 |                                                                                                                                                     | Commission Proposal |
| Article 28(3), introductory part |                                                                                                                                                 |                                                                                                                                                 |                                                                                                                                                     |                     |
| 308                              | 3. A conformity assessment body shall be a third-party body independent of the organisation or the machinery product it assesses.               | 3. A conformity assessment body shall be a third-party body independent of the organisation or the machinery product it assesses.               | 3. A conformity assessment body shall be a third-party body independent of the organisation or the machinery <u>or related</u> product it assesses. |                     |
| Article 28(3), first paragraph   |                                                                                                                                                 |                                                                                                                                                 |                                                                                                                                                     |                     |
| 309                              | A body belonging to a business association or professional federation representing undertakings involved in the design, manufacture, provision, | A body belonging to a business association or professional federation representing undertakings involved in the design, manufacture, provision, | A body belonging to a business association or professional federation representing undertakings involved in the design, manufacture, provision,     |                     |

|                                   | Commission Proposal                                                                                                                                                                                                              | EP Mandate                                                                                                                                                                                                                                               | Council Mandate                                                                                                                                                                                                                                    | Draft Agreement |
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|                                   | assembly, use or maintenance of machinery products which it assesses, may, on the condition that its independence and the absence of any conflict of interest are demonstrated, be considered such a conformity assessment body. | assembly, use or maintenance of machinery products which it assesses, may, on the condition that its independence and the absence of any conflict of interest are demonstrated, be considered such a conformity assessment body.                         | assembly, use or maintenance of machinery <u>or related</u> products which it assesses, may, on the condition that its independence and the absence of any conflict of interest are demonstrated, be considered such a conformity assessment body. |                 |
| Article 28(4), first subparagraph |                                                                                                                                                                                                                                  |                                                                                                                                                                                                                                                          |                                                                                                                                                                                                                                                    |                 |
| 310                               | 4. A conformity assessment body, its top-level management and the personnel responsible for carrying out the conformity assessment tasks shall not be the designer, manufacturer, supplier, installer, purchaser, owner, user or | 4. A conformity assessment body, its top-level management and the personnel responsible for carrying out the conformity assessment tasks shall not be the designer, manufacturer, supplier, <u>importer</u> , <u>distributor</u> , installer, purchaser, | 4. A conformity assessment body, its top-level management and the personnel responsible for carrying out the conformity assessment tasks shall not be the designer, manufacturer, supplier, installer, purchaser, owner, user or                   |                 |

|                                    | Commission Proposal                                                                                                                                                                                                                                                                                | EP Mandate                                                                                                                                                                                                                                                                                                                          | Council Mandate                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                 | Draft Agreement |
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|                                    | <p>maintainer of a machinery product, that they assess, nor the representative of any of those parties. This shall not preclude the use of a machinery product that is necessary for the operations of the conformity assessment body or the use of a machinery product for personal purposes.</p> | <p>owner, user or maintainer of a machinery product, that they assess, nor the <u>authorised</u> representative of any of those parties. This shall not preclude the use of a machinery product that is necessary for the operations of the conformity assessment body or the use of a machinery product for personal purposes.</p> | <p>maintainer of <del>a</del> machinery <del>product</del><u>or related products</u>, that they assess, nor <u>fulfil any of those roles in relation to partly completed machinery that has been incorporated into the assessed product or be</u> the representative of any of those parties. This shall not preclude the use of <del>a</del><u>assessed</u> machinery <del>product that is</del><u>or related products that are</u> necessary for the operations of the conformity assessment body or the use of <u>machinery or related products</u><del>a machinery product</del> for personal purposes.</p> |                 |
| Article 28(4), second subparagraph |                                                                                                                                                                                                                                                                                                    |                                                                                                                                                                                                                                                                                                                                     |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                 |                 |

|     | Commission Proposal                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                             | EP Mandate                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                   | Council Mandate                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                | Draft Agreement |
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| 311 | <p>A conformity assessment body, its top-level management and the personnel responsible for carrying out the conformity assessment tasks shall not be directly involved in the design, manufacture, marketing, installation, use or maintenance of machinery products, or represent the parties engaged in those activities. They shall not engage in any activity that may conflict with their independence of judgement or integrity in relation to conformity assessment activities for which they are notified. This shall in particular apply to consultancy services.</p> | <p>A conformity assessment body, its top-level management and the personnel responsible for carrying out the conformity assessment tasks shall not be directly involved in the design, <u>import, distribution,</u> manufacture, marketing, installation, use or maintenance of machinery products, or represent the parties engaged in those activities. They shall not engage in any activity that may conflict with their independence of judgement or integrity in relation to conformity assessment activities for which they are notified. This shall in particular apply to consultancy services.</p> | <p>A conformity assessment body, its top-level management and the personnel responsible for carrying out the conformity assessment tasks shall not be directly involved in the design, manufacture, marketing, installation, use or maintenance of <u>those</u> machinery <u>or related</u> products, or represent the parties engaged in those activities. They shall not engage in any activity that may conflict with their independence of judgement or integrity in relation to conformity assessment activities for which they are notified. This shall in particular apply to consultancy services.</p> |                 |

|                                   | Commission Proposal                                                                                                                                                                                         | EP Mandate                                                                                                                                                                                                  | Council Mandate                                                                                                                                                                                             | Draft Agreement                                                                                                                                                                                                                                                |
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| Article 28(4), third subparagraph |                                                                                                                                                                                                             |                                                                                                                                                                                                             |                                                                                                                                                                                                             |                                                                                                                                                                                                                                                                |
| 312                               | A conformity assessment body shall ensure that the activities of its subsidiaries or subcontractors do not affect the confidentiality, objectivity or impartiality of its conformity assessment activities. | A conformity assessment body shall ensure that the activities of its subsidiaries or subcontractors do not affect the confidentiality, objectivity or impartiality of its conformity assessment activities. | A conformity assessment body shall ensure that the activities of its subsidiaries or subcontractors do not affect the confidentiality, objectivity or impartiality of its conformity assessment activities. | <p>A conformity assessment body shall ensure that the activities of its subsidiaries or subcontractors do not affect the confidentiality, objectivity or impartiality of its conformity assessment activities.</p> <p>Text Origin:<br/>Commission Proposal</p> |
| Article 28(5)                     |                                                                                                                                                                                                             |                                                                                                                                                                                                             |                                                                                                                                                                                                             |                                                                                                                                                                                                                                                                |

|     | Commission Proposal                                                                                                                                                                                                                                                                                                                                                                                                                                                                                            | EP Mandate                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                     | Council Mandate                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                | Draft Agreement                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                            |
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| 313 | <p>5. A conformity assessment body and its personnel shall carry out the conformity assessment activities with the highest degree of professional integrity and the requisite technical competence in the specific field and shall be free from all pressures and inducements, particularly financial, which might influence its judgement or the results of its conformity assessment activities, especially as regards persons or groups of persons with an interest in the results of those activities.</p> | <p>5. A conformity assessment body and its personnel shall carry out the conformity assessment activities with the highest degree of professional integrity and the requisite technical competence in the specific field and shall be free from all pressures and inducements, particularly financial, which might influence its judgement or the results of its conformity assessment activities, especially as regards persons or groups of persons with an interest in the results of those activities.</p> | <p>5. A conformity assessment body and its personnel shall carry out the conformity assessment activities with the highest degree of professional integrity and the requisite technical competence in the specific field and shall be free from all pressures and inducements, particularly financial, which might influence its judgement or the results of its conformity assessment activities, especially as regards persons or groups of persons with an interest in the results of those activities.</p> | <p>5. A conformity assessment body and its personnel shall carry out the conformity assessment activities with the highest degree of professional integrity and the requisite technical competence in the specific field and shall be free from all pressures and inducements, particularly financial, which might influence its judgement or the results of its conformity assessment activities, especially as regards persons or groups of persons with an interest in the results of those activities.</p> <p>Text Origin:<br/>Commission Proposal</p> |



|                                                       | Commission Proposal                                                                                                                                                                                                                                                                                                        | EP Mandate                                                                                                                                                                                                                                                                                                                                         | Council Mandate                                                                                                                                                                                                                                                                                                                                                                                   | Draft Agreement |
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|                                                       |                                                                                                                                                                                                                                                                                                                            |                                                                                                                                                                                                                                                                                                                                                    |                                                                                                                                                                                                                                                                                                                                                                                                   |                 |
| Article 28(6), first subparagraph                     |                                                                                                                                                                                                                                                                                                                            |                                                                                                                                                                                                                                                                                                                                                    |                                                                                                                                                                                                                                                                                                                                                                                                   |                 |
| 314                                                   | 6. A conformity assessment body shall be capable of carrying out all the conformity assessment activities mentioned in Annexes VII, VIII and IX and in relation to which it has been notified, whether those tasks are carried out by the conformity assessment body itself or on its behalf and under its responsibility. | 6. A conformity assessment body shall be capable of carrying out all the conformity assessment <del>activities</del> <u>tasks</u> mentioned in Annexes VII, VIII and IX and in relation to which it has been notified, whether those tasks are carried out by the conformity assessment body itself or on its behalf and under its responsibility. | 6. A conformity assessment body shall be capable of carrying out all the conformity assessment <u>tasks assigned to it by</u> <del>activities mentioned in</del> Annexes VII, <del>VIII and IX</del> <u>IX and IXa</u> and in relation to which it has been notified, whether those tasks are carried out by the conformity assessment body itself or on its behalf and under its responsibility. |                 |
| Article 28(6), second subparagraph, introductory part |                                                                                                                                                                                                                                                                                                                            |                                                                                                                                                                                                                                                                                                                                                    |                                                                                                                                                                                                                                                                                                                                                                                                   |                 |

|                                               | Commission Proposal | EP Mandate                                                                                                                                                                                             | Council Mandate                                                                                                                                                                                                                                          | Draft Agreement                                                                                                                                            |
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| Y                                             | 315                 | At all times, and for each conformity assessment procedure and each kind of a machinery product for which it has been notified, a conformity assessment body shall have at its disposal the necessary: | At all times, and for each conformity assessment procedure and each kind of <del>a</del> -machinery <del>product</del> <u>or related products</u> for which it has been notified, a conformity assessment body shall have at its disposal the necessary: |                                                                                                                                                            |
| Article 28(6), second subparagraph, point (a) |                     |                                                                                                                                                                                                        |                                                                                                                                                                                                                                                          |                                                                                                                                                            |
| G                                             | 316                 | (a) personnel with technical knowledge and sufficient and appropriate experience to perform the conformity assessment <del>activities</del> <u>tasks</u> ;                                             | (a) personnel with technical knowledge and sufficient and appropriate experience to perform the conformity assessment <del>activities</del> <u>tasks</u> ;                                                                                               | (a) personnel with technical knowledge and sufficient and appropriate experience to perform the conformity assessment <del>activities</del> <u>tasks</u> ; |

|                                               | Commission Proposal                                                                                                                                                          | EP Mandate                                                                                                                                                                   | Council Mandate                                                                                                                                                              | Draft Agreement                                                                                                                                                                                                         |
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|                                               |                                                                                                                                                                              |                                                                                                                                                                              |                                                                                                                                                                              | Text Origin: EP<br>Mandate                                                                                                                                                                                              |
| Article 28(6), second subparagraph, point (b) |                                                                                                                                                                              |                                                                                                                                                                              |                                                                                                                                                                              |                                                                                                                                                                                                                         |
| 317                                           | (b) descriptions of procedures in accordance with which conformity assessment is carried out, ensuring the transparency and the ability of reproduction of those procedures; | (b) descriptions of procedures in accordance with which conformity assessment is carried out, ensuring the transparency and the ability of reproduction of those procedures; | (b) descriptions of procedures in accordance with which conformity assessment is carried out, ensuring the transparency and the ability of reproduction of those procedures; | (b) descriptions of procedures in accordance with which conformity assessment is carried out, ensuring the transparency and the ability of reproduction of those procedures;<br><br>Text Origin:<br>Commission Proposal |
| Article 28(6), second subparagraph, point (c) |                                                                                                                                                                              |                                                                                                                                                                              |                                                                                                                                                                              |                                                                                                                                                                                                                         |

|                                               | Commission Proposal                                                                                                                                                                                                                                                                | EP Mandate                                                                                                                                                                                                                                                                         | Council Mandate                                                                                                                                                                                                                                                                    | Draft Agreement                                                                                                                                                                                                                                                                    |
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| 318                                           | (c) appropriate policies and procedures to distinguish between activities that it carries out as a notified body and other activities;                                                                                                                                             | (c) appropriate policies and procedures to distinguish between <del>activities</del> tasks that it carries out as a notified body and other activities;                                                                                                                            | (c) appropriate policies and procedures to distinguish between <del>activities</del> tasks that it carries out as a notified body and other activities;                                                                                                                            | (c) appropriate policies and procedures to distinguish between <del>activities</del> tasks that it carries out as a notified body and other activities;<br><br>Text Origin: EP<br>Mandate                                                                                          |
| Article 28(6), second subparagraph, point (d) |                                                                                                                                                                                                                                                                                    |                                                                                                                                                                                                                                                                                    |                                                                                                                                                                                                                                                                                    |                                                                                                                                                                                                                                                                                    |
| 319                                           | (d) procedures for the performance of conformity assessment activities which take due account of the size of an undertaking, the sector in which it operates, its structure, the degree of complexity of the machinery technology in question and the mass or serial nature of the | (d) procedures for the performance of conformity assessment activities which take due account of the size of an undertaking, the sector in which it operates, its structure, the degree of complexity of the machinery technology in question and the mass or serial nature of the | (d) procedures for the performance of conformity assessment activities which take due account of the size of an undertaking, the sector in which it operates, its structure, the degree of complexity of the machinery technology in question and the mass or serial nature of the | (d) procedures for the performance of conformity assessment activities which take due account of the size of an undertaking, the sector in which it operates, its structure, the degree of complexity of the machinery technology in question and the mass or serial nature of the |

|                                   | Commission Proposal                                                                                                                                                                                                                                        | EP Mandate                                                                                                                                                                                                                                                 | Council Mandate                                                                                                                                                                                                                                            | Draft Agreement                                                                                                                                                                                                                                            |
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|                                   | production process.                                                                                                                                                                                                                                        | production process.                                                                                                                                                                                                                                        | production process.                                                                                                                                                                                                                                        | production process.<br><br>Text Origin:<br>Commission Proposal                                                                                                                                                                                             |
| Article 28(6), third subparagraph |                                                                                                                                                                                                                                                            |                                                                                                                                                                                                                                                            |                                                                                                                                                                                                                                                            |                                                                                                                                                                                                                                                            |
| 320                               | A conformity assessment body shall have the means necessary to perform the technical and administrative tasks connected with the conformity assessment activities in an appropriate manner and shall have access to all necessary equipment or facilities. | A conformity assessment body shall have the means necessary to perform the technical and administrative tasks connected with the conformity assessment activities in an appropriate manner and shall have access to all necessary equipment or facilities. | A conformity assessment body shall have the means necessary to perform the technical and administrative tasks connected with the conformity assessment activities in an appropriate manner and shall have access to all necessary equipment or facilities. | A conformity assessment body shall have the means necessary to perform the technical and administrative tasks connected with the conformity assessment activities in an appropriate manner and shall have access to all necessary equipment or facilities. |

|                                  | Commission Proposal                                                                                 | EP Mandate                                                                                          | Council Mandate                                                                                     | Draft Agreement                                                                                                                                |
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| Article 28(7), introductory part |                                                                                                     |                                                                                                     |                                                                                                     |                                                                                                                                                |
| 321                              | 7. The personnel responsible for carrying out conformity assessment tasks shall have the following: | 7. The personnel responsible for carrying out conformity assessment tasks shall have the following: | 7. The personnel responsible for carrying out conformity assessment tasks shall have the following: | 7. The personnel responsible for carrying out conformity assessment tasks shall have the following:<br><br>Text Origin:<br>Commission Proposal |
| Article 28(7), point (a)         |                                                                                                     |                                                                                                     |                                                                                                     |                                                                                                                                                |

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| 322                      | (a) sound technical and vocational training covering all the conformity assessment activities in relation to which the conformity assessment body has been notified; | (a) sound technical and vocational training covering all the conformity assessment activities in relation to which the conformity assessment body has been notified; | (a) sound technical and vocational training covering all the conformity assessment activities in relation to which the conformity assessment body has been notified; | (a) sound technical and vocational training covering all the conformity assessment activities in relation to which the conformity assessment body has been notified;<br><br>Text Origin:<br>Commission Proposal |
| Article 28(7), point (b) |                                                                                                                                                                      |                                                                                                                                                                      |                                                                                                                                                                      |                                                                                                                                                                                                                 |
| 323                      | (b) satisfactory knowledge of the requirements of the assessments they carry out and adequate authority to carry out those assessments;                              | (b) satisfactory knowledge of the requirements of the assessments they carry out and adequate authority to carry out those assessments;                              | (b) satisfactory knowledge of the requirements of the assessments they carry out and adequate authority to carry out those assessments;                              | (b) satisfactory knowledge of the requirements of the assessments they carry out and adequate authority to carry out those assessments;                                                                         |

|                          | Commission Proposal                                                                                                                                                                                                                                                                | EP Mandate                                                                                                                                                                                                                                                                         | Council Mandate                                                                                                                                                                                                                                                                                                     | Draft Agreement                     |
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| Article 28(7), point (c) |                                                                                                                                                                                                                                                                                    |                                                                                                                                                                                                                                                                                    |                                                                                                                                                                                                                                                                                                                     |                                     |
| 324                      | (c) appropriate knowledge and understanding of the essential health and safety requirements set out in Annex III, of the applicable harmonised standards referred to in Article 17, and of the relevant provisions of Union harmonisation legislation and of national legislation; | (c) appropriate knowledge and understanding of the essential health and safety requirements set out in Annex III, of the applicable harmonised standards referred to in Article 17, and of the relevant provisions of Union harmonisation legislation and of national legislation; | (c) appropriate knowledge and understanding of the essential health and safety requirements set out in Annex III, of the applicable harmonised standards <u>and common specifications</u> referred to in Article 17, and of the relevant provisions of Union harmonisation legislation and of national legislation; |                                     |
| Article 28(7), point (d) |                                                                                                                                                                                                                                                                                    |                                                                                                                                                                                                                                                                                    |                                                                                                                                                                                                                                                                                                                     |                                     |



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| G 325                            | (d) the ability to draw up certificates, records and reports demonstrating that conformity assessments have been carried out.                                                          | (d) the ability to draw up certificates, records and reports demonstrating that conformity assessments have been carried out.                                                          | (d) the ability to draw up certificates, records and reports demonstrating that conformity assessments have been carried out.                                                                                  | (d) the ability to draw up certificates, records and reports demonstrating that conformity assessments have been carried out.<br><br>Text Origin:<br>Commission Proposal |
| Article 28(8), introductory part |                                                                                                                                                                                        |                                                                                                                                                                                        |                                                                                                                                                                                                                |                                                                                                                                                                          |
| Y 326                            | 8. The impartiality of a conformity assessment body, its top-level management and the personnel responsible for carrying out the conformity assessment activities shall be guaranteed. | 8. The impartiality of a conformity assessment body, its top-level management and the personnel responsible for carrying out the conformity assessment activities shall be guaranteed. | 8. The impartiality of a conformity assessment body, its top-level management and the personnel responsible for carrying out the conformity assessment <del>activities</del> <u>tasks</u> shall be guaranteed. |                                                                                                                                                                          |

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| Article 28(8), first paragraph |                                                                                                                                                                                                                                               |                                                                                                                                                                                                                                               |                                                                                                                                                                                                                                                                       |                                 |
| 327                            | The remuneration of the top-level management and the personnel responsible for carrying out the conformity assessment activities shall not depend on the number of conformity assessments carried out or on the results of those assessments. | The remuneration of the top-level management and the personnel responsible for carrying out the conformity assessment activities shall not depend on the number of conformity assessments carried out or on the results of those assessments. | The remuneration of the top-level management and the personnel responsible for carrying out the conformity assessment <del>activities</del> <u>tasks</u> shall not depend on the number of conformity assessments carried out or on the results of those assessments. |                                 |
| Article 28(9)                  |                                                                                                                                                                                                                                               |                                                                                                                                                                                                                                               |                                                                                                                                                                                                                                                                       |                                 |
| 328                            | 9. A conformity assessment body                                                                                                                                                                                                               | 9. A conformity assessment body                                                                                                                                                                                                               | 9. A conformity assessment body                                                                                                                                                                                                                                       | 9. A conformity assessment body |

|                | Commission Proposal                                                                                                                                                                                   | EP Mandate                                                                                                                                                                                            | Council Mandate                                                                                                                                                                                                       | Draft Agreement                                                                                                                                                                                                                                  |
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|                | shall take out liability insurance unless liability is assumed by the Member State in accordance with national law, or the Member State itself is directly responsible for the conformity assessment. | shall take out liability insurance unless liability is assumed by the Member State in accordance with national law, or the Member State itself is directly responsible for the conformity assessment. | shall take out liability insurance unless liability is assumed by the Member State in accordance with national law, or the Member State itself is directly responsible for the conformity assessment.                 | shall take out liability insurance unless liability is assumed by the Member State in accordance with national law, or the Member State itself is directly responsible for the conformity assessment.<br><br>Text Origin:<br>Commission Proposal |
| Article 28(10) |                                                                                                                                                                                                       |                                                                                                                                                                                                       |                                                                                                                                                                                                                       |                                                                                                                                                                                                                                                  |
| 329            | 10. The personnel of a conformity assessment body shall observe professional secrecy with regard to all information obtained in carrying out the conformity assessment activities in accordance with  | 10. The personnel of a conformity assessment body shall observe professional secrecy with regard to all information obtained in carrying out the conformity assessment activities in accordance with  | 10. The personnel of a conformity assessment body shall observe professional secrecy with regard to all information obtained in carrying out the conformity assessment <del>activities</del> tasks in accordance with |                                                                                                                                                                                                                                                  |

|                | Commission Proposal                                                                                                                                                                                                                                                                                        | EP Mandate                                                                                                                                                                                                                                                                                                 | Council Mandate                                                                                                                                                                                                                                                                                               | Draft Agreement |
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|                | Annexes VII, VIII and IX, except in relation to the competent authorities of the Member State in which its activities are carried out. Proprietary rights, intellectual property rights and trade secrets shall be protected.                                                                              | Annexes VII, VIII and IX, except in relation to the competent authorities of the Member State in which its activities are carried out. Proprietary rights, intellectual property rights and trade secrets shall be protected.                                                                              | Annexes VII, <del>VIII and IX</del> <u>IX and IXa</u> , except in relation to the competent authorities of the Member State in which its <del>activities</del> <u>tasks</u> are carried out. Proprietary rights, intellectual property rights and trade secrets shall be protected.                           |                 |
| Article 28(11) |                                                                                                                                                                                                                                                                                                            |                                                                                                                                                                                                                                                                                                            |                                                                                                                                                                                                                                                                                                               |                 |
| 330            | 11. A conformity assessment body shall participate in, or ensure that its personnel responsible for carrying out the conformity assessment activities are informed of, the relevant standardisation activities and the activities of the notified body coordination group established under Article 40 and | 11. A conformity assessment body shall participate in, or ensure that its personnel responsible for carrying out the conformity assessment activities are informed of, the relevant standardisation activities and the activities of the notified body coordination group established under Article 40 and | 11. A conformity assessment body shall participate in, or ensure that its personnel responsible for carrying out the conformity assessment <del>activities</del> <u>tasks</u> are informed of, the relevant standardisation activities and the activities of the notified body coordination group established |                 |

|                             | Commission Proposal                                                                                                        | EP Mandate                                                                                                                 | Council Mandate                                                                                                                                 | Draft Agreement                                                                                                   |
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|                             | shall apply as general guidance the administrative decisions and documents produced as a result of the work of that group. | shall apply as general guidance the administrative decisions and documents produced as a result of the work of that group. | under Article 40 and shall apply as general guidance the administrative decisions and documents produced as a result of the work of that group. |                                                                                                                   |
| Article 29                  |                                                                                                                            |                                                                                                                            |                                                                                                                                                 |                                                                                                                   |
| 331                         | <p>Article 29</p> <p>Presumption of conformity of notified bodies</p>                                                      | <p>Article 29</p> <p>Presumption of conformity of notified bodies</p>                                                      | <p>Article 29</p> <p>Presumption of conformity of notified bodies</p>                                                                           | <p>Article 29</p> <p>Presumption of conformity of notified bodies</p> <p>Text Origin:<br/>Commission Proposal</p> |
| Article 29, first paragraph |                                                                                                                            |                                                                                                                            |                                                                                                                                                 |                                                                                                                   |

|     | Commission Proposal                                                                                                                                                                                                                                                                                                                                                                               | EP Mandate                                                                                                                                                                                                                                                                                                                                                                                        | Council Mandate                                                                                                                                                                                                                                                                                                                                                                                                                                             | Draft Agreement                                                                                                                                                                                                                                                                                                                                                                                                                                                                                    |
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| 332 | Where a conformity assessment body demonstrates its conformity with the criteria laid down in the relevant harmonised standards or parts thereof the references of which have been published in the Official Journal of the European Union, it shall be presumed to comply with the requirements set out in Article 28 in so far as the applicable harmonised standards cover those requirements. | Where a conformity assessment body demonstrates its conformity with the criteria laid down in the relevant harmonised standards or parts thereof the references of which have been published in the Official Journal of the European Union, it shall be presumed to comply with the requirements set out in Article 28 in so far as the applicable harmonised standards cover those requirements. | Where a conformity assessment body demonstrates its conformity with the criteria laid down in the relevant harmonised standards or parts thereof the references of which have been published in the <u>Official Journal of the European Union</u> <del>Official Journal of the European Union</del> , it shall be presumed to comply with the requirements set out in Article 28 in so far as the applicable harmonised standards cover those requirements. | Where a conformity assessment body demonstrates its conformity with the criteria laid down in the relevant harmonised standards or parts thereof the references of which have been published in the <u>Official Journal of the European Union</u> <del>Official Journal of the European Union</del> , it shall be presumed to comply with the requirements set out in Article 28 in so far as the applicable harmonised standards cover those requirements.<br><br>Text Origin: Council<br>Mandate |

|               | Commission Proposal                                                                                                     | EP Mandate                                                                                                              | Council Mandate                                                                                                         | Draft Agreement                                                                                                         |
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| Article 30    |                                                                                                                         |                                                                                                                         |                                                                                                                         |                                                                                                                         |
| 333           | Article 30<br><br>Subsidiaries of and subcontracting<br>by notified bodies                                              | Article 30<br><br>Subsidiaries of and subcontracting<br>by notified bodies                                              | Article 30<br><br>Subsidiaries of and subcontracting<br>by notified bodies                                              | Article 30<br><br>Subsidiaries of and subcontracting<br>by notified bodies<br><br>Text Origin:<br>Commission Proposal   |
| Article 30(1) |                                                                                                                         |                                                                                                                         |                                                                                                                         |                                                                                                                         |
| 334           | 1. Where a notified body<br>subcontracts specific tasks<br>connected with conformity<br>assessment or has recourse to a | 1. Where a notified body<br>subcontracts specific tasks<br>connected with conformity<br>assessment or has recourse to a | 1. Where a notified body<br>subcontracts specific tasks<br>connected with conformity<br>assessment or has recourse to a | 1. Where a notified body<br>subcontracts specific tasks<br>connected with conformity<br>assessment or has recourse to a |

|               | Commission Proposal                                                                                                                                                            | EP Mandate                                                                                                                                                                     | Council Mandate                                                                                                                                                                | Draft Agreement                                                                                                                                                                                                            |
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|               | <p>subsidiary, it shall ensure that the subcontractor or the subsidiary meets the requirements set out in Article 28 and shall inform the notifying authority accordingly.</p> | <p>subsidiary, it shall ensure that the subcontractor or the subsidiary meets the requirements set out in Article 28 and shall inform the notifying authority accordingly.</p> | <p>subsidiary, it shall ensure that the subcontractor or the subsidiary meets the requirements set out in Article 28 and shall inform the notifying authority accordingly.</p> | <p>subsidiary, it shall ensure that the subcontractor or the subsidiary meets the requirements set out in Article 28 and shall inform the notifying authority accordingly.</p> <p>Text Origin:<br/>Commission Proposal</p> |
| Article 30(2) |                                                                                                                                                                                |                                                                                                                                                                                |                                                                                                                                                                                |                                                                                                                                                                                                                            |
| 335           | <p>2. A notified body shall take full responsibility for the tasks performed by subcontractors or subsidiaries wherever those are established.</p>                             | <p>2. A notified body shall take full responsibility for the tasks performed by subcontractors or subsidiaries wherever those are established.</p>                             | <p>2. A notified body shall take full responsibility for the tasks performed by subcontractors or subsidiaries wherever those are established.</p>                             | <p>2. A notified body shall take full responsibility for the tasks performed by subcontractors or subsidiaries wherever those are established.</p>                                                                         |



|               | Commission Proposal                                                                                      | EP Mandate                                                                                               | Council Mandate                                                                                          | Draft Agreement                                                                                                                                     |
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|               |                                                                                                          |                                                                                                          |                                                                                                          | Text Origin:<br>Commission Proposal                                                                                                                 |
| Article 30(3) |                                                                                                          |                                                                                                          |                                                                                                          |                                                                                                                                                     |
| G 336         | 3. Activities may be subcontracted or carried out by a subsidiary only with the agreement of the client. | 3. Activities may be subcontracted or carried out by a subsidiary only with the agreement of the client. | 3. Activities may be subcontracted or carried out by a subsidiary only with the agreement of the client. | 3. Activities may be subcontracted or carried out by a subsidiary only with the agreement of the client.<br><br>Text Origin:<br>Commission Proposal |
| Article 30(4) |                                                                                                          |                                                                                                          |                                                                                                          |                                                                                                                                                     |
| Y 337         | 4. A notified body shall keep at the                                                                     | 4. A notified body shall keep at the                                                                     | 4. A notified body shall keep at the                                                                     |                                                                                                                                                     |

|            | Commission Proposal                                                                                                                                                                                                | EP Mandate                                                                                                                                                                                                         | Council Mandate                                                                                                                                                                                                                                 | Draft Agreement                                                                           |
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|            | disposal of the notifying authority the relevant documents concerning the assessment of the qualifications of the subcontractor or the subsidiary and the work carried out by them under Annexes VII, VIII and IX. | disposal of the notifying authority the relevant documents concerning the assessment of the qualifications of the subcontractor or the subsidiary and the work carried out by them under Annexes VII, VIII and IX. | disposal of the notifying authority the relevant documents concerning the assessment of the qualifications of the subcontractor or the subsidiary and the work carried out by them under Annexes VII, <del>VIII</del> <u>and IX IX and IXa.</u> |                                                                                           |
| Article 31 |                                                                                                                                                                                                                    |                                                                                                                                                                                                                    |                                                                                                                                                                                                                                                 |                                                                                           |
| 338        | Article 31<br><br>Application for notification                                                                                                                                                                     | Article 31<br><br>Application for notification                                                                                                                                                                     | Article 31<br><br>Application for notification                                                                                                                                                                                                  | Article 31<br><br>Application for notification<br><br>Text Origin:<br>Commission Proposal |

|               | Commission Proposal                                                                                                                                        | EP Mandate                                                                                                                                                 | Council Mandate                                                                                                                                            | Draft Agreement                                                                                                                                                                                    |
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| Article 31(1) |                                                                                                                                                            |                                                                                                                                                            |                                                                                                                                                            |                                                                                                                                                                                                    |
| 339           | 1. A conformity assessment body shall submit an application for notification to the notifying authority of the Member State in which it is established.    | 1. A conformity assessment body shall submit an application for notification to the notifying authority of the Member State in which it is established.    | 1. A conformity assessment body shall submit an application for notification to the notifying authority of the Member State in which it is established.    | 1. A conformity assessment body shall submit an application for notification to the notifying authority of the Member State in which it is established.<br><br>Text Origin:<br>Commission Proposal |
| Article 31(2) |                                                                                                                                                            |                                                                                                                                                            |                                                                                                                                                            |                                                                                                                                                                                                    |
| 340           | 2. The application for notification shall be accompanied by a description of the conformity assessment activities, of the conformity assessment procedures | 2. The application for notification shall be accompanied by a description of the conformity assessment activities, of the conformity assessment procedures | 2. The application for notification shall be accompanied by a description of the conformity assessment activities, of the conformity assessment procedures |                                                                                                                                                                                                    |

|               | Commission Proposal                                                                                                                                                                                                                                                                                                                             | EP Mandate                                                                                                                                                                                                                                                                                                                                      | Council Mandate                                                                                                                                                                                                                                                                                                                                                                                                                            | Draft Agreement                                                                                                                                             |
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|               | set out in Annexes VII, VIII and IX and of the kind of machinery product for which the conformity assessment body claims to be competent, as well as by an accreditation certificate, where one exists, issued by a national accreditation body attesting that the conformity assessment body fulfils the requirements laid down in Article 28. | set out in Annexes VII, VIII and IX and of the kind of machinery product for which the conformity assessment body claims to be competent, as well as by an accreditation certificate, where one exists, issued by a national accreditation body attesting that the conformity assessment body fulfils the requirements laid down in Article 28. | set out in Annexes VII, <del>VIII and IX</del> <u>IX and IXa</u> and of the <del>kind</del> <u>kinds</u> of machinery <del>product</del> <u>or related products</u> for which the conformity assessment body claims to be competent, as well as by an accreditation certificate, where one exists, issued by a national accreditation body attesting that the conformity assessment body fulfils the requirements laid down in Article 28. |                                                                                                                                                             |
| Article 31(3) |                                                                                                                                                                                                                                                                                                                                                 |                                                                                                                                                                                                                                                                                                                                                 |                                                                                                                                                                                                                                                                                                                                                                                                                                            |                                                                                                                                                             |
| 341           | 3. Where the conformity assessment body concerned cannot provide an accreditation certificate as referred to in paragraph 2, it shall provide the notifying                                                                                                                                                                                     | 3. Where the conformity assessment body concerned cannot provide an accreditation certificate as referred to in paragraph 2, it shall provide the notifying                                                                                                                                                                                     | 3. Where the conformity assessment body concerned cannot provide an accreditation certificate as referred to in paragraph 2, it shall provide the notifying                                                                                                                                                                                                                                                                                | 3. Where the conformity assessment body concerned cannot provide an accreditation certificate as referred to in paragraph 2, it shall provide the notifying |

|            | Commission Proposal                                                                                                                                                             | EP Mandate                                                                                                                                                                      | Council Mandate                                                                                                                                                                 | Draft Agreement                                                                                                                                                                                                            |
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|            | authority with all the documentary evidence necessary for the verification, recognition and regular monitoring of its compliance with the requirements laid down in Article 28. | authority with all the documentary evidence necessary for the verification, recognition and regular monitoring of its compliance with the requirements laid down in Article 28. | authority with all the documentary evidence necessary for the verification, recognition and regular monitoring of its compliance with the requirements laid down in Article 28. | authority with all the documentary evidence necessary for the verification, recognition and regular monitoring of its compliance with the requirements laid down in Article 28.<br><br>Text Origin:<br>Commission Proposal |
| Article 32 |                                                                                                                                                                                 |                                                                                                                                                                                 |                                                                                                                                                                                 |                                                                                                                                                                                                                            |
| 342        | Article 32<br>Notification procedure                                                                                                                                            | Article 32<br>Notification procedure                                                                                                                                            | Article 32<br>Notification procedure                                                                                                                                            | Article 32<br>Notification procedure<br><br>Text Origin:                                                                                                                                                                   |

|               | Commission Proposal                                                                                                                    | EP Mandate                                                                                                                             | Council Mandate                                                                                                                        | Draft Agreement                                                                                                                                                                   |
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| Article 32(1) |                                                                                                                                        |                                                                                                                                        |                                                                                                                                        |                                                                                                                                                                                   |
| 343           | 1. A notifying authority shall notify only conformity assessment bodies which have satisfied the requirements laid down in Article 28. | 1. A notifying authority shall notify only conformity assessment bodies which have satisfied the requirements laid down in Article 28. | 1. A notifying authority shall notify only conformity assessment bodies which have satisfied the requirements laid down in Article 28. | 1. A notifying authority shall notify only conformity assessment bodies which have satisfied the requirements laid down in Article 28.<br><br>Text Origin:<br>Commission Proposal |
| Article 32(2) |                                                                                                                                        |                                                                                                                                        |                                                                                                                                        |                                                                                                                                                                                   |
| 344           | 2. The notifying authority shall send a notification to the                                                                            | 2. The notifying authority shall send a notification to the                                                                            | 2. The notifying authority shall send a notification to the                                                                            |                                                                                                                                                                                   |

|                                  | Commission Proposal                                                                                                                                                                   | EP Mandate                                                                                                                                                                            | Council Mandate                                                                                                                                                                                   | Draft Agreement                                                                                                        |
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|                                  | Commission and the other Member States of each conformity assessment body referred to in paragraph 1, using the electronic notification tool developed and managed by the Commission. | Commission and the other Member States of each conformity assessment body referred to in paragraph 1, using the electronic notification tool developed and managed by the Commission. | Commission and the other Member States <del>of each conformity assessment body referred to in paragraph 1</del> , using the electronic notification tool developed and managed by the Commission. |                                                                                                                        |
| Article 32(3), introductory part |                                                                                                                                                                                       |                                                                                                                                                                                       |                                                                                                                                                                                                   |                                                                                                                        |
| 345                              | 3. The notification referred to in paragraph 2 shall include the following:                                                                                                           | 3. The notification referred to in paragraph 2 shall include the following:                                                                                                           | 3. The notification referred to in paragraph 2 shall include the following:                                                                                                                       | 3. The notification referred to in paragraph 2 shall include the following:<br><br>Text Origin:<br>Commission Proposal |
| Article 32(3), point (a)         |                                                                                                                                                                                       |                                                                                                                                                                                       |                                                                                                                                                                                                   |                                                                                                                        |

|                          | Commission Proposal | EP Mandate                                                                                                      | Council Mandate                                                                                                                   | Draft Agreement                                                                                                      |
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| G                        | 346                 | (a) full details of the conformity assessment activities to be performed;                                       | (a) full details of the conformity assessment activities to be performed;                                                         | (a) full details of the conformity assessment activities to be performed;<br><br>Text Origin:<br>Commission Proposal |
| Article 32(3), point (b) |                     |                                                                                                                 |                                                                                                                                   |                                                                                                                      |
| Y                        | 347                 | (b) an indication of the conformity assessment module or modules and the kinds of machinery products concerned; | (b) an indication of the conformity assessment module or modules and the kinds of machinery <u>or related</u> products concerned; |                                                                                                                      |
| Article 32(3), point (c) |                     |                                                                                                                 |                                                                                                                                   |                                                                                                                      |



|               | Commission Proposal                                                                                                                                                                                                                                             | EP Mandate                                                                                                                                                                                                                                                      | Council Mandate                                                                                                                                                                                                                                                 | Draft Agreement                                                                                                                                                                                                                                                 |
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| 348           | (c) the relevant attestation of competence.                                                                                                                                                                                                                     | (c) the relevant attestation of competence.                                                                                                                                                                                                                     | (c) the relevant attestation of competence.                                                                                                                                                                                                                     | (c) the relevant attestation of competence.<br><br>Text Origin:<br>Commission Proposal                                                                                                                                                                          |
| Article 32(4) |                                                                                                                                                                                                                                                                 |                                                                                                                                                                                                                                                                 |                                                                                                                                                                                                                                                                 |                                                                                                                                                                                                                                                                 |
| 349           | 4. Where a notification is not based on an accreditation certificate referred to in Article 31(2), the notifying authority shall provide the Commission and the other Member States with documentary evidence which attests to the conformity assessment body's | 4. Where a notification is not based on an accreditation certificate referred to in Article 31(2), the notifying authority shall provide the Commission and the other Member States with documentary evidence which attests to the conformity assessment body's | 4. Where a notification is not based on an accreditation certificate referred to in Article 31(2), the notifying authority shall provide the Commission and the other Member States with documentary evidence which attests to the conformity assessment body's | 4. Where a notification is not based on an accreditation certificate referred to in Article 31(2), the notifying authority shall provide the Commission and the other Member States with documentary evidence which attests to the conformity assessment body's |

|                                  | Commission Proposal                                                                                                                                                  | EP Mandate                                                                                                                                                           | Council Mandate                                                                                                                                                      | Draft Agreement                                                                                                                                                                                                 |
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|                                  | competence and the arrangements in place to ensure that that body will be monitored regularly and will continue to satisfy the requirements laid down in Article 28. | competence and the arrangements in place to ensure that that body will be monitored regularly and will continue to satisfy the requirements laid down in Article 28. | competence and the arrangements in place to ensure that that body will be monitored regularly and will continue to satisfy the requirements laid down in Article 28. | competence and the arrangements in place to ensure that that body will be monitored regularly and will continue to satisfy the requirements laid down in Article 28.<br><br>Text Origin:<br>Commission Proposal |
| Article 32(5), introductory part |                                                                                                                                                                      |                                                                                                                                                                      |                                                                                                                                                                      |                                                                                                                                                                                                                 |
| 350                              | 5. The conformity assessment body concerned may perform the activities of a notified body only where no objections are raised by the Commission or the other         | 5. The conformity assessment body concerned may perform the activities of a notified body only where no objections are raised by the Commission or the other         | 5. The conformity assessment body concerned may perform the activities of a notified body only where no objections are raised by the Commission or the other         |                                                                                                                                                                                                                 |

|                                | Commission Proposal                                                                                                                                                                                                                                             | EP Mandate                                                                                                                                                                                                                                                      | Council Mandate                                                                                                                                                                                                                                                                                           | Draft Agreement                                                                                               |
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|                                | Member States within two weeks of the validation of the notification where it includes an accreditation certificate referred to in Article 31(2), or within two months of the notification where it includes documentary evidence referred to in Article 31(3). | Member States within two weeks of the validation of the notification where it includes an accreditation certificate referred to in Article 31(2), or within two months of the notification where it includes documentary evidence referred to in Article 31(3). | Member States within two weeks of the validation of the notification where it includes an accreditation certificate referred to in Article 31(2), or within two months of the notification where it includes documentary evidence referred to in Article 31(3) <u>and in paragraph 4 of this Article.</u> |                                                                                                               |
| Article 32(5), first paragraph |                                                                                                                                                                                                                                                                 |                                                                                                                                                                                                                                                                 |                                                                                                                                                                                                                                                                                                           |                                                                                                               |
| 351                            | Only such a body shall be considered a notified body for the purposes of this Regulation.                                                                                                                                                                       | Only such a body shall be considered a notified body for the purposes of this Regulation.                                                                                                                                                                       | Only such a body shall be considered a notified body for the purposes of this Regulation.                                                                                                                                                                                                                 | Only such a body shall be considered a notified body for the purposes of this Regulation.<br><br>Text Origin: |

|               | Commission Proposal                                                                                                                                                   | EP Mandate                                                                                                                                                            | Council Mandate                                                                                                                                                       | Draft Agreement                                                                                                                                                                                                  |
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|               |                                                                                                                                                                       |                                                                                                                                                                       |                                                                                                                                                                       | Commission Proposal                                                                                                                                                                                              |
| Article 32(6) |                                                                                                                                                                       |                                                                                                                                                                       |                                                                                                                                                                       |                                                                                                                                                                                                                  |
| 352           | 6. The notifying authority shall notify the Commission and the other Member States of any subsequent relevant changes to the notification referred to in paragraph 2. | 6. The notifying authority shall notify the Commission and the other Member States of any subsequent relevant changes to the notification referred to in paragraph 2. | 6. The notifying authority shall notify the Commission and the other Member States of any subsequent relevant changes to the notification referred to in paragraph 2. | 6. The notifying authority shall notify the Commission and the other Member States of any subsequent relevant changes to the notification referred to in paragraph 2.<br><br>Text Origin:<br>Commission Proposal |
| Article 33    |                                                                                                                                                                       |                                                                                                                                                                       |                                                                                                                                                                       |                                                                                                                                                                                                                  |

|                                  | Commission Proposal                                                         | EP Mandate                                                                  | Council Mandate                                                             | Draft Agreement                                                                                                        |
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| 353                              | Article 33<br><br>Identification numbers and lists of notified bodies       | Article 33<br><br>Identification numbers and lists of notified bodies       | Article 33<br><br>Identification numbers and lists of notified bodies       | Article 33<br><br>Identification numbers and lists of notified bodies<br><br>Text Origin:<br>Commission Proposal       |
| Article 33(1), introductory part |                                                                             |                                                                             |                                                                             |                                                                                                                        |
| 354                              | 1. The Commission shall assign an identification number to a notified body. | 1. The Commission shall assign an identification number to a notified body. | 1. The Commission shall assign an identification number to a notified body. | 1. The Commission shall assign an identification number to a notified body.<br><br>Text Origin:<br>Commission Proposal |

|   | Commission Proposal              | EP Mandate                                                                                     | Council Mandate                                                                                | Draft Agreement                                                                                                                           |
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|   |                                  |                                                                                                |                                                                                                |                                                                                                                                           |
|   | Article 33(1), first paragraph   |                                                                                                |                                                                                                |                                                                                                                                           |
| G | 355                              | It shall assign a single such number even where the body is notified under several Union acts. | It shall assign a single such number even where the body is notified under several Union acts. | It shall assign a single such number even where the body is notified under several Union acts.<br><br>Text Origin:<br>Commission Proposal |
|   | Article 33(2), introductory part |                                                                                                |                                                                                                |                                                                                                                                           |
| Y | 356                              | 2. The Commission shall make publicly available the list of notified bodies including the      | 2. The Commission shall make publicly available the list of notified bodies including the      | 2. The Commission shall make publicly available the list of <u>bodies</u> notified <del>bodies</del> <u>under this</u>                    |

|                                | Commission Proposal                                                                                                                | EP Mandate                                                                                                                         | Council Mandate                                                                                                                                                    | Draft Agreement                                                                                                  |
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|                                | identification numbers that have been assigned to them and the conformity assessment activities for which they have been notified. | identification numbers that have been assigned to them and the conformity assessment activities for which they have been notified. | <u>Regulation</u> including the identification numbers that have been assigned to them and the conformity assessment activities for which they have been notified. |                                                                                                                  |
| Article 33(2), first paragraph |                                                                                                                                    |                                                                                                                                    |                                                                                                                                                                    |                                                                                                                  |
| 357                            | The Commission shall ensure that the list is kept up to date.                                                                      | The Commission shall ensure that the list is kept up to date.                                                                      | The Commission shall ensure that the list is kept up to date.                                                                                                      | <p>The Commission shall ensure that the list is kept up to date.</p> <p>Text Origin:<br/>Commission Proposal</p> |
| Article 34                     |                                                                                                                                    |                                                                                                                                    |                                                                                                                                                                    |                                                                                                                  |

|               | Commission Proposal                                                                                                                                                                                                                                                                                                                  | EP Mandate                                                                                                                                                                                                                                                                                                                | Council Mandate                                                                                                                                                                                                                                                                                                            | Draft Agreement                                                                       |
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| G             | 358<br><br>Article 34<br><br>Changes to notifications                                                                                                                                                                                                                                                                                | Article 34<br><br>Changes to notifications                                                                                                                                                                                                                                                                                | Article 34<br><br>Changes to notifications                                                                                                                                                                                                                                                                                 | Article 34<br><br>Changes to notifications<br><br>Text Origin:<br>Commission Proposal |
| Article 34(1) |                                                                                                                                                                                                                                                                                                                                      |                                                                                                                                                                                                                                                                                                                           |                                                                                                                                                                                                                                                                                                                            |                                                                                       |
| Y             | 359<br><br>1. Where a notifying authority has ascertained or has been informed that a notified body no longer meets the requirements laid down in Article 28, or that it is failing to fulfil its obligations as set out in Article 35 the notifying authority shall restrict, suspend or withdraw the notification, as appropriate, | 1. Where a notifying authority has ascertained or has been informed that a notified body no longer meets the requirements laid down in Article 28, or that it is failing to fulfil its obligations as set out in Article 35 the notifying authority shall restrict, suspend or withdraw the notification, as appropriate, | 1. Where a notifying authority has ascertained or has been informed that a notified body no longer meets the requirements laid down in Article 28, or that it is failing to fulfil its obligations as set out in Article <del>35</del> 36 the notifying authority shall restrict, suspend or withdraw the notification, as |                                                                                       |



|               | Commission Proposal                                                                                                                                                                                                                                                                                                                                                 | EP Mandate                                                                                                                                                                                                                                                                                                                                                          | Council Mandate                                                                                                                                                                                                                                                                                                                                                     | Draft Agreement                                                                                                                                                                                                                                                                                                                                                     |
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|               | depending on the seriousness of the failure to meet those requirements or fulfil those obligations. It shall immediately inform the Commission and the other Member States accordingly.                                                                                                                                                                             | depending on the seriousness of the failure to meet those requirements or fulfil those obligations. It shall immediately inform the Commission and the other Member States accordingly.                                                                                                                                                                             | appropriate, depending on the seriousness of the failure to meet those requirements or fulfil those obligations. It shall immediately inform the Commission and the other Member States accordingly.                                                                                                                                                                |                                                                                                                                                                                                                                                                                                                                                                     |
| Article 34(2) |                                                                                                                                                                                                                                                                                                                                                                     |                                                                                                                                                                                                                                                                                                                                                                     |                                                                                                                                                                                                                                                                                                                                                                     |                                                                                                                                                                                                                                                                                                                                                                     |
| 360           | 2. In the event of restriction, suspension or withdrawal of notification, or where the notified body has ceased its activity, the notifying authority shall take appropriate steps to ensure that the files of that body are either processed by another notified body or kept available for the responsible notifying and market surveillance authorities at their | 2. In the event of restriction, suspension or withdrawal of notification, or where the notified body has ceased its activity, the notifying authority shall take appropriate steps to ensure that the files of that body are either processed by another notified body or kept available for the responsible notifying and market surveillance authorities at their | 2. In the event of restriction, suspension or withdrawal of notification, or where the notified body has ceased its activity, the notifying authority shall take appropriate steps to ensure that the files of that body are either processed by another notified body or kept available for the responsible notifying and market surveillance authorities at their | 2. In the event of restriction, suspension or withdrawal of notification, or where the notified body has ceased its activity, the notifying authority shall take appropriate steps to ensure that the files of that body are either processed by another notified body or kept available for the responsible notifying and market surveillance authorities at their |

|               | Commission Proposal                                              | EP Mandate                                                       | Council Mandate                                                  | Draft Agreement                                                                                             |
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|               | request.                                                         | request.                                                         | request.                                                         | request.<br><br>Text Origin:<br>Commission Proposal                                                         |
| Article 35    |                                                                  |                                                                  |                                                                  |                                                                                                             |
| 361           | Article 35<br><br>Challenge of the competence of notified bodies | Article 35<br><br>Challenge of the competence of notified bodies | Article 35<br><br>Challenge of the competence of notified bodies | Article 35<br><br>Challenge of the competence of notified bodies<br><br>Text Origin:<br>Commission Proposal |
| Article 35(1) |                                                                  |                                                                  |                                                                  |                                                                                                             |

|               | Commission Proposal                                                                                                                                                                                                                                              | EP Mandate                                                                                                                                                                                                                                                       | Council Mandate                                                                                                                                                                                                                                                  | Draft Agreement                                                                                                                                                                                                                                                                                             |
|---------------|------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|-------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| 362           | 1. The Commission shall investigate all cases where it doubts, or doubt is brought to its attention regarding, the competence of a notified body or the continued fulfilment by a notified body of the requirements and responsibilities to which it is subject. | 1. The Commission shall investigate all cases where it doubts, or doubt is brought to its attention regarding, the competence of a notified body or the continued fulfilment by a notified body of the requirements and responsibilities to which it is subject. | 1. The Commission shall investigate all cases where it doubts, or doubt is brought to its attention regarding, the competence of a notified body or the continued fulfilment by a notified body of the requirements and responsibilities to which it is subject. | 1. The Commission shall investigate all cases where it doubts, or doubt is brought to its attention regarding, the competence of a notified body or the continued fulfilment by a notified body of the requirements and responsibilities to which it is subject.<br><br>Text Origin:<br>Commission Proposal |
| Article 35(2) |                                                                                                                                                                                                                                                                  |                                                                                                                                                                                                                                                                  |                                                                                                                                                                                                                                                                  |                                                                                                                                                                                                                                                                                                             |
| 363           | 2. The notifying authority shall provide the Commission, on request, with all information                                                                                                                                                                        | 2. The notifying authority shall provide the Commission, on request, with all information                                                                                                                                                                        | 2. The notifying <del>authority</del> <u>Member State</u> shall provide the Commission, on request, with all                                                                                                                                                     |                                                                                                                                                                                                                                                                                                             |

|                                  | Commission Proposal                                                                                                                   | EP Mandate                                                                                                                            | Council Mandate                                                                                                                       | Draft Agreement                                                                                                                                                                  |
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|                                  | relating to the basis for the notification or the maintenance of the competence of the notified body concerned.                       | relating to the basis for the notification or the maintenance of the competence of the notified body concerned.                       | information relating to the basis for the notification or the maintenance of the competence of the notified body concerned.           |                                                                                                                                                                                  |
| Article 35(3)                    |                                                                                                                                       |                                                                                                                                       |                                                                                                                                       |                                                                                                                                                                                  |
| 364                              | 3. The Commission shall ensure that all sensitive information obtained in the course of its investigations is treated confidentially. | 3. The Commission shall ensure that all sensitive information obtained in the course of its investigations is treated confidentially. | 3. The Commission shall ensure that all sensitive information obtained in the course of its investigations is treated confidentially. | 3. The Commission shall ensure that all sensitive information obtained in the course of its investigations is treated confidentially.<br><br>Text Origin:<br>Commission Proposal |
| Article 35(4), introductory part |                                                                                                                                       |                                                                                                                                       |                                                                                                                                       |                                                                                                                                                                                  |

|                                | Commission Proposal | EP Mandate                                                                                                                                                                                                                                                                                                  | Council Mandate                                                                                                                                                                                                                                                                                                                            | Draft Agreement                                                                                 |
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| Y                              | 365                 | 4. Where the Commission ascertains that a notified body does not meet or no longer meets the requirements for its notification, it shall adopt an implementing act requesting the notifying authority to take the necessary corrective measures, including the withdrawal of the notification if necessary. | 4. Where the Commission ascertains that a notified body does not meet or no longer meets the requirements for its notification, it shall adopt an implementing act requesting the notifying <del>authority</del> <u>Member State</u> to take the necessary corrective measures, including the withdrawal of the notification if necessary. |                                                                                                 |
| Article 35(4), first paragraph |                     |                                                                                                                                                                                                                                                                                                             |                                                                                                                                                                                                                                                                                                                                            |                                                                                                 |
| G                              | 366                 | That implementing act shall be adopted in accordance with the advisory procedure referred to in                                                                                                                                                                                                             | That implementing act shall be adopted in accordance with the advisory procedure referred to in                                                                                                                                                                                                                                            | That implementing act shall be adopted in accordance with the advisory procedure referred to in |

|               | Commission Proposal                                             | EP Mandate                                                      | Council Mandate                                                 | Draft Agreement                                                                                            |
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|               | Article 46(2).                                                  | Article 46(2).                                                  | Article 46(2).                                                  | Article 46(2).<br><br>Text Origin:<br>Commission Proposal                                                  |
| Article 36    |                                                                 |                                                                 |                                                                 |                                                                                                            |
| 367           | Article 36<br><br>Operational obligations of notified<br>bodies | Article 36<br><br>Operational obligations of notified<br>bodies | Article 36<br><br>Operational obligations of notified<br>bodies | Article 36<br><br>Operational obligations of notified<br>bodies<br><br>Text Origin:<br>Commission Proposal |
| Article 36(1) |                                                                 |                                                                 |                                                                 |                                                                                                            |

|                                  | Commission Proposal                                                                                                                                                                                                                                                                                                                                                         | EP Mandate                                                                                                                                                                                                                                                                                                                                                                  | Council Mandate                                                                                                                                                                                                                                                                                                                                                                                      | Draft Agreement |
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| 368                              | 1. A notified body shall carry out conformity assessments in accordance with the conformity assessment procedures set out in Annexes VII, VIII and IX.                                                                                                                                                                                                                      | 1. A notified body shall carry out conformity assessments in accordance with the conformity assessment procedures set out in Annexes VII, VIII and IX.                                                                                                                                                                                                                      | 1. A notified body shall carry out conformity assessments in accordance with the conformity assessment <del>procedures</del> <u>modules</u> set out in Annexes VII, <del>VIII and IX</del> <u>IX and IXa</u> .                                                                                                                                                                                       |                 |
| Article 36(2), introductory part |                                                                                                                                                                                                                                                                                                                                                                             |                                                                                                                                                                                                                                                                                                                                                                             |                                                                                                                                                                                                                                                                                                                                                                                                      |                 |
| 369                              | 2. A notified body shall perform its activities in a proportionate manner, avoiding unnecessary burdens for economic operators, and taking due account of the size of an undertaking, the sector in which the undertaking operates, the structure of the undertaking, the degree of complexity of the machinery technology in question and the mass or serial nature of the | 2. A notified body shall perform its activities in a proportionate manner, avoiding unnecessary burdens for economic operators, and taking due account of the size of an undertaking, the sector in which the undertaking operates, the structure of the undertaking, the degree of complexity of the machinery technology in question and the mass or serial nature of the | 2. A notified body shall <del>perform its activities</del> <u>carry out conformity assessments</u> in a proportionate manner, avoiding unnecessary burdens for economic operators, and taking due account of the size of an undertaking, the sector in which the undertaking operates, the structure of the undertaking, the degree of complexity of the <del>machinery</del> technology in question |                 |

|                                | Commission Proposal                                                                                                                                                                                       | EP Mandate                                                                                                                                                                                                | Council Mandate                                                                                                                                                                                                             | Draft Agreement |
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|                                | production process.                                                                                                                                                                                       | production process.                                                                                                                                                                                       | and the mass or serial nature of the production process.                                                                                                                                                                    |                 |
| Article 36(2), first paragraph |                                                                                                                                                                                                           |                                                                                                                                                                                                           |                                                                                                                                                                                                                             |                 |
| 370                            | In so doing, the notified body shall nevertheless respect the degree of rigour and the level of protection required for the compliance of the machinery product with the requirements of this Regulation. | In so doing, the notified body shall nevertheless respect the degree of rigour and the level of protection required for the compliance of the machinery product with the requirements of this Regulation. | In so doing, the notified body shall nevertheless respect the degree of rigour and the level of protection required for the compliance of the machinery <u>or related</u> product with the requirements of this Regulation. |                 |
| Article 36(3)                  |                                                                                                                                                                                                           |                                                                                                                                                                                                           |                                                                                                                                                                                                                             |                 |
| 371                            | 3. Where a notified body finds that the essential health and safety                                                                                                                                       | 3. Where a notified body finds that the essential health and safety                                                                                                                                       | 3. Where a notified body finds that the essential health and safety                                                                                                                                                         |                 |



|               | Commission Proposal                                                                                                                                                                                                                                                                                                      | EP Mandate                                                                                                                                                                                                                                                                                                               | Council Mandate                                                                                                                                                                                                                                                                                                                                                                                                                | Draft Agreement |
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|               | requirements set out in Annex III, or the harmonised standards referred to in Article 17, or other technical specifications have not been met by a manufacturer, it shall require the manufacturer to take appropriate corrective measures and shall not issue a certificate of conformity or adopt an approval decision | requirements set out in Annex III, or the harmonised standards referred to in Article 17, or other technical specifications have not been met by a manufacturer, it shall require the manufacturer to take appropriate corrective measures and shall not issue a certificate of conformity or adopt an approval decision | requirements set out in Annex III, or <del>the</del> <u>corresponding</u> harmonised standards <u>or common specifications</u> referred to in Article 17, <del>or other technical specifications</del> have not been met by a manufacturer, it shall require the manufacturer to take appropriate corrective <del>measures</del> <u>actions</u> and shall not issue a certificate of conformity or adopt an approval decision. |                 |
| Article 36(4) |                                                                                                                                                                                                                                                                                                                          |                                                                                                                                                                                                                                                                                                                          |                                                                                                                                                                                                                                                                                                                                                                                                                                |                 |
| 372           | 4. Where, in the course of the monitoring of conformity following the issuance of a                                                                                                                                                                                                                                      | 4. Where, in the course of the monitoring of conformity following the issuance of a                                                                                                                                                                                                                                      | 4. Where, in the course of the monitoring of conformity following the <del>issuance of a</del>                                                                                                                                                                                                                                                                                                                                 |                 |

|               | Commission Proposal                                                                                                                                                                                                                                                                                                 | EP Mandate                                                                                                                                                                                                                                                                                                          | Council Mandate                                                                                                                                                                                                                                                                                                                                                                                                                                   | Draft Agreement |
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|               | certificate of conformity or the adoption of an approval decision, a notified body finds that a machinery product no longer complies, it shall require the manufacturer to take appropriate corrective measures and shall suspend or withdraw the certificate of conformity or the approval decision, if necessary. | certificate of conformity or the adoption of an approval decision, a notified body finds that a machinery product no longer complies, it shall require the manufacturer to take appropriate corrective measures and shall suspend or withdraw the certificate of conformity or the approval decision, if necessary. | <del>certificate of conformity or the adoption of an approval decision</del> <u>issue of an approval decision according to Annex IX</u> , a notified body finds that a machinery <u>or related</u> product no longer complies, it shall require the manufacturer to take appropriate corrective <del>measures</del> <u>actions</u> and shall suspend or withdraw <del>the certificate of conformity or</del> the approval decision, if necessary. |                 |
| Article 36(5) |                                                                                                                                                                                                                                                                                                                     |                                                                                                                                                                                                                                                                                                                     |                                                                                                                                                                                                                                                                                                                                                                                                                                                   |                 |
| 373           | 5. Where corrective measures are not taken or do not have the required effect, the notified body                                                                                                                                                                                                                    | 5. Where corrective measures are not taken or do not have the required effect, the notified body                                                                                                                                                                                                                    | 5. Where corrective <del>measures</del> <u>actions</u> are not taken or do not have the required effect, the                                                                                                                                                                                                                                                                                                                                      |                 |

|                             | Commission Proposal                                                                                       | EP Mandate                                                                                                | Council Mandate                                                                                                                    | Draft Agreement                                                                                           |
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|                             | shall restrict, suspend or withdraw any certificates of conformity or approval decisions, as appropriate. | shall restrict, suspend or withdraw any certificates of conformity or approval decisions, as appropriate. | notified body shall restrict, suspend or withdraw any certificates <del>of conformity</del> or approval decisions, as appropriate. |                                                                                                           |
| Article 37                  |                                                                                                           |                                                                                                           |                                                                                                                                    |                                                                                                           |
| 374                         | Article 37<br><br>Appeals against decisions of notified bodies                                            | Article 37<br><br>Appeals against decisions of notified bodies                                            | Article 37<br><br>Appeals against decisions of notified bodies                                                                     | Article 37<br><br>Appeals against decisions of notified bodies<br><br>Text Origin:<br>Commission Proposal |
| Article 37, first paragraph |                                                                                                           |                                                                                                           |                                                                                                                                    |                                                                                                           |

|            | Commission Proposal                                                                                                  | EP Mandate                                                                                                           | Council Mandate                                                                                                      | Draft Agreement                                                                                                                                                 |
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| 375        | A notified body shall ensure that a transparent and accessible appeals procedure against its decisions is available. | A notified body shall ensure that a transparent and accessible appeals procedure against its decisions is available. | A notified body shall ensure that a transparent and accessible appeals procedure against its decisions is available. | A notified body shall ensure that a transparent and accessible appeals procedure against its decisions is available.<br><br>Text Origin:<br>Commission Proposal |
| Article 38 |                                                                                                                      |                                                                                                                      |                                                                                                                      |                                                                                                                                                                 |
| 376        | Article 38<br>Information obligation on notified bodies                                                              | Article 38<br>Information obligation on notified bodies                                                              | Article 38<br>Information obligation on notified bodies                                                              | Article 38<br>Information obligation on notified bodies                                                                                                         |

|                                  | Commission Proposal                                                       | EP Mandate                                                                | Council Mandate                                                           | Draft Agreement                                                                                                      |
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|                                  |                                                                           |                                                                           |                                                                           | Text Origin:<br>Commission Proposal                                                                                  |
| Article 38(1), introductory part |                                                                           |                                                                           |                                                                           |                                                                                                                      |
| 377                              | 1. A notified body shall inform the notifying authority of the following: | 1. A notified body shall inform the notifying authority of the following: | 1. A notified body shall inform the notifying authority of the following: | 1. A notified body shall inform the notifying authority of the following:<br><br>Text Origin:<br>Commission Proposal |
| Article 38(1), point (a)         |                                                                           |                                                                           |                                                                           |                                                                                                                      |
| 378                              | (a) any refusal, restriction, suspension or withdrawal of a               | (a) any refusal, restriction, suspension or withdrawal of a               | (a) any refusal, restriction, suspension or withdrawal of a               |                                                                                                                      |

|                          | Commission Proposal                                                                                  | EP Mandate                                                                                           | Council Mandate                                                                                      | Draft Agreement                                                                                                                   |
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|                          | certificate of conformity or approval decision;                                                      | certificate of conformity or approval decision;                                                      | certificate <del>of conformity</del> or approval decision;                                           |                                                                                                                                   |
| Article 38(1), point (b) |                                                                                                      |                                                                                                      |                                                                                                      |                                                                                                                                   |
| 379                      | (b) any circumstances affecting the scope of, or the conditions for, its notification;               | (b) any circumstances affecting the scope of, or the conditions for, its notification;               | (b) any circumstances affecting the scope of, or the conditions for, its notification;               | (b) any circumstances affecting the scope of, or the conditions for, its notification;<br><br>Text Origin:<br>Commission Proposal |
| Article 38(1), point (c) |                                                                                                      |                                                                                                      |                                                                                                      |                                                                                                                                   |
| 380                      | (c) any request for information which it has received from market surveillance authorities regarding | (c) any request for information which it has received from market surveillance authorities regarding | (c) any request for information which it has received from market surveillance authorities regarding | (c) any request for information which it has received from market surveillance authorities regarding                              |

|                          | Commission Proposal                                                                                                                                                                         | EP Mandate                                                                                                                                                                                  | Council Mandate                                                                                                                                                                             | Draft Agreement                                                                                                                                                                                                                        |
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|                          | its conformity assessment activities;                                                                                                                                                       | its conformity assessment activities;                                                                                                                                                       | its conformity assessment activities;                                                                                                                                                       | its conformity assessment activities;<br><br>Text Origin:<br>Commission Proposal                                                                                                                                                       |
| Article 38(1), point (d) |                                                                                                                                                                                             |                                                                                                                                                                                             |                                                                                                                                                                                             |                                                                                                                                                                                                                                        |
| 381                      | (d) on request, any conformity assessment activities performed within the scope of its notification and any other activity performed, including cross-border activities and subcontracting. | (d) on request, any conformity assessment activities performed within the scope of its notification and any other activity performed, including cross-border activities and subcontracting. | (d) on request, any conformity assessment activities performed within the scope of its notification and any other activity performed, including cross-border activities and subcontracting. | (d) on request, any conformity assessment activities performed within the scope of its notification and any other activity performed, including cross-border activities and subcontracting.<br><br>Text Origin:<br>Commission Proposal |

|               | Commission Proposal                                                                                                                                                                                                                                                         | EP Mandate                                                                                                                                                                                                                                                                  | Council Mandate                                                                                                                                                                                                                                                                                                                                              | Draft Agreement                      |
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|               |                                                                                                                                                                                                                                                                             |                                                                                                                                                                                                                                                                             |                                                                                                                                                                                                                                                                                                                                                              |                                      |
| Article 38(2) |                                                                                                                                                                                                                                                                             |                                                                                                                                                                                                                                                                             |                                                                                                                                                                                                                                                                                                                                                              |                                      |
| 382           | 2. A notified body shall provide other notified bodies carrying out similar conformity assessment activities covering the same kinds of machinery product with relevant information on issues relating to negative and, on request, positive conformity assessment results. | 2. A notified body shall provide other notified bodies carrying out similar conformity assessment activities covering the same kinds of machinery product with relevant information on issues relating to negative and, on request, positive conformity assessment results. | 2. A notified body shall provide <u>the</u> other <u>bodies</u> notified <u>bodies under this Regulation</u> carrying out similar conformity assessment activities covering the same kinds of machinery <u>product or related products</u> with relevant information on issues relating to negative and, on request, positive conformity assessment results. |                                      |
| Article 39    |                                                                                                                                                                                                                                                                             |                                                                                                                                                                                                                                                                             |                                                                                                                                                                                                                                                                                                                                                              |                                      |
| 383           | Article 39<br>Exchange of experience                                                                                                                                                                                                                                        | Article 39<br>Exchange of experience                                                                                                                                                                                                                                        | Article 39<br>Exchange of experience                                                                                                                                                                                                                                                                                                                         | Article 39<br>Exchange of experience |



|                             | Commission Proposal                                                                                                                                              | EP Mandate                                                                                                                                                       | Council Mandate                                                                                                                                                  | Draft Agreement                                                                                                                                                                                             |
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|                             |                                                                                                                                                                  |                                                                                                                                                                  |                                                                                                                                                                  | Text Origin:<br>Commission Proposal                                                                                                                                                                         |
| Article 39, first paragraph |                                                                                                                                                                  |                                                                                                                                                                  |                                                                                                                                                                  |                                                                                                                                                                                                             |
| 384                         | The Commission shall provide for the organisation of exchange of experience between the Member States' national authorities responsible for notification policy. | The Commission shall provide for the organisation of exchange of experience between the Member States' national authorities responsible for notification policy. | The Commission shall provide for the organisation of exchange of experience between the Member States' national authorities responsible for notification policy. | The Commission shall provide for the organisation of exchange of experience between the Member States' national authorities responsible for notification policy.<br><br>Text Origin:<br>Commission Proposal |

|                             | Commission Proposal                                                                                                                                                                                 | EP Mandate                                                                                                                                                                                          | Council Mandate                                                                                                                                                                                                        | Draft Agreement                                                                                                                                                                                                        |
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| Article 40                  |                                                                                                                                                                                                     |                                                                                                                                                                                                     |                                                                                                                                                                                                                        |                                                                                                                                                                                                                        |
| 385                         | <p>Article 40</p> <p>Coordination of notified bodies</p>                                                                                                                                            | <p>Article 40</p> <p>Coordination of notified bodies</p>                                                                                                                                            | <p>Article 40</p> <p>Coordination of notified bodies</p>                                                                                                                                                               | <p>Article 40</p> <p>Coordination of notified bodies</p> <p>Text Origin:<br/>Commission Proposal</p>                                                                                                                   |
| Article 40, first paragraph |                                                                                                                                                                                                     |                                                                                                                                                                                                     |                                                                                                                                                                                                                        |                                                                                                                                                                                                                        |
| 386                         | <p>The Commission shall ensure that appropriate coordination and cooperation between notified bodies are put in place and properly operated in the form of a sectoral group of notified bodies.</p> | <p>The Commission shall ensure that appropriate coordination and cooperation between notified bodies are put in place and properly operated in the form of a sectoral group of notified bodies.</p> | <p>The Commission shall ensure that appropriate coordination and cooperation between <u>bodies</u> notified <del>bodies</del> <u>under this Regulation</u> are put in place and properly operated in the form of a</p> | <p>The Commission shall ensure that appropriate coordination and cooperation between <u>bodies</u> notified <del>bodies</del> <u>under this Regulation</u> are put in place and properly operated in the form of a</p> |

|                              | Commission Proposal                                                                                              | EP Mandate                                                                                                       | Council Mandate                                                                                                                                      | Draft Agreement                                                                                                                                                                             |
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|                              |                                                                                                                  |                                                                                                                  | sectoral group of notified bodies.                                                                                                                   | sectoral group of notified bodies.<br><br>Text Origin: Council<br>Mandate                                                                                                                   |
| Article 40, second paragraph |                                                                                                                  |                                                                                                                  |                                                                                                                                                      |                                                                                                                                                                                             |
| 387                          | A notified body shall participate in the work of that group, directly or by means of designated representatives. | A notified body shall participate in the work of that group, directly or by means of designated representatives. | <del>A</del> Notified <del>body</del> <u>bodies</u> shall participate in the work of that group, directly or by means of designated representatives. | <del>A</del> Notified <del>body</del> <u>bodies</u> shall participate in the work of that group, directly or by means of designated representatives.<br><br>Text Origin: Council<br>Mandate |

|            | Commission Proposal                                                                                                                                          | EP Mandate                                                                                                                                        | Council Mandate                                                                                                                                                                                                                          | Draft Agreement                                        |
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| CHAPTER VI |                                                                                                                                                              |                                                                                                                                                   |                                                                                                                                                                                                                                          |                                                        |
| Y          | 388<br><br>CHAPTER VI<br><br>UNION MARKET<br>SURVEILLANCE, CONTROL<br>OF MACHINERY PRODUCTS<br>ENTERING THE UNION<br>MARKET AND UNION<br>SAFEGUARD PROCEDURE | CHAPTER VI<br><br>UNION MARKET<br>SURVEILLANCE, CONTROL<br>OF MACHINERY PRODUCTS<br>ENTERING THE UNION<br>MARKET AND UNION<br>SAFEGUARD PROCEDURE | CHAPTER VI<br><br><del>UNION MARKET</del><br><del>SURVEILLANCE, CONTROL OF</del><br><del>MACHINERY PRODUCTS</del><br><del>ENTERING THE UNION</del><br><del>MARKET AND UNION</del><br>SAFEGUARD <del>PROCEDURE</del><br><u>PROCEDURES</u> | Y                                                      |
| Article 41 |                                                                                                                                                              |                                                                                                                                                   |                                                                                                                                                                                                                                          |                                                        |
| G          | 389<br><br>Article 41<br><br>Procedure at national level for                                                                                                 | Article 41<br><br>Procedure at national level for                                                                                                 | Article 41<br><br>Procedure at national level for                                                                                                                                                                                        | G<br>Article 41<br><br>Procedure at national level for |

|                                   | Commission Proposal                                                                                                                                                                                                                                                                                                                              | EP Mandate                                                                                                                                                                                                                                                                                                                                      | Council Mandate                                                                                                                                                                                                                                                                                                                                                                 | Draft Agreement                                                                              |
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|                                   | dealing with machinery products presenting a risk                                                                                                                                                                                                                                                                                                | dealing with machinery products presenting a risk                                                                                                                                                                                                                                                                                               | dealing with machinery products presenting a risk                                                                                                                                                                                                                                                                                                                               | dealing with machinery products presenting a risk<br><br>Text Origin:<br>Commission Proposal |
| Article 41(1), first subparagraph |                                                                                                                                                                                                                                                                                                                                                  |                                                                                                                                                                                                                                                                                                                                                 |                                                                                                                                                                                                                                                                                                                                                                                 |                                                                                              |
| 390                               | 1. Where the market surveillance authorities of one Member State have sufficient reason to believe that a machinery product covered by this Regulation presents a risk to the health or safety of persons, and, where appropriate, domestic animals or to property and, where applicable, the environment, they shall carry out an evaluation in | 1. Where the market surveillance authorities of one Member State have sufficient reason to believe that a machinery product covered by this Regulation <u>does not comply with the requirements laid down in this Regulation or</u> presents a risk to the health or safety of persons, and, where appropriate, domestic animals or to property | 1. Where the market surveillance authorities of one Member State have sufficient reason to believe that a <del>machinery</del> product <del>covered</del> <u>by subject to</u> this Regulation presents a risk <del>to the health or safety of persons, and, where appropriate, domestic animals or to property and, where applicable, the environment</del> , they shall carry |                                                                                              |

|                                    | Commission Proposal                                                                                                                                                                                                                  | EP Mandate                                                                                                                                                                                                                                                                                                         | Council Mandate                                                                                                                                                                                                                                                      | Draft Agreement |
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|                                    | relation to the machinery product concerned covering all relevant requirements laid down in this Regulation. The relevant economic operators shall cooperate as necessary with the market surveillance authorities for that purpose. | and, where applicable, the environment, they shall carry out an evaluation in relation to the machinery product concerned covering all relevant requirements laid down in this Regulation. The relevant economic operators shall cooperate as necessary with the market surveillance authorities for that purpose. | out an evaluation in relation to the <del>machinery</del> product concerned covering all relevant requirements laid down in this Regulation. The relevant economic operators shall cooperate as necessary with the market surveillance authorities for that purpose. |                 |
| Article 41(1), second subparagraph |                                                                                                                                                                                                                                      |                                                                                                                                                                                                                                                                                                                    |                                                                                                                                                                                                                                                                      |                 |
| 391                                | Where, in the course of the evaluation referred to in the first subparagraph, the market surveillance authorities find that the machinery product does not                                                                           | Where, in the course of the evaluation referred to in the first subparagraph, the market surveillance authorities find that the machinery product does not                                                                                                                                                         | Where, in the course of the evaluation referred to in the first subparagraph, the market surveillance authorities find that the <u>product subject to this</u>                                                                                                       |                 |

|  | Commission Proposal                                                                                                                                                                                                                                                                                                                                                                                                                        | EP Mandate                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                  | Council Mandate                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                              | Draft Agreement |
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|  | <p>comply with the requirements laid down in this Regulation, they shall without delay require the relevant economic operator to take all appropriate corrective action to bring the machinery product into compliance with those requirements, to withdraw the machinery product from the market, or to recall it within a reasonable period which is commensurate with the nature of the risk referred to in the first subparagraph.</p> | <p>comply with the requirements laid down in this Regulation, they shall without delay require the relevant economic operator to take <del>all</del> <u>appropriate</u> <u>appropriate and proportionate</u> corrective action, <u>as provided for in Article 16(3) of Regulation (EU) 2019/1020, to bring the non-compliance to an end</u> <del>to bring the machinery product into compliance with those requirements, to withdraw the machinery product from the market,</del> or to <del>recall it</del> <u>eliminate the risk they specify</u> within a reasonable period which is commensurate with the nature of the risk referred to in the first subparagraph.</p> | <p><u>Regulation</u> <del>machinery product</del> does not comply with the requirements laid down in this Regulation, they shall without delay require the relevant economic operator to take all appropriate corrective action to bring the <u>product subject to this Regulation</u> <del>machinery product</del> into compliance with those requirements, to withdraw the <u>product subject to this Regulation</u> <del>machinery product</del> from the market, or to recall it within a reasonable period which is commensurate with the nature of the risk referred to in the first subparagraph.</p> |                 |

|                                   | Commission Proposal                                                                                                                                                                                         | EP Mandate                                                                                                                                                                                                  | Council Mandate                                                                                                                                                                                             | Draft Agreement                                                                                                                                                                                             |
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| Article 41(1), third subparagraph |                                                                                                                                                                                                             |                                                                                                                                                                                                             |                                                                                                                                                                                                             |                                                                                                                                                                                                             |
| 392                               | The market surveillance authorities shall inform the relevant notified body accordingly.                                                                                                                    | The market surveillance authorities shall inform the relevant notified body accordingly.                                                                                                                    | The market surveillance authorities shall inform the relevant notified body accordingly.                                                                                                                    | <p>The market surveillance authorities shall inform the relevant notified body accordingly.</p> <p>Text Origin:<br/>Commission Proposal</p>                                                                 |
| Article 41(2)                     |                                                                                                                                                                                                             |                                                                                                                                                                                                             |                                                                                                                                                                                                             |                                                                                                                                                                                                             |
| 393                               | 2. Where the market surveillance authorities consider that non-compliance is not restricted to their national territory, they shall inform the Commission and the other Member States of the results of the | 2. Where the market surveillance authorities consider that non-compliance is not restricted to their national territory, they shall inform the Commission and the other Member States of the results of the | 2. Where the market surveillance authorities consider that non-compliance is not restricted to their national territory, they shall inform the Commission and the other Member States of the results of the | 2. Where the market surveillance authorities consider that non-compliance is not restricted to their national territory, they shall inform the Commission and the other Member States of the results of the |



|               | Commission Proposal                                                                                                                                                                                                        | EP Mandate                                                                                                                                                                                                                            | Council Mandate                                                                                                                                                                                                                                                                                     | Draft Agreement                                                                                                                  |
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|               | evaluation and of the actions which they have required the economic operator to take.                                                                                                                                      | evaluation and of the actions which they have required the economic operator to take.                                                                                                                                                 | evaluation and of the actions which they have required the economic operator to take.                                                                                                                                                                                                               | evaluation and of the actions which they have required the economic operator to take.<br><br>Text Origin:<br>Commission Proposal |
| Article 41(3) |                                                                                                                                                                                                                            |                                                                                                                                                                                                                                       |                                                                                                                                                                                                                                                                                                     |                                                                                                                                  |
| 394           | 3. The economic operator shall ensure that all appropriate corrective action is taken in respect of all the machinery products concerned that the economic operator has made available on the market throughout the Union. | 3. The economic operator shall ensure that <del>all</del> appropriate corrective action is taken in respect of all the machinery products concerned that the economic operator has made available on the market throughout the Union. | 3. The economic operator shall ensure that all appropriate corrective action is taken in respect of all the <del>machinery</del> <u>concerned</u> products <del>concerned</del> <u>subject to this Regulation</u> that the economic operator has made available on the market throughout the Union. |                                                                                                                                  |

|     | Commission Proposal                                                                                                                                                                                                                                                                                                                                                                                             | EP Mandate                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                        | Council Mandate                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                           | Draft Agreement |
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|     | Article 41(4), introductory part                                                                                                                                                                                                                                                                                                                                                                                |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                   |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                           |                 |
| 395 | <p>4. Where the relevant economic operator does not take adequate corrective action within the period referred to in paragraph 1, second subparagraph, the market surveillance authorities shall take all appropriate provisional measures to prohibit or restrict the machinery product being made available on their national market, to withdraw the machinery product from that market or to recall it.</p> | <p>4. Where the relevant economic operator does not take <del>adequate</del> corrective action <u>referred to in paragraph 1, second subparagraph,</u> within the <u>specified</u> period <u>or where the non-compliance or the risk</u> referred to in paragraph 1, <del>second subparagraph</del> <u>first subparagraph,</u> <u>persists,</u> the market surveillance authorities shall <del>take all appropriate provisional measures to prohibit or restrict the machinery product being made available on their national market, to withdraw the machinery product</del></p> | <p>4. Where the relevant economic operator does not take adequate corrective action within the period referred to in paragraph 1, second subparagraph, the market surveillance authorities shall take all appropriate provisional measures to prohibit or restrict the <u>product subject to this Regulation</u> <del>machinery product</del> being made available on their national market, to withdraw the <u>product subject to this Regulation</u> <del>machinery product</del> from that market or to recall it.</p> |                 |

|                                | Commission Proposal                                                                                                            | EP Mandate                                                                                                                                                                                                                                                                                            | Council Mandate                                                                                                                | Draft Agreement |
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|                                |                                                                                                                                | <del>from that market or to recall</del><br><u>#ensure that the machinery product concerned is withdrawn or recalled, or that making available on the market is prohibited or restricted, and that the public, the Commission and the other Member States are informed accordingly without delay.</u> |                                                                                                                                |                 |
| Article 41(4), first paragraph |                                                                                                                                |                                                                                                                                                                                                                                                                                                       |                                                                                                                                |                 |
| 396                            | The market surveillance authorities shall inform the Commission and the other Member States, without delay, of those measures. | <del>The market surveillance authorities shall inform the Commission and the other Member States, without delay, of those measures.</del><br><u>deleted</u>                                                                                                                                           | The market surveillance authorities shall inform the Commission and the other Member States, without delay, of those measures. |                 |

|     | Commission Proposal                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                             | EP Mandate                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                 | Council Mandate                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                  | Draft Agreement |
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|     | Article 41(5), introductory part                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                            |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                  |                 |
| 397 | <p>5. The information referred to in paragraph 4, second subparagraph, shall include all available details, in particular the data necessary for the identification of the non-compliant machinery product, the origin of that machinery product, the nature of the non-compliance alleged and the risk involved, the nature and duration of the national measures taken and the arguments put forward by the relevant economic operator. In particular, the market surveillance authorities shall indicate whether the non-compliance is due to any of the</p> | <p>5. The information referred to in paragraph 4, <del>second subparagraph</del>, shall include all available details, in particular the data necessary for the identification of the non-compliant machinery product, the origin of that machinery product, the nature of the non-compliance alleged and the risk involved, the nature and duration of the national measures taken and the arguments put forward by the relevant economic operator. In particular, the market surveillance authorities shall indicate whether the non-compliance is due to any of the</p> | <p>5. The information referred to in paragraph 4, second subparagraph, shall include all available details, in particular the data necessary for the identification of the non-compliant <u>product subject to this Regulation</u> <del>machinery product</del>, the origin of that <del>machinery</del> product, the nature of the non-compliance alleged and the risk involved, the nature and duration of the national measures taken and the arguments put forward by the relevant economic operator. In particular, the market surveillance authorities shall indicate whether the non-</p> |                 |

|                          | Commission Proposal                                                                                                                                 | EP Mandate                                                                                                                                   | Council Mandate                                                                                                                                         | Draft Agreement |
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|                          | following:                                                                                                                                          | following:                                                                                                                                   | compliance is due to any of the following:                                                                                                              |                 |
| Article 41(5), point (a) |                                                                                                                                                     |                                                                                                                                              |                                                                                                                                                         |                 |
| Y                        | 398<br>(a) failure of the machinery product to meet the requirements relating to the essential health and safety requirements set out in Annex III; | (a) failure of the machinery product to meet the requirements relating to the essential health and safety requirements set out in Annex III; | (a) failure of the <del>machinery</del> product to meet the requirements relating to the essential health and safety requirements set out in Annex III; | Y               |
| Article 41(5), point (b) |                                                                                                                                                     |                                                                                                                                              |                                                                                                                                                         |                 |
| G                        | 399<br>(b) shortcomings in the harmonised standards referred to in Article 17(1);                                                                   | (b) shortcomings in the harmonised standards referred to in Article 17(1);                                                                   | (b) shortcomings in the harmonised standards referred to in Article 17(1);                                                                              | G               |

|                          | Commission Proposal | EP Mandate                                                                                                                                              | Council Mandate                                                                                                                                         | Draft Agreement                                                                                                                                         |
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| Article 41(5), point (c) |                     |                                                                                                                                                         |                                                                                                                                                         |                                                                                                                                                         |
| Y                        | 400                 | (c) shortcomings in the technical specifications referred to in Article 17(4).                                                                          | (c) shortcomings in the technical specifications referred to in Article 17(4).                                                                          | (c) shortcomings in the <del>technical</del> <u>common</u> specifications referred to in Article 17(4).                                                 |
| Article 41(6)            |                     |                                                                                                                                                         |                                                                                                                                                         |                                                                                                                                                         |
| Y                        | 401                 | 6. Member States other than the Member State initiating the procedure under this Article shall without delay inform the Commission and the other Member | 6. Member States other than the Member State initiating the procedure under this Article shall without delay inform the Commission and the other Member | 6. Member States other than the Member State initiating the procedure under this Article shall without delay inform the Commission and the other Member |

|               | Commission Proposal                                                                                                                                                                                                                             | EP Mandate                                                                                                                                                                                                                                      | Council Mandate                                                                                                                                                                                                                                                                                                 | Draft Agreement |
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|               | States of any measures adopted and of any additional information at their disposal relating to the non-compliance of the machinery product concerned, and, in the event of disagreement with the adopted national measure, of their objections. | States of any measures adopted and of any additional information at their disposal relating to the non-compliance of the machinery product concerned, and, in the event of disagreement with the adopted national measure, of their objections. | States of any measures adopted and of any additional information at their disposal relating to the non-compliance of the <u>concerned product subject to this Regulation</u> <del>machinery product concerned</del> , and, in the event of disagreement with the adopted national measure, of their objections. |                 |
| Article 41(7) |                                                                                                                                                                                                                                                 |                                                                                                                                                                                                                                                 |                                                                                                                                                                                                                                                                                                                 |                 |
| 402           | 7. Where, within three months of receipt of the information referred to in paragraph 4, second subparagraph, no objection has been raised by either a Member State or the Commission in respect                                                 | 7. Where, within three months of receipt of the information referred to in paragraph 4, <del>second subparagraph</del> , no objection has been raised by either a Member State or the Commission in respect                                     | 7. Where, within three months of receipt of the information referred to in paragraph 4, second subparagraph, no objection has been raised by either a Member State or the Commission in respect                                                                                                                 |                 |

|               | Commission Proposal                                                                                                                                                                                      | EP Mandate                                                                                                                                                                                               | Council Mandate                                                                                                                                                                                                                                                                                          | Draft Agreement |
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|               | of a provisional measure taken by a Member State, that measure shall be deemed justified.                                                                                                                | of a <del>provisional</del> measure taken by a Member State, that measure shall be deemed justified.                                                                                                     | of a provisional measure taken by a Member State, that measure shall be deemed justified.                                                                                                                                                                                                                |                 |
| Article 41(8) |                                                                                                                                                                                                          |                                                                                                                                                                                                          |                                                                                                                                                                                                                                                                                                          |                 |
| 403           | 8. Member States shall ensure that appropriate restrictive measures, such as withdrawal of the machinery product from the market, are taken in respect of the machinery product concerned without delay. | 8. Member States shall ensure that appropriate restrictive measures, such as withdrawal of the machinery product from the market, are taken in respect of the machinery product concerned without delay. | 8. Member States shall ensure that appropriate restrictive measures, such as withdrawal of the <del>machinery</del> product <del>from the market</del> , are taken in respect of the <del>machinery</del> <u>concerned</u> product <del>concerned</del> <u>subject to this Regulation</u> without delay. |                 |
| Article 42    |                                                                                                                                                                                                          |                                                                                                                                                                                                          |                                                                                                                                                                                                                                                                                                          |                 |



|                                   | Commission Proposal                                                                                                                                                                                                                                                                                   | EP Mandate                                                                                                                                                                                                                                                                                 | Council Mandate                                                                                                                                                                                                                                                                                                       | Draft Agreement                                                                                |
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| G                                 | <p>Article 42</p> <p>Union safeguard procedure</p> <p>404</p>                                                                                                                                                                                                                                         | <p>Article 42</p> <p>Union safeguard procedure</p>                                                                                                                                                                                                                                         | <p>Article 42</p> <p>Union safeguard procedure</p>                                                                                                                                                                                                                                                                    | <p>Article 42</p> <p>Union safeguard procedure</p> <p>Text Origin:<br/>Commission Proposal</p> |
| Article 42(1), first subparagraph |                                                                                                                                                                                                                                                                                                       |                                                                                                                                                                                                                                                                                            |                                                                                                                                                                                                                                                                                                                       |                                                                                                |
| Y                                 | <p>405</p> <p>1. Where, on completion of the procedure set out in Article 41(3) and (4), objections are raised against a measure taken by a Member State, or where the Commission considers a national measure to be contrary to Union legislation, the Commission shall without delay enter into</p> | <p>1. Where, on completion of the procedure set out in Article 41(3) and (4), objections are raised against a measure taken by a Member State, or where the Commission considers a national measure to be contrary to Union legislation, the Commission shall without delay enter into</p> | <p>1. Where, on completion of the procedure set out in Article <del>41(3)</del> <u>and (4), 41 (4), (6) and (7)</u> objections are raised against a measure taken by a Member State, or where the Commission considers a national measure to be contrary to Union legislation, the Commission shall without delay</p> |                                                                                                |

|                                    | Commission Proposal                                                                                                                                                                                                                                                                                                 | EP Mandate                                                                                                                                                                                                                                                                                                          | Council Mandate                                                                                                                                                                                                                                                                                                                | Draft Agreement                                                                                                                                                   |
|------------------------------------|---------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|---------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|--------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|-------------------------------------------------------------------------------------------------------------------------------------------------------------------|
|                                    | consultation with the Member States and the relevant economic operator or operators and shall evaluate the national measure. On the basis of the results of that evaluation, the Commission shall adopt an implementing act in the form of a decision determining whether the national measure is justified or not. | consultation with the Member States and the relevant economic operator or operators and shall evaluate the national measure. On the basis of the results of that evaluation, the Commission shall adopt an implementing act in the form of a decision determining whether the national measure is justified or not. | enter into consultation with the Member States and the relevant economic operator or operators and shall evaluate the national measure. On the basis of the results of that evaluation, the Commission shall adopt an implementing act in the form of a decision determining whether the national measure is justified or not. |                                                                                                                                                                   |
| Article 42(1), second subparagraph |                                                                                                                                                                                                                                                                                                                     |                                                                                                                                                                                                                                                                                                                     |                                                                                                                                                                                                                                                                                                                                |                                                                                                                                                                   |
| 406                                | The Commission shall address its decision to all Member States and shall without delay communicate it to them and to the relevant economic operator or operators.                                                                                                                                                   | The Commission shall address its decision to all Member States and shall without delay communicate it to them and to the relevant economic operator or operators.                                                                                                                                                   | The Commission shall address its decision to all Member States and shall without delay communicate it to them and to the relevant economic operator or operators.                                                                                                                                                              | The Commission shall address its decision to all Member States and shall without delay communicate it to them and to the relevant economic operator or operators. |

|                                   | Commission Proposal                                                                                               | EP Mandate                                                                                                        | Council Mandate                                                                                                   | Draft Agreement                                                                                                                                              |
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|                                   |                                                                                                                   |                                                                                                                   |                                                                                                                   | Text Origin:<br>Commission Proposal                                                                                                                          |
| Article 42(1), third subparagraph |                                                                                                                   |                                                                                                                   |                                                                                                                   |                                                                                                                                                              |
| 407                               | That implementing act shall be adopted in accordance with the examination procedure referred to in Article 46(3). | That implementing act shall be adopted in accordance with the examination procedure referred to in Article 46(3). | That implementing act shall be adopted in accordance with the examination procedure referred to in Article 46(3). | That implementing act shall be adopted in accordance with the examination procedure referred to in Article 46(3).<br><br>Text Origin:<br>Commission Proposal |

|                                  | Commission Proposal | EP Mandate                                                                                                                                                                                                                              | Council Mandate                                                                                                                                                                                                                                                                                                                                                                                                       | Draft Agreement                                               |
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| Article 42(2), introductory part |                     |                                                                                                                                                                                                                                         |                                                                                                                                                                                                                                                                                                                                                                                                                       |                                                               |
| Y                                | 408                 | 2. If the national measure is considered justified, all Member States shall take the necessary measures to ensure that the non-compliant machinery product is withdrawn from their market, and shall inform the Commission accordingly. | 2. If the national measure is considered justified, all Member States shall <del>take the necessary</del> <u>ensure that appropriate restrictive</u> measures, <u>such as withdrawal, are taken in respect of</u> <del>to ensure that</del> the non-compliant <del>machinery</del> product <del>is withdrawn from their market</del> <u>subject to this Regulation</u> , and shall inform the Commission accordingly. | Y                                                             |
| Article 42(2), first paragraph   |                     |                                                                                                                                                                                                                                         |                                                                                                                                                                                                                                                                                                                                                                                                                       |                                                               |
| G                                | 409                 | If the national measure is considered unjustified, the Member                                                                                                                                                                           | If the national measure is considered unjustified, the Member                                                                                                                                                                                                                                                                                                                                                         | If the national measure is considered unjustified, the Member |

|               | Commission Proposal                                                                                                                                                                                                                                                                                                        | EP Mandate                                                                                                                                                                                                                                                                                                                 | Council Mandate                                                                                                                                                                                                                                                                                                                                                                 | Draft Agreement                                                                         |
|---------------|----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|---------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|-----------------------------------------------------------------------------------------|
|               | State concerned shall withdraw that measure.                                                                                                                                                                                                                                                                               | State concerned shall withdraw that measure.                                                                                                                                                                                                                                                                               | State concerned shall withdraw that measure.                                                                                                                                                                                                                                                                                                                                    | State concerned shall withdraw that measure.<br><br>Text Origin:<br>Commission Proposal |
| Article 42(3) |                                                                                                                                                                                                                                                                                                                            |                                                                                                                                                                                                                                                                                                                            |                                                                                                                                                                                                                                                                                                                                                                                 |                                                                                         |
| 410           | 3. Where the national measure is considered justified and the non-compliance of the machinery product is attributed to shortcomings in the harmonised standards or technical specifications referred to in Article 41(5), points (b) and (c), of this Regulation, the Commission shall apply the procedure provided for in | 3. Where the national measure is considered justified and the non-compliance of the machinery product is attributed to shortcomings in the harmonised standards or technical specifications referred to in Article 41(5), points (b) and (c), of this Regulation, the Commission shall apply the procedure provided for in | 3. Where the national measure is considered justified and the non-compliance of the <u>product subject to this Regulation</u> <del>machinery</del> <del>product</del> is attributed to shortcomings in the harmonised standards or <del>technical</del> <u>common</u> specifications referred to in Article 41(5), points (b) and (c), of this Regulation, the Commission shall |                                                                                         |

|               | Commission Proposal                                                                                                                                        | EP Mandate                                                                                                                                                 | Council Mandate                                                                                                                                                                   | Draft Agreement |
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|               | Article 11 of Regulation (EU) No 1025/2012.                                                                                                                | Article 11 of Regulation (EU) No 1025/2012.                                                                                                                | <u>respectively</u> apply the procedure provided for in Article 11 of Regulation (EU) No 1025/2012 <u>or in Article 17.4b of this Regulation.</u>                                 |                 |
| Article 43    |                                                                                                                                                            |                                                                                                                                                            |                                                                                                                                                                                   |                 |
| 411           | Article 43<br>Compliant machinery products which present a risk                                                                                            | Article 43<br>Compliant machinery products which present a risk                                                                                            | Article 43<br>Compliant <del>machinery</del> products which present a risk                                                                                                        |                 |
| Article 43(1) |                                                                                                                                                            |                                                                                                                                                            |                                                                                                                                                                                   |                 |
| 412           | 1. Where, having carried out an evaluation under Article 41(1), a Member State finds that although a machinery product is in compliance with the essential | 1. Where, having carried out an evaluation under Article 41(1), a Member State finds that although a machinery product is in compliance with the essential | 1. Where, having carried out an evaluation under Article 41(1), a Member State finds that although a <u>product subject to this Regulation</u> <del>machinery product</del> is in |                 |

|  | Commission Proposal                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                       | EP Mandate                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                | Council Mandate                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                        | Draft Agreement |
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|  | <p>health and safety requirements set out in Annex III, it poses a risk to the health and safety of persons and, where appropriate, domestic animals or to property and, where applicable, the environment, it shall require the relevant economic operator to take all appropriate measures to ensure that the machinery product concerned, when placed on the market, no longer presents that risk, to withdraw the machinery product from the market or to recall it within a reasonable period which is commensurate with the nature of the risk.</p> | <p>health and safety requirements set out in Annex III, it poses a risk to the health and safety of persons and, where appropriate, domestic animals or to property and, where applicable, the environment, it shall require the relevant economic operator to take all appropriate measures to ensure that the machinery product concerned, when placed on the market, no longer presents that risk, to withdraw the machinery product from the market or to recall it within a reasonable period which is commensurate with the nature of the risk.</p> | <p>compliance with the essential health and safety requirements set out in Annex III, it <del>poses</del> <u>presents</u> a risk <del>to the health and safety of persons and, where appropriate, domestic animals or to property and, where applicable, the environment</del>, it shall require the relevant economic operator to take all appropriate measures to ensure that the <del>machinery</del> product concerned, when placed on the market, no longer presents that risk, to withdraw <del>the machinery</del> <u>that</u> product <del>from the market</del> or to recall it within a reasonable period which is commensurate with the nature of the risk, <u>as it may prescribe</u>.</p> |                 |

|               | Commission Proposal                                                                                                                                                                                                                                       | EP Mandate                                                                                                                                                                                                                                                | Council Mandate                                                                                                                                                                                                                                                      | Draft Agreement |
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| Article 43(2) |                                                                                                                                                                                                                                                           |                                                                                                                                                                                                                                                           |                                                                                                                                                                                                                                                                      |                 |
| 413           | 2. The economic operator shall ensure that corrective action is taken in respect of all the machinery products concerned that the economic operator has made available on the market throughout the Union.                                                | 2. The economic operator shall ensure that corrective action is taken in respect of all the machinery products concerned that the economic operator has made available on the market throughout the Union.                                                | 2. The economic operator shall ensure that corrective action is taken in respect of all the <del>machinery</del> products concerned that the economic operator has made available on the market throughout the Union.                                                |                 |
| Article 43(3) |                                                                                                                                                                                                                                                           |                                                                                                                                                                                                                                                           |                                                                                                                                                                                                                                                                      |                 |
| 414           | 3. The Member State shall immediately inform the Commission and the other Member States. That information shall include all available details, in particular the data necessary for the identification of the machinery product concerned, the origin and | 3. The Member State shall immediately inform the Commission and the other Member States. That information shall include all available details, in particular the data necessary for the identification of the machinery product concerned, the origin and | 3. The Member State shall immediately inform the Commission and the other Member States. That information shall include all available details, in particular the data necessary for the identification of the <del>machinery</del> product concerned, the origin and |                 |



|                                   | Commission Proposal                                                                                                                                                                                                                                                                                                                   | EP Mandate                                                                                                                                                                                                                                                                                                                            | Council Mandate                                                                                                                                                                                                                                                                                                                       | Draft Agreement                                                                                                                                                                                                                                                                                                                       |
|-----------------------------------|---------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|---------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|---------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|---------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
|                                   | the supply chain of the machinery product, the nature of the risk involved and the nature and duration of the national measures taken.                                                                                                                                                                                                | the supply chain of the machinery product, the nature of the risk involved and the nature and duration of the national measures taken.                                                                                                                                                                                                | the supply chain of <del>the machinery</del> <u>that</u> product, the nature of the risk involved and the nature and duration of the national measures taken.                                                                                                                                                                         |                                                                                                                                                                                                                                                                                                                                       |
| Article 43(4), first subparagraph |                                                                                                                                                                                                                                                                                                                                       |                                                                                                                                                                                                                                                                                                                                       |                                                                                                                                                                                                                                                                                                                                       |                                                                                                                                                                                                                                                                                                                                       |
| 415                               | 4. The Commission shall without delay enter into consultation with the Member States and the relevant economic operator or operators and shall evaluate the national measures taken. On the basis of the results of that evaluation, the Commission shall adopt an implementing act in the form of a decision determining whether the | 4. The Commission shall without delay enter into consultation with the Member States and the relevant economic operator or operators and shall evaluate the national measures taken. On the basis of the results of that evaluation, the Commission shall adopt an implementing act in the form of a decision determining whether the | 4. The Commission shall without delay enter into consultation with the Member States and the relevant economic operator or operators and shall evaluate the national measures taken. On the basis of the results of that evaluation, the Commission shall adopt an implementing act in the form of a decision determining whether the | 4. The Commission shall without delay enter into consultation with the Member States and the relevant economic operator or operators and shall evaluate the national measures taken. On the basis of the results of that evaluation, the Commission shall adopt an implementing act in the form of a decision determining whether the |

|                                    | Commission Proposal                                                                                               | EP Mandate                                                                                                        | Council Mandate                                                                                                   | Draft Agreement                                                                                                                       |
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|                                    | national measure is justified or not and, where necessary, order appropriate measures.                            | national measure is justified or not and, where necessary, order appropriate measures.                            | national measure is justified or not and, where necessary, order appropriate measures.                            | national measure is justified or not and, where necessary, order appropriate measures.<br><br>Text Origin:<br>Commission Proposal     |
| Article 43(4), second subparagraph |                                                                                                                   |                                                                                                                   |                                                                                                                   |                                                                                                                                       |
| 416                                | That implementing act shall be adopted in accordance with the examination procedure referred to in Article 46(3). | That implementing act shall be adopted in accordance with the examination procedure referred to in Article 46(3). | That implementing act shall be adopted in accordance with the examination procedure referred to in Article 46(3). | That implementing act shall be adopted in accordance with the examination procedure referred to in Article 46(3).<br><br>Text Origin: |

|                                   | Commission Proposal                                                                                                                                                                                                                                  | EP Mandate                                                                                                                                                                                                                                           | Council Mandate                                                                                                                                                                                                                                      | Draft Agreement                                                                                                                                                                                                                                                                                 |
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|                                   |                                                                                                                                                                                                                                                      |                                                                                                                                                                                                                                                      |                                                                                                                                                                                                                                                      | Commission Proposal                                                                                                                                                                                                                                                                             |
| Article 43(4), third subparagraph |                                                                                                                                                                                                                                                      |                                                                                                                                                                                                                                                      |                                                                                                                                                                                                                                                      |                                                                                                                                                                                                                                                                                                 |
| 417                               | On duly justified imperative grounds of urgency relating to the protection of the health and safety of persons, the Commission shall adopt an immediately applicable implementing act in accordance with the procedure referred to in Article 46(4). | On duly justified imperative grounds of urgency relating to the protection of the health and safety of persons, the Commission shall adopt an immediately applicable implementing act in accordance with the procedure referred to in Article 46(4). | On duly justified imperative grounds of urgency relating to the protection of the health and safety of persons, the Commission shall adopt an immediately applicable implementing act in accordance with the procedure referred to in Article 46(4). | On duly justified imperative grounds of urgency relating to the protection of the health and safety of persons, the Commission shall adopt an immediately applicable implementing act in accordance with the procedure referred to in Article 46(4).<br><br>Text Origin:<br>Commission Proposal |

|               | Commission Proposal                                                                                                                                                | EP Mandate                                                                                                                                                         | Council Mandate                                                                                                                                                    | Draft Agreement                                                                                                                                                                                               |
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| Article 43(5) |                                                                                                                                                                    |                                                                                                                                                                    |                                                                                                                                                                    |                                                                                                                                                                                                               |
| 418           | 5. The Commission shall address its decision to all Member States and shall immediately communicate it to them and to the relevant economic operator or operators. | 5. The Commission shall address its decision to all Member States and shall immediately communicate it to them and to the relevant economic operator or operators. | 5. The Commission shall address its decision to all Member States and shall immediately communicate it to them and to the relevant economic operator or operators. | 5. The Commission shall address its decision to all Member States and shall immediately communicate it to them and to the relevant economic operator or operators.<br><br>Text Origin:<br>Commission Proposal |
| Article 44    |                                                                                                                                                                    |                                                                                                                                                                    |                                                                                                                                                                    |                                                                                                                                                                                                               |
| 419           | Article 44<br><br>Formal non-compliance                                                                                                                            | Article 44<br><br>Formal non-compliance                                                                                                                            | Article 44<br><br>Formal non-compliance                                                                                                                            | Article 44<br><br>Formal non-compliance                                                                                                                                                                       |

|                                  | Commission Proposal                                                                                                                                                                                                             | EP Mandate                                                                                                                                                                                                                      | Council Mandate                                                                                                                                                                                                                                   | Draft Agreement                     |
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|                                  |                                                                                                                                                                                                                                 |                                                                                                                                                                                                                                 |                                                                                                                                                                                                                                                   | Text Origin:<br>Commission Proposal |
| Article 44(1), introductory part |                                                                                                                                                                                                                                 |                                                                                                                                                                                                                                 |                                                                                                                                                                                                                                                   |                                     |
| 420                              | 1. Without prejudice to Article 41, where a Member State makes one of the following findings with regard to a machinery product, it shall require the relevant economic operator to put an end to the non-compliance concerned: | 1. Without prejudice to Article 41, where a Member State makes one of the following findings with regard to a machinery product, it shall require the relevant economic operator to put an end to the non-compliance concerned: | 1. Without prejudice to Article 41, where a Member State makes one of the following findings with regard to a machinery <u>or related</u> product, it shall require the relevant economic operator to put an end to the non-compliance concerned: |                                     |
| Article 44(1), point (a)         |                                                                                                                                                                                                                                 |                                                                                                                                                                                                                                 |                                                                                                                                                                                                                                                   |                                     |
| 421                              | (a) the CE marking has been                                                                                                                                                                                                     | (a) the CE marking has been                                                                                                                                                                                                     | (a) the CE marking has been                                                                                                                                                                                                                       | (a) the CE marking has been         |

|                          | Commission Proposal                                                                                    | EP Mandate                                                                                             | Council Mandate                                                                                        | Draft Agreement                                                                                                                                   |
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|                          | affixed in violation of Article 30 of Regulation (EC) No 765/2008 or of Article 20 of this Regulation; | affixed in violation of Article 30 of Regulation (EC) No 765/2008 or of Article 20 of this Regulation; | affixed in violation of Article 30 of Regulation (EC) No 765/2008 or of Article 20 of this Regulation; | affixed in violation of Article 30 of Regulation (EC) No 765/2008 or of Article 20 of this Regulation;<br><br>Text Origin:<br>Commission Proposal |
| Article 44(1), point (b) |                                                                                                        |                                                                                                        |                                                                                                        |                                                                                                                                                   |
| 422                      | (b) the CE marking has not been affixed;                                                               | (b) the CE marking has not been affixed;                                                               | (b) the CE marking has not been affixed;                                                               | (b) the CE marking has not been affixed;<br><br>Text Origin:<br>Commission Proposal                                                               |

|                          | Commission Proposal                                                                                                                                                 | EP Mandate                                                                                                                                                          | Council Mandate                                                                                                                                                     | Draft Agreement                                                                                                                                                                                                |
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| Article 44(1), point (c) |                                                                                                                                                                     |                                                                                                                                                                     |                                                                                                                                                                     |                                                                                                                                                                                                                |
| 423                      | (c) the identification number of the notified body involved in the production control phase has been affixed in violation of Article 20(3) or has not been affixed; | (c) the identification number of the notified body involved in the production control phase has been affixed in violation of Article 20(3) or has not been affixed; | (c) the identification number of the notified body involved in the production control phase has been affixed in violation of Article 20(3) or has not been affixed; | (c) the identification number of the notified body involved in the production control phase has been affixed in violation of Article 20(3) or has not been affixed;<br><br>Text Origin:<br>Commission Proposal |
| Article 44(1), point (d) |                                                                                                                                                                     |                                                                                                                                                                     |                                                                                                                                                                     |                                                                                                                                                                                                                |
| 424                      | (d) the EU declaration of conformity has not been drawn up or has not been drawn up correctly;                                                                      | (d) the EU declaration of conformity has not been drawn up or has not been drawn up correctly;                                                                      | (d) the EU declaration of conformity has not been drawn up or has not been drawn up correctly;                                                                      | (d) the EU declaration of conformity has not been drawn up or has not been drawn up correctly;                                                                                                                 |

|                          | Commission Proposal                                                      | EP Mandate                                                               | Council Mandate                                                          | Draft Agreement                                                                                                     |
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|                          |                                                                          |                                                                          |                                                                          | Text Origin:<br>Commission Proposal                                                                                 |
| Article 44(1), point (e) |                                                                          |                                                                          |                                                                          |                                                                                                                     |
| 425                      | (e) the technical documentation is either not available or not complete; | (e) the technical documentation is either not available or not complete; | (e) the technical documentation is either not available or not complete; | (e) the technical documentation is either not available or not complete;<br><br>Text Origin:<br>Commission Proposal |
| Article 44(1), point (f) |                                                                          |                                                                          |                                                                          |                                                                                                                     |
| 426                      | (f) the information referred to in Article 10(6) or Article 12(3) is     | (f) the information referred to in Article 10(6) or Article 12(3) is     | (f) the information referred to in Article 10(6) or Article 12(3) is     | (f) the information referred to in Article 10(6) or Article 12(3) is                                                |



|                                   | Commission Proposal                                                                                 | EP Mandate                                                                                          | Council Mandate                                                                                     | Draft Agreement                                                                                                                                |
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|                                   | absent, false or incomplete;                                                                        | absent, false or incomplete;                                                                        | absent, false or incomplete;                                                                        | absent, false or incomplete;<br><br>Text Origin:<br>Commission Proposal                                                                        |
| Article 44(1), point (g)          |                                                                                                     |                                                                                                     |                                                                                                     |                                                                                                                                                |
| 427                               | (g) any other administrative requirement provided for in Article 10 or Article 12 is not fulfilled. | (g) any other administrative requirement provided for in Article 10 or Article 12 is not fulfilled. | (g) any other administrative requirement provided for in Article 10 or Article 12 is not fulfilled. | (g) any other administrative requirement provided for in Article 10 or Article 12 is not fulfilled.<br><br>Text Origin:<br>Commission Proposal |
| Article 44(1a), introductory part |                                                                                                     |                                                                                                     |                                                                                                     |                                                                                                                                                |

|                           | Commission Proposal | EP Mandate | Council Mandate                                                                                                                                                                                                                                | Draft Agreement |
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| Y                         | 427a                |            | <u>1a. Without prejudice to Article 41, where a Member State makes one of the following findings with regard to partly completed machinery, it shall require the relevant economic operator to put an end to the non-compliance concerned:</u> | Y               |
| Article 44(1a), point (a) |                     |            |                                                                                                                                                                                                                                                |                 |
| Y                         | 427b                |            | <u>(a) the EU declaration of incorporation has not been drawn up or has not been drawn up correctly;</u>                                                                                                                                       | Y               |
| Article 44(1a), point (b) |                     |            |                                                                                                                                                                                                                                                |                 |

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| Y                         | 427c                |            | <u>(b) the technical documentation is either not available or not complete;</u>                               | Y               |
| Article 44(1a), point (c) |                     |            |                                                                                                               |                 |
| Y                         | 427d                |            | <u>(c) the information referred to in Article 10a(5) or Article 12a(3) is absent, false or incomplete;</u>    | Y               |
| Article 44(1a), point (d) |                     |            |                                                                                                               |                 |
| Y                         | 427e                |            | <u>(d) any other administrative requirement provided for in Article 10a or Article 12a is not fulfilled."</u> | Y               |

|               | Commission Proposal                                                                                                                                                                                                                                                          | EP Mandate                                                                                                                                                                                                                                                                   | Council Mandate                                                                                                                                                                                                                                                                                                                                            | Draft Agreement                         |
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| Article 44(2) |                                                                                                                                                                                                                                                                              |                                                                                                                                                                                                                                                                              |                                                                                                                                                                                                                                                                                                                                                            |                                         |
| 428           | 2. Where the non-compliance referred to in paragraph 1 persists, the Member State concerned shall take all appropriate measures to restrict or prohibit the machinery product being made available on the market or ensure that it is recalled or withdrawn from the market. | 2. Where the non-compliance referred to in paragraph 1 persists, the Member State concerned shall take all appropriate measures to restrict or prohibit the machinery product being made available on the market or ensure that it is recalled or withdrawn from the market. | 2. Where the non-compliance referred to in paragraph 1 <u>and 1a)</u> persists, the Member State concerned shall take all appropriate measures to restrict or prohibit the <u>concerned product subject to this Regulation</u> <del>machinery product</del> being made available on the market or ensure that it is recalled or withdrawn from the market. |                                         |
| CHAPTER VII   |                                                                                                                                                                                                                                                                              |                                                                                                                                                                                                                                                                              |                                                                                                                                                                                                                                                                                                                                                            |                                         |
| 429           | CHAPTER VII<br><br>DELEGATED POWERS AND                                                                                                                                                                                                                                      | CHAPTER VII<br><br>DELEGATED POWERS AND                                                                                                                                                                                                                                      | CHAPTER VII<br><br>DELEGATED POWERS AND                                                                                                                                                                                                                                                                                                                    | CHAPTER VII<br><br>DELEGATED POWERS AND |

|               | Commission Proposal                          | EP Mandate                                   | Council Mandate                              | Draft Agreement                                                                         |
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|               | COMMITTEE PROCEDURE                          | COMMITTEE PROCEDURE                          | COMMITTEE PROCEDURE                          | COMMITTEE PROCEDURE<br><br>Text Origin:<br>Commission Proposal                          |
| Article 45    |                                              |                                              |                                              |                                                                                         |
| 430           | Article 45<br><br>Exercise of the delegation | Article 45<br><br>Exercise of the delegation | Article 45<br><br>Exercise of the delegation | Article 45<br><br>Exercise of the delegation<br><br>Text Origin:<br>Commission Proposal |
| Article 45(1) |                                              |                                              |                                              |                                                                                         |

|               | Commission Proposal | EP Mandate                                                                                                                                                                                                                                   | Council Mandate                                                                                                                                                                                                                                        | Draft Agreement                                                                                                                                                                                                                              |
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| G             | 431                 | 1. The power to adopt delegated acts is conferred on the Commission subject to the conditions laid down in this Article.                                                                                                                     | 1. The power to adopt delegated acts is conferred on the Commission subject to the conditions laid down in this Article.                                                                                                                               | 1. The power to adopt delegated acts is conferred on the Commission subject to the conditions laid down in this Article.<br><br>Text Origin:<br>Commission Proposal                                                                          |
| Article 45(2) |                     |                                                                                                                                                                                                                                              |                                                                                                                                                                                                                                                        |                                                                                                                                                                                                                                              |
| R             | 432                 | 2. The power to adopt delegated acts referred to in Articles 5(2) and 6(2) shall be conferred on the Commission for a period of five years from ... [the date of entry into force of this Regulation]. The Commission shall draw up a report | 2. The power to adopt delegated acts referred to in Articles 5(2) and <u>5(4a)</u> and 6(2) shall be conferred on the Commission for a period of five years from ... [the date of entry into force of this Regulation]. The Commission shall draw up a | 2. The power to adopt delegated acts referred to in Articles 5(2) and 6(2) shall be conferred on the Commission for a period of five years from ... [the date of entry into force of this Regulation]. The Commission shall draw up a report |

|               | Commission Proposal                                                                                                                                                                                                                                                                                                              | EP Mandate                                                                                                                                                                                                                                                                                                                              | Council Mandate                                                                                                                                                                                                                                                                                                                  | Draft Agreement                                                                                                                                                                                                                 |
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|               | in respect of the delegation of power not later than nine months before the end of the five-year period. The delegation of power shall be tacitly extended for periods of an identical duration, unless the European Parliament or the Council opposes such extension not later than three months before the end of each period. | report in respect of the delegation of power not later than nine months before the end of the five-year period. The delegation of power shall be tacitly extended for periods of an identical duration, unless the European Parliament or the Council opposes such extension not later than three months before the end of each period. | in respect of the delegation of power not later than nine months before the end of the five-year period. The delegation of power shall be tacitly extended for periods of an identical duration, unless the European Parliament or the Council opposes such extension not later than three months before the end of each period. |                                                                                                                                                                                                                                 |
| Article 45(3) |                                                                                                                                                                                                                                                                                                                                  |                                                                                                                                                                                                                                                                                                                                         |                                                                                                                                                                                                                                                                                                                                  |                                                                                                                                                                                                                                 |
| 433           | 3. Before adopting a delegated act, the Commission shall consult experts designated by each Member State in accordance with the principles laid down in the Interinstitutional Agreement of 13 April 2016 on Better Law-Making.                                                                                                  | 3. Before adopting a delegated act, the Commission shall consult experts designated by each Member State in accordance with the principles laid down in the Interinstitutional Agreement of 13 April 2016 on Better Law-Making.                                                                                                         | 3. Before adopting a delegated act, the Commission shall consult experts designated by each Member State in accordance with the principles laid down in the Interinstitutional Agreement of 13 April 2016 on Better Law-Making.                                                                                                  | 3. Before adopting a delegated act, the Commission shall consult experts designated by each Member State in accordance with the principles laid down in the Interinstitutional Agreement of 13 April 2016 on Better Law-Making. |

|               | Commission Proposal                                                                                                                                                                                                                                                                                                                                                                 | EP Mandate                                                                                                                                                                                                                                                                                                                                                                                 | Council Mandate                                                                                                                                                                                                                                                                                                                                                                     | Draft Agreement                     |
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|               |                                                                                                                                                                                                                                                                                                                                                                                     |                                                                                                                                                                                                                                                                                                                                                                                            |                                                                                                                                                                                                                                                                                                                                                                                     | Text Origin:<br>Commission Proposal |
| Article 45(4) |                                                                                                                                                                                                                                                                                                                                                                                     |                                                                                                                                                                                                                                                                                                                                                                                            |                                                                                                                                                                                                                                                                                                                                                                                     |                                     |
| 434           | 4. The delegation of powers referred to in Articles 5(2) and 6(2) may be revoked at any time by the European Parliament or by the Council. A decision to revoke shall put an end to the delegation of the power specified in that decision. It shall take effect the day following the publication of the decision in the Official Journal of the European Union or at a later date | 4. The delegation of powers referred to in Articles 5(2), <a href="#">5(4a)</a> and 6(2) may be revoked at any time by the European Parliament or by the Council. A decision to revoke shall put an end to the delegation of the power specified in that decision. It shall take effect the day following the publication of the decision in the Official Journal of the European Union or | 4. The delegation of powers referred to in Articles 5(2) and 6(2) may be revoked at any time by the European Parliament or by the Council. A decision to revoke shall put an end to the delegation of the power specified in that decision. It shall take effect the day following the publication of the decision in the Official Journal of the European Union or at a later date |                                     |



|               | Commission Proposal                                                                                                                   | EP Mandate                                                                                                                            | Council Mandate                                                                                                                       | Draft Agreement                                                                                                                                                                  |
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|               | specified therein. It shall not affect the validity of any delegated acts already in force.                                           | at a later date specified therein. It shall not affect the validity of any delegated acts already in force.                           | specified therein. It shall not affect the validity of any delegated acts already in force.                                           |                                                                                                                                                                                  |
| Article 45(5) |                                                                                                                                       |                                                                                                                                       |                                                                                                                                       |                                                                                                                                                                                  |
| 435           | 5. As soon as it adopts a delegated act, the Commission shall notify it simultaneously to the European Parliament and to the Council. | 5. As soon as it adopts a delegated act, the Commission shall notify it simultaneously to the European Parliament and to the Council. | 5. As soon as it adopts a delegated act, the Commission shall notify it simultaneously to the European Parliament and to the Council. | 5. As soon as it adopts a delegated act, the Commission shall notify it simultaneously to the European Parliament and to the Council.<br><br>Text Origin:<br>Commission Proposal |
| Article 45(6) |                                                                                                                                       |                                                                                                                                       |                                                                                                                                       |                                                                                                                                                                                  |

|            | Commission Proposal                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                 | EP Mandate                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                 | Council Mandate                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                     | Draft Agreement |
|------------|-----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|-----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|-----------------|
| 436        | <p>6. A delegated act adopted pursuant to Articles 5(2) and 6(2) shall enter into force only if no objection has been expressed either by the European Parliament or the Council within a period of two months of notification of that act to the European Parliament and the Council or if, before the expiry of that period, the European Parliament and the Council have both informed the Commission that they will not object. That period shall be extended by two months at the initiative of the European Parliament or of the Council.</p> | <p>6. A delegated act adopted pursuant to Articles 5(2), <a href="#">5(4a)</a> and 6(2) shall enter into force only if no objection has been expressed either by the European Parliament or the Council within a period of two months of notification of that act to the European Parliament and the Council or if, before the expiry of that period, the European Parliament and the Council have both informed the Commission that they will not object. That period shall be extended by two months at the initiative of the European Parliament or of the Council.</p> | <p>6. A delegated act adopted pursuant to Articles 5(2) and 6(2) shall enter into force only if no objection has been expressed either by the European Parliament or the Council within a period of two months of notification of that act to the European Parliament and the Council or if, before the expiry of that period, the European Parliament and the Council have both informed the Commission that they will not object. That period shall be extended by two months at the initiative of the European Parliament or of the Council.</p> |                 |
| Article 46 |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                     |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                            |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                     |                 |

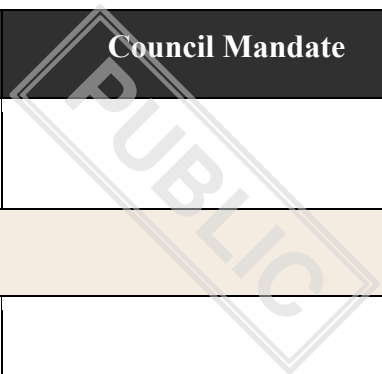
|               | Commission Proposal                                                                                                                        | EP Mandate                                                                                                                                 | Council Mandate                                                                                                                            | Draft Agreement                                                                                                                                                                       |
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| 437           | Article 46<br><br>Committee procedure                                                                                                      | Article 46<br><br>Committee procedure                                                                                                      | Article 46<br><br>Committee procedure                                                                                                      | Article 46<br><br>Committee procedure<br><br>Text Origin:<br>Commission Proposal                                                                                                      |
| Article 46(1) |                                                                                                                                            |                                                                                                                                            |                                                                                                                                            |                                                                                                                                                                                       |
| 438           | 1. The Commission shall be assisted by a committee. That committee shall be a committee within the meaning of Regulation (EU) No 182/2011. | 1. The Commission shall be assisted by a committee. That committee shall be a committee within the meaning of Regulation (EU) No 182/2011. | 1. The Commission shall be assisted by a committee. That committee shall be a committee within the meaning of Regulation (EU) No 182/2011. | 1. The Commission shall be assisted by a committee. That committee shall be a committee within the meaning of Regulation (EU) No 182/2011.<br><br>Text Origin:<br>Commission Proposal |

|               | Commission Proposal                                                                                 | EP Mandate                                                                                          | Council Mandate                                                                                     | Draft Agreement                                                                                                                                |
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|               |                                                                                                     |                                                                                                     |                                                                                                     |                                                                                                                                                |
| Article 46(2) |                                                                                                     |                                                                                                     |                                                                                                     |                                                                                                                                                |
| 439           | 2. Where reference is made to this paragraph, Article 4 of Regulation (EU) No 182/2011 shall apply. | 2. Where reference is made to this paragraph, Article 4 of Regulation (EU) No 182/2011 shall apply. | 2. Where reference is made to this paragraph, Article 4 of Regulation (EU) No 182/2011 shall apply. | 2. Where reference is made to this paragraph, Article 4 of Regulation (EU) No 182/2011 shall apply.<br><br>Text Origin:<br>Commission Proposal |
| Article 46(3) |                                                                                                     |                                                                                                     |                                                                                                     |                                                                                                                                                |
| 440           | 3. Where reference is made to this paragraph, Article 5 of Regulation (EU) No 182/2011 shall apply. | 3. Where reference is made to this paragraph, Article 5 of Regulation (EU) No 182/2011 shall apply. | 3. Where reference is made to this paragraph, Article 5 of Regulation (EU) No 182/2011 shall apply. | 3. Where reference is made to this paragraph, Article 5 of Regulation (EU) No 182/2011 shall apply.                                            |

|                | Commission Proposal                | EP Mandate                         | Council Mandate                                                                                                                                                                                        | Draft Agreement                     |
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|                |                                    |                                    |                                                                                                                                                                                                        | Text Origin:<br>Commission Proposal |
| Article 46(3a) |                                    |                                    |                                                                                                                                                                                                        |                                     |
| Y              | 440a                               |                                    | <p><u>Where the committee delivers no opinion, the Commission shall not adopt the draft implementing act and the third subparagraph of Article 5(4) of Regulation (EU) No 182/2011 shall apply</u></p> | Y                                   |
| Article 46(4)  |                                    |                                    |                                                                                                                                                                                                        |                                     |
| G              | 441                                |                                    |                                                                                                                                                                                                        |                                     |
|                | 4. Where reference is made to this | 4. Where reference is made to this | 4. Where reference is made to this                                                                                                                                                                     | 4. Where reference is made to this  |

|                                  | Commission Proposal                                                                                                                                                                           | EP Mandate                                                                                                                                                                                    | Council Mandate                                                                                                                                                                               | Draft Agreement                                                                                                                                                                               |
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|                                  | paragraph, Article 8 of Regulation (EU) No 182/2011, in conjunction with Article 5 thereof, shall apply.                                                                                      | paragraph, Article 8 of Regulation (EU) No 182/2011, in conjunction with Article 5 thereof, shall apply.                                                                                      | paragraph, Article 8 of Regulation (EU) No 182/2011, in conjunction with Article 5 thereof, shall apply.                                                                                      | paragraph, Article 8 of Regulation (EU) No 182/2011, in conjunction with Article 5 thereof, shall apply.<br><br>Text Origin:<br>Commission Proposal                                           |
| Article 46(5), introductory part |                                                                                                                                                                                               |                                                                                                                                                                                               |                                                                                                                                                                                               |                                                                                                                                                                                               |
| 442                              | 5. The committee shall be consulted by the Commission on any matter for which consultation of sectoral experts is required by Regulation (EU) No 1025/2012 or by any other Union legislation. | 5. The committee shall be consulted by the Commission on any matter for which consultation of sectoral experts is required by Regulation (EU) No 1025/2012 or by any other Union legislation. | 5. The committee shall be consulted by the Commission on any matter for which consultation of sectoral experts is required by Regulation (EU) No 1025/2012 or by any other Union legislation. | 5. The committee shall be consulted by the Commission on any matter for which consultation of sectoral experts is required by Regulation (EU) No 1025/2012 or by any other Union legislation. |

|                                | Commission Proposal                                                                                                                                                                                                 | EP Mandate                                                                                                                                                                                                          | Council Mandate                                                                                                                                                                                                     | Draft Agreement                                                                                                                                                                                                                                                |
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|                                |                                                                                                                                                                                                                     |                                                                                                                                                                                                                     |                                                                                                                                                                                                                     | Text Origin:<br>Commission Proposal                                                                                                                                                                                                                            |
| Article 46(5), first paragraph |                                                                                                                                                                                                                     |                                                                                                                                                                                                                     |                                                                                                                                                                                                                     |                                                                                                                                                                                                                                                                |
| 443                            | The committee may furthermore examine any other matter concerning the application of this Regulation raised either by its chair or by a representative of a Member State in accordance with its rules of procedure. | The committee may furthermore examine any other matter concerning the application of this Regulation raised either by its chair or by a representative of a Member State in accordance with its rules of procedure. | The committee may furthermore examine any other matter concerning the application of this Regulation raised either by its chair or by a representative of a Member State in accordance with its rules of procedure. | The committee may furthermore examine any other matter concerning the application of this Regulation raised either by its chair or by a representative of a Member State in accordance with its rules of procedure.<br><br>Text Origin:<br>Commission Proposal |



|              | Commission Proposal                                  | EP Mandate                                           | Council Mandate                                      | Draft Agreement                                                                                 |
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|              |                                                      |                                                      |                                                      |                                                                                                 |
| CHAPTER VIII |                                                      |                                                      |                                                      |                                                                                                 |
| 444          | CHAPTER VIII<br><br>CONFIDENTIALITY AND<br>PENALTIES | CHAPTER VIII<br><br>CONFIDENTIALITY AND<br>PENALTIES | CHAPTER VIII<br><br>CONFIDENTIALITY AND<br>PENALTIES | CHAPTER VIII<br><br>CONFIDENTIALITY AND<br>PENALTIES<br><br>Text Origin:<br>Commission Proposal |
| Article 47   |                                                      |                                                      |                                                      |                                                                                                 |
| 445          | Article 47<br><br>Confidentiality                    | Article 47<br><br>Confidentiality                    | Article 47<br><br>Confidentiality                    | Article 47<br><br>Confidentiality                                                               |



|                                  | Commission Proposal                                                                                                                                             | EP Mandate                                                                                                                                                      | Council Mandate                                                                                                                                                                                                                                                                 | Draft Agreement                     |
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|                                  |                                                                                                                                                                 |                                                                                                                                                                 |                                                                                                                                                                                                                                                                                 | Text Origin:<br>Commission Proposal |
| Article 47(1), introductory part |                                                                                                                                                                 |                                                                                                                                                                 |                                                                                                                                                                                                                                                                                 |                                     |
| 446                              | 1. All parties shall respect the confidentiality of the following information and data obtained in carrying out their tasks in accordance with this Regulation: | 1. All parties shall respect the confidentiality of the following information and data obtained in carrying out their tasks in accordance with this Regulation: | 1. <u>Without prejudice to existing national provisions and practices in the Member States on confidentiality,</u> all parties shall respect the confidentiality of the following information and data obtained in carrying out their tasks in accordance with this Regulation: |                                     |
| Article 47(1), point (a)         |                                                                                                                                                                 |                                                                                                                                                                 |                                                                                                                                                                                                                                                                                 |                                     |

|                          | Commission Proposal                                                                                                                                                            | EP Mandate                                                                                                                                                                     | Council Mandate                                                                                                                                                                | Draft Agreement                                                                                                                                                                                                           |
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| 447                      | (a) personal data;                                                                                                                                                             | (a) personal data;                                                                                                                                                             | (a) personal data;                                                                                                                                                             | (a) personal data;<br><br>Text Origin:<br>Commission Proposal                                                                                                                                                             |
| Article 47(1), point (b) |                                                                                                                                                                                |                                                                                                                                                                                |                                                                                                                                                                                |                                                                                                                                                                                                                           |
| 448                      | (b) commercially confidential information and trade secrets of a natural or legal person, including intellectual property rights, unless disclosure is in the public interest. | (b) commercially confidential information and trade secrets of a natural or legal person, including intellectual property rights, unless disclosure is in the public interest. | (b) commercially confidential information and trade secrets of a natural or legal person, including intellectual property rights, unless disclosure is in the public interest. | (b) commercially confidential information and trade secrets of a natural or legal person, including intellectual property rights, unless disclosure is in the public interest.<br><br>Text Origin:<br>Commission Proposal |

|               | Commission Proposal                                                                                                                                                                                                                                                                             | EP Mandate                                                                                                                                                                                                                                                                                      | Council Mandate                                                                                                                                                                                                                                                                                 | Draft Agreement                                                                                                                                                                                                                                                                                                                            |
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| Article 47(2) |                                                                                                                                                                                                                                                                                                 |                                                                                                                                                                                                                                                                                                 |                                                                                                                                                                                                                                                                                                 |                                                                                                                                                                                                                                                                                                                                            |
| 449           | 2. Without prejudice to paragraph 1, information exchanged on a confidential basis between the competent national authorities and between competent national authorities and the Commission shall not be disclosed without the prior agreement of the originating competent national authority. | 2. Without prejudice to paragraph 1, information exchanged on a confidential basis between the competent national authorities and between competent national authorities and the Commission shall not be disclosed without the prior agreement of the originating competent national authority. | 2. Without prejudice to paragraph 1, information exchanged on a confidential basis between the competent national authorities and between competent national authorities and the Commission shall not be disclosed without the prior agreement of the originating competent national authority. | 2. Without prejudice to paragraph 1, information exchanged on a confidential basis between the competent national authorities and between competent national authorities and the Commission shall not be disclosed without the prior agreement of the originating competent national authority.<br><br>Text Origin:<br>Commission Proposal |
| Article 47(3) |                                                                                                                                                                                                                                                                                                 |                                                                                                                                                                                                                                                                                                 |                                                                                                                                                                                                                                                                                                 |                                                                                                                                                                                                                                                                                                                                            |
| 450           | 3. Paragraphs 1 and 2 shall not                                                                                                                                                                                                                                                                 | 3. Paragraphs 1 and 2 shall not                                                                                                                                                                                                                                                                 | 3. Paragraphs 1 and 2 shall not                                                                                                                                                                                                                                                                 | 3. Paragraphs 1 and 2 shall not                                                                                                                                                                                                                                                                                                            |

|               | Commission Proposal                                                                                                                                                                                                                                          | EP Mandate                                                                                                                                                                                                                                                   | Council Mandate                                                                                                                                                                                                                                              | Draft Agreement                                                                                                                                                                                                                                                                                         |
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|               | affect the rights and obligations of the Commission, Member States and notified bodies with regard to the exchange of information and the dissemination of warnings, nor the obligations of the persons concerned to provide information under criminal law. | affect the rights and obligations of the Commission, Member States and notified bodies with regard to the exchange of information and the dissemination of warnings, nor the obligations of the persons concerned to provide information under criminal law. | affect the rights and obligations of the Commission, Member States and notified bodies with regard to the exchange of information and the dissemination of warnings, nor the obligations of the persons concerned to provide information under criminal law. | affect the rights and obligations of the Commission, Member States and notified bodies with regard to the exchange of information and the dissemination of warnings, nor the obligations of the persons concerned to provide information under criminal law.<br><br>Text Origin:<br>Commission Proposal |
| Article 47(4) |                                                                                                                                                                                                                                                              |                                                                                                                                                                                                                                                              |                                                                                                                                                                                                                                                              |                                                                                                                                                                                                                                                                                                         |
| 451           | 4. The Commission and Member States may exchange confidential information with regulatory                                                                                                                                                                    | 4. The Commission and Member States may exchange confidential information with regulatory                                                                                                                                                                    | 4. The Commission and Member States may exchange confidential information with regulatory                                                                                                                                                                    |                                                                                                                                                                                                                                                                                                         |

|            | Commission Proposal                                                                                                   | EP Mandate                                                                                                            | Council Mandate                                                                                                                                                                                                                                        | Draft Agreement                                                            |
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|            | authorities of third countries with which they have concluded bilateral or multilateral confidentiality arrangements. | authorities of third countries with which they have concluded bilateral or multilateral confidentiality arrangements. | authorities of third countries with which they have concluded bilateral or multilateral confidentiality arrangements <u>when these agreements and arrangements ensure that any exchange of information is in accordance with applicable Union law.</u> |                                                                            |
| Article 48 |                                                                                                                       |                                                                                                                       |                                                                                                                                                                                                                                                        |                                                                            |
| 452        | Article 48<br><br>Penalties                                                                                           | Article 48<br><br>Penalties                                                                                           | Article 48<br><br>Penalties                                                                                                                                                                                                                            | Article 48<br><br>Penalties<br><br><br>Text Origin:<br>Commission Proposal |

|               | Commission Proposal                                                                                                                                                                                                                                                                                                                           | EP Mandate                                                                                                                                                                                                                                                                                                                                    | Council Mandate                                                                                                                                                                                                                                                                                                                                                              | Draft Agreement |
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|               |                                                                                                                                                                                                                                                                                                                                               |                                                                                                                                                                                                                                                                                                                                               |                                                                                                                                                                                                                                                                                                                                                                              |                 |
| Article 48(1) |                                                                                                                                                                                                                                                                                                                                               |                                                                                                                                                                                                                                                                                                                                               |                                                                                                                                                                                                                                                                                                                                                                              |                 |
| 453           | 1. Member States shall lay down the rules on penalties applicable to infringements by economic operators of this Regulation and shall take all measures necessary to ensure that they are enforced. The penalties provided for shall be effective, proportionate and dissuasive and may include criminal penalties for serious infringements. | 1. Member States shall lay down the rules on penalties applicable to infringements by economic operators of this Regulation and shall take all measures necessary to ensure that they are enforced. The penalties provided for shall be effective, proportionate and dissuasive and may include criminal penalties for serious infringements. | 1. Member States shall lay down the rules on penalties applicable to infringements by economic operators of this Regulation and shall take all measures necessary to ensure that they are <del>enforced</del> <u>implemented</u> . The penalties provided for shall be effective, proportionate and dissuasive and may include criminal penalties for serious infringements. |                 |
| Article 48(2) |                                                                                                                                                                                                                                                                                                                                               |                                                                                                                                                                                                                                                                                                                                               |                                                                                                                                                                                                                                                                                                                                                                              |                 |

|            | Commission Proposal | EP Mandate                                                                                                                                                                                                                            | Council Mandate                                                                                                                                                                                                                                                                                                                    | Draft Agreement                                 |
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| R          | 454                 | 2. Member States shall notify those rules and those measures to the Commission by ... [24 months after the date of entry into force of this Regulation] and shall notify it without delay of any subsequent amendment affecting them. | 2. Member States shall <del>notify those rules and those measures to the Commission by ... [24, by ... ]35</del> months after the date of entry into force of this Regulation], <u>notify the Commission of those rules and of those measures to</u> and shall notify it without delay of any subsequent amendment affecting them. |                                                 |
| CHAPTER IX |                     |                                                                                                                                                                                                                                       |                                                                                                                                                                                                                                                                                                                                    |                                                 |
| G          | 455                 | CHAPTER IX<br>TRANSITIONAL AND FINAL PROVISIONS                                                                                                                                                                                       | CHAPTER IX<br>TRANSITIONAL AND FINAL PROVISIONS                                                                                                                                                                                                                                                                                    | CHAPTER IX<br>TRANSITIONAL AND FINAL PROVISIONS |

|                                  | Commission Proposal        | EP Mandate                 | Council Mandate            | Draft Agreement                                                          |
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|                                  |                            |                            |                            | Text Origin:<br>Commission Proposal                                      |
| Article 49                       |                            |                            |                            |                                                                          |
| 456                              | Article 49<br><br>Repeals  | Article 49<br><br>Repeals  | Article 49<br><br>Repeals  | Article 49<br><br>Repeals<br><br><br>Text Origin:<br>Commission Proposal |
| Article 49(1), introductory part |                            |                            |                            |                                                                          |
| 457                              | 1. Directive 73/361/EEC is | 1. Directive 73/361/EEC is | 1. Directive 73/361/EEC is | 1. Directive 73/361/EEC is                                               |



|                                | Commission Proposal                                                                                  | EP Mandate                                                                                           | Council Mandate                                                                                      | Draft Agreement                                                                                                                                 |
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|                                | repealed.                                                                                            | repealed.                                                                                            | repealed.                                                                                            | repealed.<br><br>Text Origin:<br>Commission Proposal                                                                                            |
| Article 49(1), first paragraph |                                                                                                      |                                                                                                      |                                                                                                      |                                                                                                                                                 |
| 458                            | References to the repealed Directive 73/361/EEC shall be construed as references to this Regulation. | References to the repealed Directive 73/361/EEC shall be construed as references to this Regulation. | References to the repealed Directive 73/361/EEC shall be construed as references to this Regulation. | References to the repealed Directive 73/361/EEC shall be construed as references to this Regulation.<br><br>Text Origin:<br>Commission Proposal |

|                                  | Commission Proposal                                                                                                                                                         | EP Mandate                                                                                                                                                                  | Council Mandate                                                                                                                                                             | Draft Agreement                                                                                                                                                             |
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|                                  |                                                                                                                                                                             |                                                                                                                                                                             |                                                                                                                                                                             |                                                                                                                                                                             |
| Article 49(2), introductory part |                                                                                                                                                                             |                                                                                                                                                                             |                                                                                                                                                                             |                                                                                                                                                                             |
| R 459                            | 2. Directive 2006/42/EC is repealed with effect from ... [30 months after the date of entry into force of this Regulation].                                                 | 2. Directive 2006/42/EC is repealed with effect from ... [ <del>30</del> 48 months after the date of entry into force of this Regulation].                                  | 2. Directive 2006/42/EC is repealed with effect from ... [ <del>30</del> 36 months after the date of entry into force of this Regulation].                                  |                                                                                                                                                                             |
| Article 49(2), first paragraph   |                                                                                                                                                                             |                                                                                                                                                                             |                                                                                                                                                                             |                                                                                                                                                                             |
| G 460                            | References to the repealed Directive 2006/42/EC shall be construed as references to this Regulation and shall be read in accordance with the correlation table in Annex XI. | References to the repealed Directive 2006/42/EC shall be construed as references to this Regulation and shall be read in accordance with the correlation table in Annex XI. | References to the repealed Directive 2006/42/EC shall be construed as references to this Regulation and shall be read in accordance with the correlation table in Annex XI. | References to the repealed Directive 2006/42/EC shall be construed as references to this Regulation and shall be read in accordance with the correlation table in Annex XI. |

|               | Commission Proposal                   | EP Mandate                                      | Council Mandate                                 | Draft Agreement                                                                  |
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|               |                                       |                                                 |                                                 | Text Origin:<br>Commission Proposal                                              |
| Article 50    |                                       |                                                 |                                                 |                                                                                  |
| 461           | Article 50<br>Transitional provisions | Article 50<br>Transitional provisions           | Article 50<br>Transitional provisions           | Article 50<br>Transitional provisions<br><br>Text Origin:<br>Commission Proposal |
| Article 50(1) |                                       |                                                 |                                                 |                                                                                  |
| 462           | 1. Member States shall not until ...  | 1. Member States shall not <del>until</del> ... | 1. Member States shall not <del>until</del> ... |                                                                                  |

|  | Commission Proposal                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                     | EP Mandate                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                     | Council Mandate                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                | Draft Agreement |
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|  | <p>[42 months after the date of entry into force of this Regulation]</p> <p>impede the making available on the market of machinery which was placed on the market in conformity with Directive 2006/42/EC before ... [the date of entry into force of this Regulation]. However, Chapter VI of this Regulation shall apply mutatis mutandis to such machinery instead of Article 11 of that Directive, including machinery for which a procedure has already been initiated under Article 11 of Directive 2006/42/EC as from ... [the date of entry into force of this Regulation].</p> | <p><del>[42 months after the date of entry into force of this Regulation]</del></p> <p>impede the making available on the market of machinery which was placed on the market in conformity with Directive 2006/42/EC before ... [the date of <del>entry into</del> <u>force application</u> of this Regulation]. However, Chapter VI of this Regulation shall apply mutatis mutandis to such machinery instead of Article 11 of that Directive, including machinery for which a procedure has already been initiated under Article 11 of Directive 2006/42/EC as from ... [the date of <del>entry into</del> <u>force application</u> of this Regulation].</p> | <p><del>[42 months after the date of entry into force of this Regulation]</del></p> <p><del>impede the making available on the market of machinery</del> <u>impede the making available on the market of products covered by Directive 2006/42/EC which are in conformity with Directive 2006/42/EC and</u> which <del>was</del> <u>were</u> placed on the market <del>in conformity with Directive 2006/42/EC</del> before ... [<u>the date of application of this Regulation</u> <del>the date of entry into force of this Regulation</del>]. However, Chapter VI of this Regulation shall apply <u>mutatis mutandis</u> <del>mutatis mutandis</del> to such machinery instead of Article 11 of that Directive, including machinery for which a procedure has already been initiated under Article 11 of</p> |                 |

|               | Commission Proposal                                                                                                                                                                                                                                          | EP Mandate                                                                                                                                                                                                                                                               | Council Mandate                                                                                                                                                                                                                                                                                                                                                | Draft Agreement |
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|               |                                                                                                                                                                                                                                                              |                                                                                                                                                                                                                                                                          | Directive 2006/42/EC as from ...<br><u>[the date of entry into force of this Regulation]</u><br><del>the date of entry into force of this Regulation</del> .                                                                                                                                                                                                   |                 |
| Article 50(2) |                                                                                                                                                                                                                                                              |                                                                                                                                                                                                                                                                          |                                                                                                                                                                                                                                                                                                                                                                |                 |
| 463           | 2. EC type-examination certificates and approval decisions issued in accordance with Article 14 of Directive 2006/42/EC shall remain valid until ... [42 months after the date of entry into force of this Regulation], unless they expire before that date. | 2. EC type-examination certificates and approval decisions issued in accordance with Article 14 of Directive 2006/42/EC shall remain valid until ... <del>[42 months after the date of entry into force of this Regulation]</del> , unless they expire before that date. | 2. EC type-examination certificates and approval decisions issued in accordance with Article <del>14</del> <u>12</u> of Directive 2006/42/EC shall remain valid until ... <del>[42</del> <u>60</u> months after the date of application of this Regulation months after the date of entry into force of this Regulation], unless they expire before that date. |                 |

|               | Commission Proposal                                                                                                                                                                                                                                                        | EP Mandate                                                                                                                                                                                                                                                                                | Council Mandate                                                                                                                                                                                                                                                                                | Draft Agreement                                                                    |
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| Article 51    |                                                                                                                                                                                                                                                                            |                                                                                                                                                                                                                                                                                           |                                                                                                                                                                                                                                                                                                |                                                                                    |
| G 464         | Article 51<br><br>Evaluation and review                                                                                                                                                                                                                                    | Article 51<br><br>Evaluation and review                                                                                                                                                                                                                                                   | Article 51<br><br>Evaluation and review                                                                                                                                                                                                                                                        | Article 51<br><br>Evaluation and review<br><br>Text Origin:<br>Commission Proposal |
| Article 51(1) |                                                                                                                                                                                                                                                                            |                                                                                                                                                                                                                                                                                           |                                                                                                                                                                                                                                                                                                |                                                                                    |
| R 465         | 1. By ... [54 months after the date of entry into force of this Regulation] and every four years thereafter, the Commission shall submit a report on the evaluation and review of this Regulation to the European Parliament and to the Council. The reports shall be made | 1. By ... [ <del>54</del> 72 months after the date of entry into force of this Regulation] and every four years thereafter, the Commission shall submit a report on the evaluation and review of this Regulation to the European Parliament and to the Council. The reports shall be made | 1. By ... [ <del>54</del> 48 months after the <u>date of application of this Regulation</u> <del>months after the date of entry into force of this Regulation</del> ] and every four years thereafter, the Commission shall submit a report on the evaluation and review of this Regulation to |                                                                                    |

|                                                      | Commission Proposal                                                                                                                                                                                                       | EP Mandate                                                                                                                                                                                                                | Council Mandate                                                                                                                                                                                                           | Draft Agreement                                                                                                                                                                                                                                                      |
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|                                                      | public.                                                                                                                                                                                                                   | public.                                                                                                                                                                                                                   | the European Parliament and to the Council. The reports shall be made public.                                                                                                                                             |                                                                                                                                                                                                                                                                      |
| Article 51(2), first subparagraph, introductory part |                                                                                                                                                                                                                           |                                                                                                                                                                                                                           |                                                                                                                                                                                                                           |                                                                                                                                                                                                                                                                      |
| 466                                                  | 2. Taking account of technical progress and practical experience gained in Member States as indicated in Article 5, the Commission shall in its report include an evaluation on the following aspects of this Regulation: | 2. Taking account of technical progress and practical experience gained in Member States as indicated in Article 5, the Commission shall in its report include an evaluation on the following aspects of this Regulation: | 2. Taking account of technical progress and practical experience gained in Member States as indicated in Article 5, the Commission shall in its report include an evaluation on the following aspects of this Regulation: | 2. Taking account of technical progress and practical experience gained in Member States as indicated in Article 5, the Commission shall in its report include an evaluation on the following aspects of this Regulation:<br><br>Text Origin:<br>Commission Proposal |

|                                              | Commission Proposal                                                                                   | EP Mandate                                                                                                       | Council Mandate                                                                                                                              | Draft Agreement                                                                                                   |
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|                                              |                                                                                                       |                                                                                                                  |                                                                                                                                              |                                                                                                                   |
| Article 51(2), first subparagraph, point (a) |                                                                                                       |                                                                                                                  |                                                                                                                                              |                                                                                                                   |
| 467                                          | (a) the essential health and safety requirements set out in Annex III;                                | (a) the essential health and safety requirements set out in Annex III;                                           | (a) the essential health and safety requirements set out in Annex III;                                                                       | (a) the essential health and safety requirements set out in Annex III;<br><br>Text Origin:<br>Commission Proposal |
| Article 51(2), first subparagraph, point (b) |                                                                                                       |                                                                                                                  |                                                                                                                                              |                                                                                                                   |
| 468                                          | (b) the conformity assessment procedure applicable to high-risk machinery products listed in Annex I. | (b) the conformity assessment procedure applicable to <del>high-risk</del> machinery products listed in Annex I. | (b) the conformity assessment procedure applicable to <u>machinery</u> <del>or related high-risk machinery</del> products listed in Annex I. |                                                                                                                   |



|                                    | Commission Proposal                                                                                                                       | EP Mandate                                                                                                                                | Council Mandate                                                                                                                           | Draft Agreement                                                                                                                                                                      |
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| Article 51(2), second subparagraph |                                                                                                                                           |                                                                                                                                           |                                                                                                                                           |                                                                                                                                                                                      |
| 469                                | Where appropriate, the report shall be accompanied by a legislative proposal for amendment of the relevant provisions of this Regulation. | Where appropriate, the report shall be accompanied by a legislative proposal for amendment of the relevant provisions of this Regulation. | Where appropriate, the report shall be accompanied by a legislative proposal for amendment of the relevant provisions of this Regulation. | Where appropriate, the report shall be accompanied by a legislative proposal for amendment of the relevant provisions of this Regulation.<br><br>Text Origin:<br>Commission Proposal |
| Article 52                         |                                                                                                                                           |                                                                                                                                           |                                                                                                                                           |                                                                                                                                                                                      |
| 470                                | Article 52<br>Entry into force and application                                                                                            | Article 52<br>Entry into force and application                                                                                            | Article 52<br>Entry into force and application                                                                                            | Article 52<br>Entry into force and application                                                                                                                                       |

|                             | Commission Proposal                                                                                                                                 | EP Mandate                                                                                                                                          | Council Mandate                                                                                                                                     | Draft Agreement                                                                                                                                                                                 |
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|                             |                                                                                                                                                     |                                                                                                                                                     |                                                                                                                                                     | Text Origin:<br>Commission Proposal                                                                                                                                                             |
| Article 52, first paragraph |                                                                                                                                                     |                                                                                                                                                     |                                                                                                                                                     |                                                                                                                                                                                                 |
| 471                         | <p>This Regulation shall enter into force on the twentieth day following that of its publication in the Official Journal of the European Union.</p> | <p>This Regulation shall enter into force on the twentieth day following that of its publication in the Official Journal of the European Union.</p> | <p>This Regulation shall enter into force on the twentieth day following that of its publication in the Official Journal of the European Union.</p> | <p>This Regulation shall enter into force on the twentieth day following that of its publication in the Official Journal of the European Union.</p> <p>Text Origin:<br/>Commission Proposal</p> |

|                                | Commission Proposal                                                                        | EP Mandate                                                                                                | Council Mandate                                                                                                                                      | Draft Agreement |
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| Article 52, second paragraph   |                                                                                            |                                                                                                           |                                                                                                                                                      |                 |
| R 472                          | It shall apply from ... [30 months after the date of entry into force of this Regulation]. | It shall apply from ... [ <del>30</del> 48 months after the date of entry into force of this Regulation]. | It shall apply from ... [ <del>30</del> 36 months after the date of entry into force of this Regulation] <del>],</del> <u>with the exception of:</u> | R               |
| Article 52, second paragraph a |                                                                                            |                                                                                                           |                                                                                                                                                      |                 |
| R 472a                         |                                                                                            |                                                                                                           | <u>a) articles 24 to 40 , which shall apply from [6 months following the entry into force of this Regulation]</u>                                    | R               |
| Article 52, second paragraph b |                                                                                            |                                                                                                           |                                                                                                                                                      |                 |

|                                | Commission Proposal | EP Mandate | Council Mandate                                                                                                | Draft Agreement |
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| R                              | 472b                |            | <u>b) article 48(1) which shall apply from 135 months following the entry into force of this Regulation]</u>   | R               |
| Article 52, second paragraph c |                     |            |                                                                                                                |                 |
| R                              | 472c                |            | <u>c) Article 5 (6) and article 46 which shall apply from the date of entry into force of this Regulation]</u> | R               |
| Article 52, second paragraph d |                     |            |                                                                                                                |                 |

|                             | Commission Proposal | EP Mandate                                                                                     | Council Mandate                                                                                                                    | Draft Agreement                                                                                                                                           |
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| R                           | 472d                |                                                                                                | <u>d) Article 5 (2) to (5) and article 45, which shall apply from 12 months following the entry into force of this Regulation]</u> |                                                                                                                                                           |
| Article 52, third paragraph |                     |                                                                                                |                                                                                                                                    |                                                                                                                                                           |
| G                           | 473                 | This Regulation shall be binding in its entirety and directly applicable in all Member States. | This Regulation shall be binding in its entirety and directly applicable in all Member States.                                     | <div>This Regulation shall be binding in its entirety and directly applicable in all Member States.</div> <div>Text Origin:<br/>Commission Proposal</div> |

|         | Commission Proposal         | EP Mandate                  | Council Mandate             | Draft Agreement                                                        |
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| Formula |                             |                             |                             |                                                                        |
| 474     | Done at Brussels,           | Done at Brussels,           | Done at Brussels,           | Done at Brussels,<br><br>Text Origin:<br>Commission Proposal           |
| Formula |                             |                             |                             |                                                                        |
| 475     | For the European Parliament | For the European Parliament | For the European Parliament | For the European Parliament<br><br>Text Origin:<br>Commission Proposal |

|                           | Commission Proposal | EP Mandate | Council Mandate        | Draft Agreement                                               |   |
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|                           |                     |            |                        |                                                               |   |
| Formula                   |                     |            |                        |                                                               |   |
| G                         | 476                 |            | <u>For the Council</u> | <u>For the Council</u><br><br>Text Origin: Council<br>Mandate | G |
| Annex I, first heading -a |                     |            |                        |                                                               |   |
| R                         | 476a                |            |                        |                                                               | R |
| Annex I, first heading    |                     |            |                        |                                                               |   |

|        | Commission Proposal          | EP Mandate                                                                                                                            | Council Mandate                                                                                                                                                | Draft Agreement |
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| R 477  | HIGH-RISK MACHINERY PRODUCTS | <del>HIGH-RISK MACHINERY PRODUCTS</del> <u>Categories of machinery products subject to a specific conformity assessment procedure</u> | <del>HIGH-RISK</del> <u>CATEGORIES OF MACHINERY OR RELATED PRODUCTS TO WHICH ONE OF THE PROCEDURES REFERRED TO IN ARTICLE 21 (2) AND (2A) SHALL BE APPLIED</u> | R               |
| PART A |                              |                                                                                                                                       |                                                                                                                                                                |                 |
| R 477a |                              | <u>PART A</u>                                                                                                                         | <u>Part A Categories of machinery or related products to which the procedures referred to in Article 21 (2) shall be applied</u>                               | R               |



|                                       | Commission Proposal                                                                                                                                                                                                     | EP Mandate                                                                                                                                                                                                                                        | Council Mandate                                                                                                                                                                                                                    | Draft Agreement |
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| Annex I, point (1), introductory part |                                                                                                                                                                                                                         |                                                                                                                                                                                                                                                   |                                                                                                                                                                                                                                    |                 |
| 478                                   | 1. Circular saws (single- or multi-blade) for working with wood and material with similar physical characteristics or for working with meat and material with similar physical characteristics, of the following types: | 1. <del>Circular saws (single- or multi-blade) for working with wood and material with similar physical characteristics or for working with meat and material with similar physical characteristics, of the following types:</del> <u>deleted</u> | 1. <del>Circular saws (single- or multi-blade) for working with wood and material with similar physical characteristics or for working with meat and material with similar physical characteristics, of the following types:</del> |                 |
| Annex I, point (1)(1.1)               |                                                                                                                                                                                                                         |                                                                                                                                                                                                                                                   |                                                                                                                                                                                                                                    |                 |
| 479                                   | 1.1. sawing machinery with fixed blade(s) during cutting, having a fixed bed or support with manual feed of the workpiece or with a demountable power feed;                                                             | 1.1. <del>sawing machinery with fixed blade(s) during cutting, having a fixed bed or support with manual feed of the workpiece or with a demountable power feed;</del> <u>deleted</u>                                                             | 1. <del>1. sawing machinery with fixed blade(s) during cutting, having a fixed bed or support with manual feed of the workpiece or with a demountable power feed;</del>                                                            |                 |

|                         | Commission Proposal                                                                                                                                          | EP Mandate                                                                                                                                                                             | Council Mandate                                                                                                                                                         | Draft Agreement |
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| Annex I, point (1)(1.2) |                                                                                                                                                              |                                                                                                                                                                                        |                                                                                                                                                                         |                 |
| R 480                   | 1.2. sawing machinery with fixed blade(s) during cutting, having a manually operated reciprocating saw-bench or carriage;                                    | 1.2. <del>sawing machinery with fixed blade(s) during cutting, having a manually operated reciprocating saw-bench or carriage;</del> <u>deleted</u>                                    | 1.2. <del>sawing machinery with fixed blade(s) during cutting, having a manually operated reciprocating saw-bench or carriage;</del>                                    |                 |
| Annex I, point (1)(1.3) |                                                                                                                                                              |                                                                                                                                                                                        |                                                                                                                                                                         |                 |
| R 481                   | 1.3. sawing machinery with fixed blade(s) during cutting, having a built-in mechanical feed device for the workpieces, with manual loading and/or unloading; | 1.3. <del>sawing machinery with fixed blade(s) during cutting, having a built-in mechanical feed device for the workpieces, with manual loading and/or unloading;</del> <u>deleted</u> | 1.3. <del>sawing machinery with fixed blade(s) during cutting, having a built-in mechanical feed device for the workpieces, with manual loading and/or unloading;</del> |                 |
| Annex I, point (1)(1.4) |                                                                                                                                                              |                                                                                                                                                                                        |                                                                                                                                                                         |                 |
| R 482                   | 1.4. sawing machinery with                                                                                                                                   | 1.4. <del>sawing machinery with</del>                                                                                                                                                  | 1.4. <del>sawing machinery with</del>                                                                                                                                   |                 |

|                    | Commission Proposal                                                                                                                   | EP Mandate                                                                                                                                                         | Council Mandate                                                                                                                                  | Draft Agreement |
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|                    | movable blade(s) during cutting, having mechanical movement of the blade, with manual loading and/or unloading.                       | <del>movable blade(s) during cutting, having mechanical movement of the blade, with manual loading and/or unloading.</del><br><u>deleted</u>                       | <del>movable blade(s) during cutting, having mechanical movement of the blade, with manual loading and/or unloading.</del>                       |                 |
| Annex I, point (2) |                                                                                                                                       |                                                                                                                                                                    |                                                                                                                                                  |                 |
| 483                | 2. Hand-fed surface planing machinery for woodworking.                                                                                | <del>2. Hand-fed surface planing machinery for</del><br><del>woodworking.</del><br><u>deleted</u>                                                                  | <del>2. Hand-fed surface planing machinery for woodworking.</del>                                                                                |                 |
| Annex I, point (3) |                                                                                                                                       |                                                                                                                                                                    |                                                                                                                                                  |                 |
| 484                | 3. Thicknessers for one-side dressing having a built-in mechanical feed device, with manual loading and/or unloading for woodworking. | <del>3. Thicknessers for one-side dressing having a built-in mechanical feed device, with manual loading and/or unloading for woodworking.</del><br><u>deleted</u> | <del>3. Thicknessers for one-side dressing having a built-in mechanical feed device, with manual loading and/or unloading for woodworking.</del> |                 |

|     | Commission Proposal                                                                                                                                                                                                             | EP Mandate                                                                                                                                                                                                                                                | Council Mandate                                                                                                                                                                                                                            | Draft Agreement |
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|     |                                                                                                                                                                                                                                 |                                                                                                                                                                                                                                                           |                                                                                                                                                                                                                                            |                 |
|     | Annex I, point (4), introductory part                                                                                                                                                                                           |                                                                                                                                                                                                                                                           |                                                                                                                                                                                                                                            |                 |
| 485 | 4. Band-saws with manual loading and/or unloading for working with wood and material with similar physical characteristics or for working with meat and material with similar physical characteristics, of the following types: | 4. <del>Band-saws with manual loading and/or unloading for working with wood and material with similar physical characteristics or for working with meat and material with similar physical characteristics, of the following types:</del> <u>deleted</u> | 4. <del>Band-saws with manual loading and/or unloading for working with wood and material with similar physical characteristics or for working with meat and material with similar physical characteristics, of the following types:</del> |                 |
|     | Annex I, point (4)(4.1)                                                                                                                                                                                                         |                                                                                                                                                                                                                                                           |                                                                                                                                                                                                                                            |                 |
| 486 | 4.1. sawing machinery with fixed                                                                                                                                                                                                | 4.1. <del>sawing machinery with fixed</del>                                                                                                                                                                                                               | 4.1. <del>sawing machinery with fixed</del>                                                                                                                                                                                                |                 |

|                         | Commission Proposal                                                                                 | EP Mandate                                                                                                                    | Council Mandate                                                                                                | Draft Agreement |
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|                         | blade(s) during cutting, having a fixed or reciprocating-movement bed or support for the workpiece; | <del>blade(s) during cutting, having a fixed or reciprocating movement bed or support for the workpiece;</del> <u>deleted</u> | <del>blade(s) during cutting, having a fixed or reciprocating movement bed or support for the workpiece;</del> |                 |
| Annex I, point (4)(4.2) |                                                                                                     |                                                                                                                               |                                                                                                                |                 |
| 487                     | 4.2. sawing machinery with blade(s) assembled on a carriage with reciprocating motion.              | 4.2. <del>sawing machinery with blade(s) assembled on a carriage with reciprocating motion.</del> <u>deleted</u>              | 4.2. <del>sawing machinery with blade(s) assembled on a carriage with reciprocating motion.</del>              |                 |
| Annex I, point (5)      |                                                                                                     |                                                                                                                               |                                                                                                                |                 |
| 488                     | 5. Combined machinery of the types referred to in points 1 to 4                                     | 5. <del>Combined machinery of the types referred to in points 1 to 4</del>                                                    | 5. <del>Combined machinery of the types referred to in points 1 to 4</del>                                     |                 |

|                    | Commission Proposal                                                                      | EP Mandate                                                                                                         | Council Mandate                                                                                     | Draft Agreement |
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|                    | and in point 7 for working with wood and material with similar physical characteristics. | <del>and in point 7 for working with wood and material with similar physical characteristics.</del> <u>deleted</u> | <del>and in point 7 for working with wood and material with similar physical characteristics.</del> |                 |
| Annex I, point (6) |                                                                                          |                                                                                                                    |                                                                                                     |                 |
| R 489              | 6. Hand-fed tenoning machinery with several tool holders for woodworking.                | 6. <del>Hand fed tenoning machinery with several tool holders for woodworking.</del> <u>deleted</u>                | 6. <del>Hand fed tenoning machinery with several tool holders for woodworking.</del>                | R               |
| Annex I, point (7) |                                                                                          |                                                                                                                    |                                                                                                     |                 |
| R 490              | 7. Hand-fed vertical spindle moulding machinery for working with wood and material with  | 7. <del>Hand fed vertical spindle moulding machinery for working with wood and material with</del>                 | 7. <del>Hand fed vertical spindle moulding machinery for working with wood and material with</del>  | R               |

|                    | Commission Proposal                                                                                                                                     | EP Mandate                                                                                                                                              | Council Mandate                                                                                                                                                                       | Draft Agreement |
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|                    | similar physical characteristics.                                                                                                                       | <del>similar physical characteristics.</del><br><del>deleted</del>                                                                                      | <del>similar physical characteristics.</del>                                                                                                                                          |                 |
| Annex I, point (8) |                                                                                                                                                         |                                                                                                                                                         |                                                                                                                                                                                       |                 |
| 491                | 8. Portable chainsaws for woodworking.                                                                                                                  | 8. Portable chainsaws for woodworking.                                                                                                                  | 8. <del>Portable chainsaws for woodworking.</del>                                                                                                                                     |                 |
| Annex I, point (9) |                                                                                                                                                         |                                                                                                                                                         |                                                                                                                                                                                       |                 |
| 492                | 9. Presses, including press-brakes, for the cold working of metals, with manual loading and/or unloading, whose movable working parts may have a travel | 9. Presses, including press-brakes, for the cold working of metals, with manual loading and/or unloading, whose movable working parts may have a travel | 9. <del>Presses, including press-brakes, for the cold working of metals, with manual loading and/or unloading, whose movable working parts may have a travel exceeding 6 mm and</del> |                 |

|                     | Commission Proposal                                                                        | EP Mandate                                                                                                               | Council Mandate                                                                                       | Draft Agreement |
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|                     | exceeding 6 mm and a speed exceeding 30 mm/s.                                              | exceeding 6 mm and a speed exceeding 30 mm/s.                                                                            | <del>a speed exceeding 30 mm/s.</del>                                                                 |                 |
| Annex I, point (10) |                                                                                            |                                                                                                                          |                                                                                                       |                 |
| 493                 | 10. Injection or compression plastics-moulding machinery with manual loading or unloading. | 10. <del>Injection or compression plastics-moulding machinery with manual loading or unloading.</del> <del>deleted</del> | 10. <del>Injection or compression plastics-moulding machinery with manual loading or unloading.</del> |                 |
| Annex I, point (11) |                                                                                            |                                                                                                                          |                                                                                                       |                 |
| 494                 | 11. Injection or compression rubber-moulding machinery with manual loading or unloading.   | 11. <del>Injection or compression rubber-moulding machinery with manual loading or unloading.</del> <del>deleted</del>   | 11. <del>Injection or compression rubber-moulding machinery with manual loading or unloading.</del>   |                 |



|                                        | Commission Proposal | EP Mandate                                                    | Council Mandate                                                          | Draft Agreement |
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| Annex I, point (12), introductory part |                     |                                                               |                                                                          |                 |
| R                                      | 495                 | 12. Machinery for underground working of the following types: | 12. <del>Machinery for underground working of the following types:</del> |                 |
| Annex I, point (12)(12.1)              |                     |                                                               |                                                                          |                 |
| R                                      | 496                 | 12.1. locomotives and brake-vans;                             | 12.1. <del>locomotives and brake-vans;</del>                             |                 |
| Annex I, point (12)(12.2)              |                     |                                                               |                                                                          |                 |
| R                                      | 497                 | 12.2. hydraulic-powered roof supports.                        | 12.2. <del>hydraulic-powered roof supports:</del>                        |                 |
| Annex I, point (13)                    |                     |                                                               |                                                                          |                 |

|                     | Commission Proposal | EP Mandate                                                                                               | Council Mandate                                                                                                     | Draft Agreement |
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| R                   | 498                 | 13. Manually loaded trucks for the collection of household refuse incorporating a compression mechanism. | 13. <del>Manually loaded trucks for the collection of household refuse incorporating a compression mechanism.</del> | R               |
| Annex I, point (14) |                     |                                                                                                          |                                                                                                                     |                 |
| R                   | 499                 | 14. Removable mechanical transmission devices including their guards.                                    | 14. <del>Removable mechanical transmission devices including their guards.</del>                                    | R               |
| Annex I, point (15) |                     |                                                                                                          |                                                                                                                     |                 |
| R                   | 500                 | 15. Guards for removable mechanical transmission devices.                                                | 15. <del>Guards for removable mechanical transmission devices.</del>                                                | R               |

|                     | Commission Proposal                                                                                                                            | EP Mandate                                                                                                                                     | Council Mandate                                                                                                                                           | Draft Agreement |
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| Annex I, point (16) |                                                                                                                                                |                                                                                                                                                |                                                                                                                                                           |                 |
| R 501               | 16. Vehicle servicing lifts.                                                                                                                   | 16. Vehicle servicing lifts.                                                                                                                   | 16. <del>Vehicle servicing lifts.</del>                                                                                                                   | R               |
| Annex I, point (17) |                                                                                                                                                |                                                                                                                                                |                                                                                                                                                           |                 |
| R 502               | 17. Devices for the lifting of persons or of persons and goods involving a hazard of falling from a vertical height of more than three metres. | 17. Devices for the lifting of persons or of persons and goods involving a hazard of falling from a vertical height of more than three metres. | 17. <del>Devices for the lifting of persons or of persons and goods involving a hazard of falling from a vertical height of more than three metres.</del> | R               |
| Annex I, point (18) |                                                                                                                                                |                                                                                                                                                |                                                                                                                                                           |                 |
| R 503               | 18. Portable cartridge-operated fixing and other impact machinery.                                                                             | 18. Portable cartridge-operated fixing and other impact machinery.                                                                             | 18. Portable cartridge-operated fixing and other impact machinery.                                                                                        | R               |

|                     | Commission Proposal | EP Mandate                                                                                                                        | Council Mandate                                                                                                                                                               | Draft Agreement                                                                                                                              |
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| Annex I, point (19) |                     |                                                                                                                                   |                                                                                                                                                                               |                                                                                                                                              |
| R                   | 504                 | 19. Protective devices designed to detect the presence of persons.                                                                | 19. <del>Protective devices designed to detect the presence of persons.</del><br><del>persons.</del> <u>deleted</u>                                                           | 19. <del>Protective devices designed to detect the presence of persons.</del>                                                                |
| Annex I, point (20) |                     |                                                                                                                                   |                                                                                                                                                                               |                                                                                                                                              |
| R                   | 505                 | 20. Power-operated interlocking movable guards designed to be used as safeguards in machinery referred to in points 9, 10 and 11. | 20. <del>Power-operated interlocking movable guards designed to be used as safeguards in machinery referred to in points 9, 10 and 11.</del><br><del>11.</del> <u>deleted</u> | 20. <del>Power-operated interlocking movable guards designed to be used as safeguards in machinery referred to in points 9, 10 and 11.</del> |
| Annex I, point (21) |                     |                                                                                                                                   |                                                                                                                                                                               |                                                                                                                                              |
| R                   | 506                 | 21. Logic units to ensure safety functions.                                                                                       | 21. <del>Logic units to ensure safety functions.</del> <u>deleted</u>                                                                                                         | 21. <del>Logic units to ensure safety functions.</del>                                                                                       |

|   | Commission Proposal | EP Mandate                                                    | Council Mandate                                                                                                                                                                                      | Draft Agreement                                                                                                                                                                        |
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|   |                     |                                                               |                                                                                                                                                                                                      |                                                                                                                                                                                        |
|   | Annex I, point (22) |                                                               |                                                                                                                                                                                                      |                                                                                                                                                                                        |
| R | 507                 | 22. Roll-over protective structures (ROPS).                   | 22. <del>Roll-over protective structures (ROPS).</del><br><del>(ROPS).</del> <u>deleted</u>                                                                                                          | 22. <del>Roll-over protective structures (ROPS).</del><br><del>(ROPS).</del>                                                                                                           |
|   | Annex I, point (23) |                                                               |                                                                                                                                                                                                      |                                                                                                                                                                                        |
| R | 508                 | 23. Falling-object protective structures (FOPS).              | 23. <del>Falling-object protective structures (FOPS).</del><br><del>structures (FOPS).</del> <u>deleted</u>                                                                                          | 23. <del>Falling-object protective structures (FOPS).</del><br><del>structures (FOPS).</del>                                                                                           |
|   | Annex I, point (24) |                                                               |                                                                                                                                                                                                      |                                                                                                                                                                                        |
| R | 509                 | 24. Software ensuring safety functions, including AI systems. | 24. <del>Software ensuring AI systems with self-determining and evolving behaviour that are a safety functions, including AI</del><br><u>with self-determining and evolving behaviour that are a</u> | 24. <del>Software ensuring safety functions, including AI systems.</del><br><del>functions, including AI systems.</del> <u>Safety components with fully or partially self-evolving</u> |

|                     | Commission Proposal                                           | EP Mandate                                                                                                                                                                                                                                                                                  | Council Mandate                                                                                                                                                                                                                                                  | Draft Agreement |
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|                     |                                                               | <del>systems</del> <u>component and are developed through any machine-learning techniques and approaches.</u>                                                                                                                                                                               | <u>behaviour using machine learning approaches ensuring safety functions</u>                                                                                                                                                                                     |                 |
| Annex I, point (25) |                                                               |                                                                                                                                                                                                                                                                                             |                                                                                                                                                                                                                                                                  |                 |
| 510                 | 25. Machinery embedding AI systems ensuring safety functions. | 25. Machinery embedding AI systems <del>ensuring</del> <u>with self-determining and evolving behaviour as a</u> safety <del>functions</del> <u>component that has not been placed independently on the market and are developed through any machine-learning techniques and approaches.</u> | 25. Machinery embedding <del>AI</del> <u>Systems with fully or partially self-evolving behaviour using machine learning approaches</u> ensuring safety functions <u>that have not been placed independently on the market, in respect only to those systems.</u> |                 |
| PART B              |                                                               |                                                                                                                                                                                                                                                                                             |                                                                                                                                                                                                                                                                  |                 |

|                      | Commission Proposal | EP Mandate                                                                                                                                                                                                                                                                                                  | Council Mandate                                                                                                                                                                                                                                                                          | Draft Agreement |
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| R                    | 510a                | <u>PART B</u>                                                                                                                                                                                                                                                                                               | <u>Part B Categories of machinery or related products to which one of the procedures referred to in Article 21 (2a) shall be applied:</u>                                                                                                                                                | R               |
| Annex I, point (25a) |                     |                                                                                                                                                                                                                                                                                                             |                                                                                                                                                                                                                                                                                          |                 |
| R                    | 510b                | <u>(25a) Circular saws (single- or multi-blade) for working with wood and material with similar physical characteristics or for working with meat and material with similar physical characteristics, of the following types:</u><br><br><u>25a.1. sawing machinery with fixed blade(s) during cutting,</u> | <u>1. Circular saws (single- or multi-blade) for working with wood and material with similar physical characteristics or for working with meat and material with similar physical characteristics, of the following types: 1.1. sawing machinery with fixed blade(s) during cutting,</u> | R               |

|  | Commission Proposal | EP Mandate                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                        | Council Mandate                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                        | Draft Agreement |
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|  |                     | <p><u>having a fixed bed or support with manual feed of the workpiece or with a demountable power feed;</u></p> <p><u>25a.2. sawing machinery with fixed blade(s) during cutting, having a manually operated reciprocating saw-bench or carriage;</u></p> <p><u>25a.3. sawing machinery with fixed blade(s) during cutting, having a built-in mechanical feed device for the workpieces, with manual loading and/or unloading;</u></p> <p><u>25a.4. sawing machinery with movable blade(s) during cutting, having mechanical movement of the blade, with manual loading and/or unloading.</u></p> | <p><u>having a fixed bed or support with manual feed of the workpiece or with a demountable power feed;</u></p> <p><u>1.2. sawing machinery with fixed blade(s) during cutting, having a manually operated reciprocating saw-bench or carriage; 1.3. sawing machinery with fixed blade(s) during cutting, having a built-in mechanical feed device for the workpieces, with manual loading and/or unloading; 1.4. sawing machinery with movable blade(s) during cutting, having mechanical movement of the blade, with manual loading and/or unloading. 2. Hand-fed surface planing machinery for woodworking. 3. Thicknessers for one-side dressing having a built-in mechanical feed device.</u></p> |                 |



|  | Commission Proposal | EP Mandate                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                             | Council Mandate                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                         | Draft Agreement |
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|  |                     | <p><u>25b. Hand-fed surface planing machinery for woodworking.</u></p> <p><u>25c. Thicknessers for one-side dressing having a built-in mechanical feed device, with manual loading and/or unloading for woodworking.</u></p> <p><u>25d. Band-saws with manual loading and/or unloading for working with wood and material with similar physical characteristics or for working with meat and material with similar physical characteristics, of the following types:</u></p> <p><u>25d.1. sawing machinery with fixed blade(s) during cutting, having a fixed or reciprocating-movement bed or support for the</u></p> | <p><u>with manual loading and/or unloading for woodworking.</u></p> <p><u>4. Band-saws with manual loading and/or unloading for working with wood and material with similar physical characteristics or for working with meat and material with similar physical characteristics, of the following types:</u></p> <p><u>4.1. sawing machinery with fixed blade(s) during cutting, having a fixed or reciprocating-movement bed or support for the workpiece;</u></p> <p><u>4.2. sawing machinery with blade(s) assembled on a carriage with reciprocating motion.</u></p> <p><u>5. Combined machinery of the types referred to in points 1 to 4</u></p> |                 |

|  | Commission Proposal | EP Mandate                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                      | Council Mandate                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                               | Draft Agreement |
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|  |                     | <p><u>workpiece;</u></p> <p><u>25d.2. sawing machinery with blade(s) assembled on a carriage with reciprocating motion.</u></p> <p><u>25e. Combined machinery of the types referred to in points 25a to 25d and in point 25g for working with wood and material with similar physical characteristics.</u></p> <p><u>25f. Hand-fed tenoning machinery with several tool holders for woodworking.</u></p> <p><u>25g. Hand-fed vertical spindle moulding machinery for working with wood and material with similar physical characteristics.</u></p> <p><u>25h. Injection or compression plastics-moulding machinery with</u></p> | <p><u>and in point 7 for working with wood and material with similar physical characteristics.</u></p> <p><u>6. Hand-fed tenoning machinery with several tool holders for woodworking.</u></p> <p><u>7. Hand-fed vertical spindle moulding machinery for working with wood and material with similar physical characteristics.</u></p> <p><u>8. Portable chainsaws for woodworking.</u></p> <p><u>9. Presses, including press-brakes, for the cold working of metals, with manual loading and/or unloading, whose movable working parts may have a travel exceeding 6 mm and a speed exceeding 30 mm/s. 10. Injection</u></p> |                 |

|  | Commission Proposal | EP Mandate                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                  | Council Mandate                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                          | Draft Agreement |
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|  |                     | <p><u>manual loading or unloading.</u></p> <p><u>25i. Injection or compression rubber-moulding machinery with manual loading or unloading.</u></p> <p><u>25j. Machinery for underground working of the following types:</u></p> <p><u>25j.1. locomotives and brake-vans;</u></p> <p><u>25j.2. hydraulic-powered roof supports.</u></p> <p><u>25k. Protective devices designed to detect the presence of persons.</u></p> <p><u>25l. Power-operated interlocking movable guards designed to be used as safeguards in machinery referred to in points 9, 25h and 25i.</u></p> | <p><u>or compression plastics-moulding machinery with manual loading or unloading. 11. Injection or compression rubber-moulding machinery with manual loading or unloading. 12. Machinery for underground working of the following types: 12.1. locomotives and brake-vans; 12.2. hydraulic-powered roof supports. 13. Manually loaded trucks for the collection of household refuse incorporating a compression mechanism. 14. Removable mechanical transmission devices including their guards. 15. Guards for removable mechanical transmission devices. 16. Vehicle servicing lift. 17. Devices for the lifting of persons or of persons and goods involving</u></p> |                 |

|                         | Commission Proposal                  | EP Mandate                                                                                                                                                                            | Council Mandate                                                                                                                                                                                                                                                                                                                                                                                                                                                    | Draft Agreement                      |
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|                         |                                      | <p><u>25m. Logic units to ensure safety functions.</u></p> <p><u>25n. Roll-over protective structures (ROPS).</u></p> <p><u>25o. Falling-object protective structures (FOPS).</u></p> | <p><u>a hazard of falling from a vertical height of more than three metres</u></p> <p><u>19. Protective devices designed to detect the presence of persons. 20. Power-operated interlocking movable guards designed to be used as safeguards in machinery referred to in points 9 of Part A, 10 and 11 of Part B. 21. Logic units to ensure safety functions. 22. Roll-over protective structures (ROPS). 23. Falling-object protective structures (FOPS).</u></p> |                                      |
| Annex II, first heading |                                      |                                                                                                                                                                                       |                                                                                                                                                                                                                                                                                                                                                                                                                                                                    |                                      |
| 511                     | INDICATIVE LIST OF SAFETY COMPONENTS | INDICATIVE LIST OF SAFETY COMPONENTS                                                                                                                                                  | INDICATIVE LIST OF SAFETY COMPONENTS                                                                                                                                                                                                                                                                                                                                                                                                                               | INDICATIVE LIST OF SAFETY COMPONENTS |

|                     | Commission Proposal                                      | EP Mandate                                               | Council Mandate                                          | Draft Agreement                                                                                     |
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|                     |                                                          |                                                          |                                                          | Text Origin:<br>Commission Proposal                                                                 |
| Annex II, point (1) |                                                          |                                                          |                                                          |                                                                                                     |
| 512                 | 1. Guards for removable mechanical transmission devices. | 1. Guards for removable mechanical transmission devices. | 1. Guards for removable mechanical transmission devices. | 1. Guards for removable mechanical transmission devices.<br><br>Text Origin:<br>Commission Proposal |
| Annex II, point (2) |                                                          |                                                          |                                                          |                                                                                                     |
| 513                 | 2. Protective devices designed to                        | 2. Protective devices designed to                        | 2. Protective devices designed to                        | 2. Protective devices designed to                                                                   |

|                     | Commission Proposal                                                                                                                         | EP Mandate                                                                                                                                  | Council Mandate                                                                                                                             | Draft Agreement                                                                                                                                                                        |
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|                     | detect the presence of persons.                                                                                                             | detect the presence of persons.                                                                                                             | detect the presence of persons.                                                                                                             | detect the presence of persons.<br><br>Text Origin:<br>Commission Proposal                                                                                                             |
| Annex II, point (3) |                                                                                                                                             |                                                                                                                                             |                                                                                                                                             |                                                                                                                                                                                        |
| 514                 | 3. Power-operated interlocking movable guards designed to be used as safeguards in machinery referred to in points 9, 10 and 11 of Annex I. | 3. Power-operated interlocking movable guards designed to be used as safeguards in machinery referred to in points 9, 10 and 11 of Annex I. | 3. Power-operated interlocking movable guards designed to be used as safeguards in machinery referred to in points 9, 10 and 11 of Annex I. | 3. Power-operated interlocking movable guards designed to be used as safeguards in machinery referred to in points 9, 10 and 11 of Annex I.<br><br>Text Origin:<br>Commission Proposal |

|                     | Commission Proposal                                                                                                 | EP Mandate                                                                                                          | Council Mandate                                                                                                     | Draft Agreement                                                                                                     |
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| Annex II, point (4) |                                                                                                                     |                                                                                                                     |                                                                                                                     |                                                                                                                     |
| 515                 | 4. Logic units to ensure safety functions.                                                                          | 4. Logic units to ensure safety functions.                                                                          | 4. Logic units to ensure safety functions.                                                                          | 4. Logic units to ensure safety functions.<br><br>Text Origin:<br>Commission Proposal                               |
| Annex II, point (5) |                                                                                                                     |                                                                                                                     |                                                                                                                     |                                                                                                                     |
| 516                 | 5. Valves with additional means for failure detection intended for the control of dangerous movements of machinery. | 5. Valves with additional means for failure detection intended for the control of dangerous movements of machinery. | 5. Valves with additional means for failure detection intended for the control of dangerous movements of machinery. | 5. Valves with additional means for failure detection intended for the control of dangerous movements of machinery. |

|                     | Commission Proposal                            | EP Mandate                                     | Council Mandate                                | Draft Agreement                                                                           |
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|                     |                                                |                                                |                                                | Text Origin:<br>Commission Proposal                                                       |
| Annex II, point (6) |                                                |                                                |                                                |                                                                                           |
| 517                 | 6. Extraction systems for machinery emissions. | 6. Extraction systems for machinery emissions. | 6. Extraction systems for machinery emissions. | 6. Extraction systems for machinery emissions.<br><br>Text Origin:<br>Commission Proposal |
| Annex II, point (7) |                                                |                                                |                                                |                                                                                           |



|                     | Commission Proposal                                                                                                         | EP Mandate                                                                                                                  | Council Mandate                                                                                                             | Draft Agreement                                                                                                                                                        |
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| 518                 | 7. Guards and protective devices designed to protect persons against moving parts involved in the process of the machinery. | 7. Guards and protective devices designed to protect persons against moving parts involved in the process of the machinery. | 7. Guards and protective devices designed to protect persons against moving parts involved in the process of the machinery. | 7. Guards and protective devices designed to protect persons against moving parts involved in the process of the machinery.<br><br>Text Origin:<br>Commission Proposal |
| Annex II, point (8) |                                                                                                                             |                                                                                                                             |                                                                                                                             |                                                                                                                                                                        |
| 519                 | 8. Monitoring devices for loading and movement control in lifting machinery.                                                | 8. Monitoring devices for loading and movement control in lifting machinery.                                                | 8. Monitoring devices for loading and movement control in lifting machinery.                                                | 8. Monitoring devices for loading and movement control in lifting machinery.                                                                                           |

|                      | Commission Proposal                                  | EP Mandate                                           | Council Mandate                                      | Draft Agreement                                                                                 |
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| Annex II, point (9)  |                                                      |                                                      |                                                      |                                                                                                 |
| 520                  | 9. Restraint systems to keep persons in their seats. | 9. Restraint systems to keep persons in their seats. | 9. Restraint systems to keep persons in their seats. | 9. Restraint systems to keep persons in their seats.<br><br>Text Origin:<br>Commission Proposal |
| Annex II, point (10) |                                                      |                                                      |                                                      |                                                                                                 |
| 521                  | 10. Emergency stop devices.                          | 10. Emergency stop devices.                          | 10. Emergency stop devices.                          | 10. Emergency stop devices.                                                                     |

|                      | Commission Proposal                                                                             | EP Mandate                                                                                      | Council Mandate                                                                                 | Draft Agreement                                                                                                                            |
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| Annex II, point (11) |                                                                                                 |                                                                                                 |                                                                                                 |                                                                                                                                            |
| 522                  | 11. Discharging systems to prevent the build-up of potentially dangerous electrostatic charges. | 11. Discharging systems to prevent the build-up of potentially dangerous electrostatic charges. | 11. Discharging systems to prevent the build-up of potentially dangerous electrostatic charges. | 11. Discharging systems to prevent the build-up of potentially dangerous electrostatic charges.<br><br>Text Origin:<br>Commission Proposal |
| Annex II, point (12) |                                                                                                 |                                                                                                 |                                                                                                 |                                                                                                                                            |

|                      | Commission Proposal                                                                                   | EP Mandate                                                                                            | Council Mandate                                                                                       | Draft Agreement                                                                                                                                  |
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| 523                  | 12. Energy limiters and relief devices referred to in sections 1.5.7, 3.4.7 and 4.1.2.6 of Annex III. | 12. Energy limiters and relief devices referred to in sections 1.5.7, 3.4.7 and 4.1.2.6 of Annex III. | 12. Energy limiters and relief devices referred to in sections 1.5.7, 3.4.7 and 4.1.2.6 of Annex III. | 12. Energy limiters and relief devices referred to in sections 1.5.7, 3.4.7 and 4.1.2.6 of Annex III.<br><br>Text Origin:<br>Commission Proposal |
| Annex II, point (13) |                                                                                                       |                                                                                                       |                                                                                                       |                                                                                                                                                  |
| 524                  | 13. Systems and devices to reduce the emission of noise and vibrations.                               | 13. Systems and devices to reduce the emission of noise and vibrations.                               | 13. Systems and devices to reduce the emission of noise and vibrations.                               | 13. Systems and devices to reduce the emission of noise and vibrations.<br><br>Text Origin:<br>Commission Proposal                               |

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| Annex II, point (14) |                                                  |                                                  |                                                  |                                                                                        |
| 525                  | 14. Roll-over protective structures (ROPS).      | 14. Roll-over protective structures (ROPS).      | 14. Roll-over protective structures (ROPS).      | 14. Roll-over protective structures (ROPS).<br><br>Text Origin:<br>Commission Proposal |
| Annex II, point (15) |                                                  |                                                  |                                                  |                                                                                        |
| 526                  | 15. Falling-object protective structures (FOPS). | 15. Falling-object protective structures (FOPS). | 15. Falling-object protective structures (FOPS). | 15. Falling-object protective structures (FOPS).<br><br>Text Origin:                   |

|                                         | Commission Proposal                                                                                                 | EP Mandate                                                                                                          | Council Mandate                                                                                                     | Draft Agreement                                                                                                     |
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| Annex II, point (16)                    |                                                                                                                     |                                                                                                                     |                                                                                                                     |                                                                                                                     |
| 527                                     | 16. Two-hand control devices.                                                                                       | 16. Two-hand control devices.                                                                                       | 16. Two-hand control devices.                                                                                       | 16. Two-hand control devices.<br><br>Text Origin:<br>Commission Proposal                                            |
| Annex II, point (17), introductory part |                                                                                                                     |                                                                                                                     |                                                                                                                     |                                                                                                                     |
| 528                                     | 17. The following components for machinery designed for lifting and/or lowering persons between different landings: | 17. The following components for machinery designed for lifting and/or lowering persons between different landings: | 17. The following components for machinery designed for lifting and/or lowering persons between different landings: | 17. The following components for machinery designed for lifting and/or lowering persons between different landings: |

|                         | Commission Proposal                                                                       | EP Mandate                                                                                | Council Mandate                                                                           | Draft Agreement                                                                           |
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| Annex II, point (17)(a) |                                                                                           |                                                                                           |                                                                                           |                                                                                           |
| 529                     | (a) devices for locking landing doors;                                                    | (a) devices for locking landing doors;                                                    | (a) devices for locking landing doors;                                                    | (a) devices for locking landing doors;<br><br>Text Origin:<br>Commission Proposal         |
| Annex II, point (17)(b) |                                                                                           |                                                                                           |                                                                                           |                                                                                           |
| 530                     | (b) devices to prevent the load-carrying unit from falling or unchecked upwards movement; | (b) devices to prevent the load-carrying unit from falling or unchecked upwards movement; | (b) devices to prevent the load-carrying unit from falling or unchecked upwards movement; | (b) devices to prevent the load-carrying unit from falling or unchecked upwards movement; |

|                         | Commission Proposal                                         | EP Mandate                                                  | Council Mandate                                             | Draft Agreement                                                              |
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| Annex II, point (17)(c) |                                                             |                                                             |                                                             |                                                                              |
| 531                     | (c) overspeed limitation devices;                           | (c) overspeed limitation devices;                           | (c) overspeed limitation devices;                           | (c) overspeed limitation devices;<br><br>Text Origin:<br>Commission Proposal |
| Annex II, point (17)(d) |                                                             |                                                             |                                                             |                                                                              |
| 532                     | (d) energy-accumulating shock absorbers, non-linear or with | (d) energy-accumulating shock absorbers, non-linear or with | (d) energy-accumulating shock absorbers, non-linear or with | (d) energy-accumulating shock absorbers, non-linear or with                  |



|                         | Commission Proposal                     | EP Mandate                              | Council Mandate                         | Draft Agreement                                                                    |
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|                         | damping of the return movement;         | damping of the return movement;         | damping of the return movement;         | damping of the return movement;<br><br>Text Origin:<br>Commission Proposal         |
| Annex II, point (17)(e) |                                         |                                         |                                         |                                                                                    |
| 533                     | (e) energy-dissipating shock absorbers; | (e) energy-dissipating shock absorbers; | (e) energy-dissipating shock absorbers; | (e) energy-dissipating shock absorbers;<br><br>Text Origin:<br>Commission Proposal |
| Annex II, point (17)(f) |                                         |                                         |                                         |                                                                                    |

|                         | Commission Proposal                                                                       | EP Mandate                                                                                | Council Mandate                                                                           | Draft Agreement                                                                                                                      |
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| 534                     | (f) safety devices fitted to jacks of hydraulic power circuits and used to prevent falls; | (f) safety devices fitted to jacks of hydraulic power circuits and used to prevent falls; | (f) safety devices fitted to jacks of hydraulic power circuits and used to prevent falls; | (f) safety devices fitted to jacks of hydraulic power circuits and used to prevent falls;<br><br>Text Origin:<br>Commission Proposal |
| Annex II, point (17)(g) |                                                                                           |                                                                                           |                                                                                           |                                                                                                                                      |
| 535                     | (g) safety switches containing electronic components.                                     | (g) safety switches containing electronic components.                                     | (g) safety switches containing electronic components.                                     | (g) safety switches containing electronic components.<br><br>Text Origin:<br>Commission Proposal                                     |

|                       | Commission Proposal                                           | EP Mandate                                                                                                                                                                                                                            | Council Mandate                                                                                                                            | Draft Agreement |
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| Annex II, point (18)  |                                                               |                                                                                                                                                                                                                                       |                                                                                                                                            |                 |
| 536                   | 18. Software ensuring safety functions, including AI systems. | 18. <del>Software ensuring</del> <u>AI systems with self-determining and evolving behaviour that are a safety functions, including AI systems component and are developed through any machine-learning techniques and approaches.</u> | 18. Software ensuring safety functions, <del>including AI systems.</del>                                                                   |                 |
| Annex II, point (18a) |                                                               |                                                                                                                                                                                                                                       |                                                                                                                                            |                 |
| 536a                  |                                                               |                                                                                                                                                                                                                                       | <u>(18a) Safety components with fully or partially self-evolving behavior using machine learning approaches ensuring safety functions.</u> |                 |

|                             | Commission Proposal                                                                                                                                                                                                              | EP Mandate                                                                                                                                                                                                                       | Council Mandate                                                                                                                                                                                                                  | Draft Agreement                                                                                                                                                                                                                                                             |
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| Annex II, point (19)        |                                                                                                                                                                                                                                  |                                                                                                                                                                                                                                  |                                                                                                                                                                                                                                  |                                                                                                                                                                                                                                                                             |
| 537                         | 19. Filtration systems intended to be integrated into machinery cabins in order to protect operators or other persons against hazardous materials and substances, including pesticides, and filters for such filtration systems. | 19. Filtration systems intended to be integrated into machinery cabins in order to protect operators or other persons against hazardous materials and substances, including pesticides, and filters for such filtration systems. | 19. Filtration systems intended to be integrated into machinery cabins in order to protect operators or other persons against hazardous materials and substances, including pesticides, and filters for such filtration systems. | 19. Filtration systems intended to be integrated into machinery cabins in order to protect operators or other persons against hazardous materials and substances, including pesticides, and filters for such filtration systems.<br><br>Text Origin:<br>Commission Proposal |
| Annex III, first heading -a |                                                                                                                                                                                                                                  |                                                                                                                                                                                                                                  |                                                                                                                                                                                                                                  |                                                                                                                                                                                                                                                                             |
| 537a                        |                                                                                                                                                                                                                                  |                                                                                                                                                                                                                                  | <a href="#"><u>ANNEX III</u></a>                                                                                                                                                                                                 | <a href="#"><u>ANNEX III</u></a>                                                                                                                                                                                                                                            |

|                          | Commission Proposal                                                                                                | EP Mandate                                                                                                         | Council Mandate                                                                                                                                          | Draft Agreement                                                                                                                                                             |
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|                          |                                                                                                                    |                                                                                                                    |                                                                                                                                                          | Text Origin: Council<br>Mandate                                                                                                                                             |
| Annex III, first heading |                                                                                                                    |                                                                                                                    |                                                                                                                                                          |                                                                                                                                                                             |
| 538                      | ESSENTIAL HEALTH AND<br>SAFETY REQUIREMENTS<br>RELATING TO THE DESIGN<br>AND CONSTRUCTION OF<br>MACHINERY PRODUCTS | ESSENTIAL HEALTH AND<br>SAFETY REQUIREMENTS<br>RELATING TO THE DESIGN<br>AND CONSTRUCTION OF<br>MACHINERY PRODUCTS | ESSENTIAL HEALTH AND<br>SAFETY REQUIREMENTS<br>RELATING TO THE DESIGN<br>AND CONSTRUCTION OF<br>MACHINERY <del>PRODUCTS</del><br><u>RELATED PRODUCTS</u> | ESSENTIAL HEALTH AND<br>SAFETY REQUIREMENTS<br>RELATING TO THE DESIGN<br>AND CONSTRUCTION OF<br>MACHINERY <del>PRODUCTS</del><br><u>RELATED PRODUCTS</u><br><br>terminology |

|                            | Commission Proposal | EP Mandate | Council Mandate                       | Draft Agreement                 |
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|                            |                     |            |                                       | Text Origin: Council<br>Mandate |
| Annex III, point (1)       |                     |            |                                       |                                 |
| 538a                       |                     |            | <u>A DEFINITIONS</u>                  |                                 |
| Annex III, first heading a |                     |            |                                       |                                 |
| 538b                       |                     |            | <u>For the purpose of this Annex:</u> |                                 |
| Annex III, point (2)       |                     |            |                                       |                                 |

|                      | Commission Proposal | EP Mandate | Council Mandate                                                                                                                                                    | Draft Agreement  |
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| G                    | 538c                |            | <u>(b) 'hazard' means a potential source of injury or damage to health;</u>                                                                                        | G                |
| Annex III, point (3) |                     |            |                                                                                                                                                                    |                  |
| G                    | 538d                |            | <u>(c) 'danger zone' means any zone within and/or around a machinery or related product in which a person is subject to a risk to his or her health or safety;</u> | terminology<br>G |
| Annex III, point (4) |                     |            |                                                                                                                                                                    |                  |
| G                    | 538e                |            | <u>(d) ('exposed person' means any person wholly or partially in a danger zone;</u>                                                                                | G                |

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| Annex III, point (5) |                     |            |                                                                                                                                                                      |                                                                                                                                                                                                                                 |
| 538f                 |                     |            | <p><u>(e) 'operator' means the person or persons installing, operating, adjusting, maintaining, cleaning, repairing or moving a machinery or related product</u></p> | <p><u>(e) 'operator' means the person or persons installing, operating, adjusting, maintaining, cleaning, repairing or moving a machinery or related product</u></p> <p>terminology</p> <p>Text Origin: Council<br/>Mandate</p> |
| Annex III, point (6) |                     |            |                                                                                                                                                                      |                                                                                                                                                                                                                                 |



|                      | Commission Proposal | EP Mandate | Council Mandate                                                                                                                                          | Draft Agreement                                                                                                                                                                                  |
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| 538g                 |                     |            | <p><u>(f) 'risk' means a combination of the probability and the degree of an injury or damage to health that can arise in a hazardous situation;</u></p> | <p><u>(f) 'risk' means a combination of the probability and the degree of an injury or damage to health that can arise in a hazardous situation;</u></p> <p>Text Origin: Council<br/>Mandate</p> |
| Annex III, point (7) |                     |            |                                                                                                                                                          |                                                                                                                                                                                                  |
| 538h                 |                     |            | <p><u>(g) 'guard' means a part of a machinery or related product used specifically to provide protection by means of a physical barrier;</u></p>         | <p><u>(g) 'guard' means a part of a machinery or related product used specifically to provide protection by means of a physical barrier;</u></p>                                                 |

|                      | Commission Proposal | EP Mandate | Council Mandate                                                                                                                                | Draft Agreement                                                                                                                                                                        |
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| Annex III, point (8) |                     |            |                                                                                                                                                |                                                                                                                                                                                        |
| 538i                 |                     |            | <p><u>(h) 'protective device' means a device (other than a guard) which reduces the risk, either alone or in conjunction with a guard;</u></p> | <p><u>(h) 'protective device' means a device (other than a guard) which reduces the risk, either alone or in conjunction with a guard;</u></p> <p>Text Origin: Council<br/>Mandate</p> |

|                       | Commission Proposal | EP Mandate | Council Mandate                                                                                                                                       | Draft Agreement                                                                                                                                                                                              |
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| Annex III, point (9)  |                     |            |                                                                                                                                                       |                                                                                                                                                                                                              |
| 538j                  |                     |            | <p><u>(i) 'intended use' means the use of a machinery or related production in accordance with the information provided in the instructions ;</u></p> | <p><u>(i) 'intended use' means the use of a machinery or related production in accordance with the information provided in the instructions ;</u></p> <p>terminology</p> <p>Text Origin: Council Mandate</p> |
| Annex III, point (10) |                     |            |                                                                                                                                                       |                                                                                                                                                                                                              |
| 538k                  |                     |            | <p><u>(i) 'reasonably foreseeable misuse' means the use of a machinery or related product in a</u></p>                                                | <p><u>(i) 'reasonably foreseeable misuse' means the use of a machinery or related product in a</u></p>                                                                                                       |

|                           | Commission Proposal | EP Mandate         | Council Mandate                                                                                              | Draft Agreement                                                                                                                                                     |
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|                           |                     |                    | <u>way not intended in the instructions , but which may result from readily predictable human behaviour.</u> | <u>way not intended in the instructions , but which may result from readily predictable human behaviour.</u><br><br>terminology<br><br>Text Origin: Council Mandate |
| Annex III, second heading |                     |                    |                                                                                                              |                                                                                                                                                                     |
| 539                       | GENERAL PRINCIPLES  | GENERAL PRINCIPLES | <u>B.</u> GENERAL PRINCIPLES                                                                                 | <u>B.</u> GENERAL PRINCIPLES                                                                                                                                        |

|                                         | Commission Proposal                                                                                                                                                                                                                                                                                                                                                                                    | EP Mandate                                                                                                                                                                                                                                                                                                                                                                                                        | Council Mandate                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                       | Draft Agreement                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                          |
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| Annex III, point (1), introductory part |                                                                                                                                                                                                                                                                                                                                                                                                        |                                                                                                                                                                                                                                                                                                                                                                                                                   |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                       |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                          |
| 540                                     | 1. The manufacturer of a machinery product or his or her authorised representative shall ensure that a risk assessment is carried out in order to determine the health and safety requirements, which apply to the machinery product. The machinery product shall then be designed and constructed to prevent and minimise all relevant risks, taking into account the results of the risk assessment. | 1. <del>The manufacturer of a machinery product or his or her authorised representative</del> shall ensure that a risk assessment is carried out in order to determine the health and safety requirements, which apply to the machinery product. The machinery product shall then be designed and constructed to prevent and minimise all relevant risks, taking into account the results of the risk assessment. | 1. The manufacturer of a machinery <del>product or his or her authorised representative</del> <u>or related product</u> shall ensure that a risk assessment is carried out in order to determine the health and safety requirements, which apply to the machinery <u>or related product</u> . The machinery <del>product</del> <u>shall or related products shall</u> then be designed and constructed to <del>prevent and</del> <u>eliminate hazards or</u> minimise all relevant risks, taking into account the results of the risk | 1. The manufacturer of a machinery <del>product or his or her authorised representative</del> <u>or related product</u> shall ensure that a risk assessment is carried out in order to determine the health and safety requirements, which apply to the machinery <u>or related product</u> . The machinery <u>or related product</u> shall then be designed and constructed to <del>prevent and</del> <u>eliminate hazards or, if that is not possible, to</u> minimise all relevant risks, taking into account the results of the risk |

|                                                          | Commission Proposal                                                                                                                                                   | EP Mandate                                                                                                                                                                                  | Council Mandate                                                                                                                                                                             | Draft Agreement                                                                                                                                                                             |
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|                                                          |                                                                                                                                                                       |                                                                                                                                                                                             | assessment.                                                                                                                                                                                 | assessment.<br><br>terminology<br><br>Text Origin: Council<br>Mandate                                                                                                                       |
| Annex III, point (1), first paragraph, introductory part |                                                                                                                                                                       |                                                                                                                                                                                             |                                                                                                                                                                                             |                                                                                                                                                                                             |
| 541                                                      | By the iterative process of risk assessment and risk reduction referred to in the first subparagraph, the manufacturer or his or her authorised representative shall: | By the iterative process of risk assessment and risk reduction referred to in the first subparagraph, the manufacturer <del>or</del> <del>his or her authorised representative</del> shall: | By the iterative process of risk assessment and risk reduction referred to in the first subparagraph, the manufacturer <del>or</del> <del>his or her authorised representative</del> shall: | By the iterative process of risk assessment and risk reduction referred to in the first subparagraph, the manufacturer <del>or</del> <del>his or her authorised representative</del> shall: |

|                                          | Commission Proposal                                                                                                              | EP Mandate                                                                                                                       | Council Mandate                                                                                                                                    | Draft Agreement                                                                                                                                                                                              |
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| Annex III, point (1), first paragraph(a) |                                                                                                                                  |                                                                                                                                  |                                                                                                                                                    |                                                                                                                                                                                                              |
| 542                                      | (a) determine the limits of the machinery product, which include the intended use and any reasonably foreseeable misuse thereof; | (a) determine the limits of the machinery product, which include the intended use and any reasonably foreseeable misuse thereof; | (a) determine the limits of the machinery <u>or related</u> product, which include the intended use and any reasonably foreseeable misuse thereof; | (a) determine the limits of the machinery <u>or related</u> product, which include the intended use and any reasonably foreseeable misuse thereof;<br><br>terminology<br><br>Text Origin: Council<br>Mandate |

|     | Commission Proposal                                                                                                                                                                                                                                                 | EP Mandate                                                                                                                                                                                                                                                          | Council Mandate                                                                                                                                                                                                                                                                | Draft Agreement                                                                                                                                                                                                                                                                                          |
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|     | Annex III, point (1), first paragraph(b)                                                                                                                                                                                                                            |                                                                                                                                                                                                                                                                     |                                                                                                                                                                                                                                                                                |                                                                                                                                                                                                                                                                                                          |
| 543 | (b) determine the risks resulting from interactions between machinery in order to achieve the same end that are arranged and controlled so that they function as an integral whole, thus forming a machinery product as defined in Article 3, point (1), point (d); | (b) determine the risks resulting from interactions between machinery in order to achieve the same end that are arranged and controlled so that they function as an integral whole, thus forming a machinery product as defined in Article 3, point (1), point (d); | <del>(b) determine the risks resulting from interactions between machinery in order to achieve the same end that are arranged and controlled so that they function as an integral whole, thus forming a machinery product as defined in Article 3, point (1), point (d);</del> | (b) <del>determine the risks resulting from interactions between machinery in order to achieve the same end that are arranged and controlled so that they function as an integral whole, thus forming a machinery product as defined in Article 3, point (1), point</del> <del>(d);</del> <u>deleted</u> |
|     | Annex III, point (1), first paragraph(c)                                                                                                                                                                                                                            |                                                                                                                                                                                                                                                                     |                                                                                                                                                                                                                                                                                |                                                                                                                                                                                                                                                                                                          |
| 544 | (c) identify the hazards that may be generated by the machinery product and the associated hazardous situations, including                                                                                                                                          | (c) identify the hazards that may be generated by the machinery product and the associated hazardous situations, including                                                                                                                                          | (c) identify the hazards that may be generated by the machinery <u>or related</u> product and the associated hazardous situations, <del>including</del>                                                                                                                        | (c) identify the hazards that may be generated by the machinery <u>or related</u> product and the associated hazardous situations, <del>including</del>                                                                                                                                                  |



|  | Commission Proposal                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                           | EP Mandate                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                  | Council Mandate                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                             | Draft Agreement                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                             |
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|  | <p>hazards that may be generated during the lifecycle of the machinery product that are foreseeable at the time of placing of the machinery product on the market as an intended evolution of its fully or partially evolving behaviour or logic as a result of the machinery product designed to operate with varying levels of autonomy. In this respect, where the machinery product integrates an artificial intelligence system, the machinery risk assessment shall consider the risk assessment for that artificial intelligence system that has been carried out pursuant to the Regulation ... of the European Parliament and of the Council+ on a European approach for Artificial Intelligence+<sup>1</sup>; .</p> | <p>hazards that may be generated during the lifecycle of the machinery product that are foreseeable at the time of placing of the machinery product on the market as an intended evolution of its fully or partially evolving behaviour or logic as a result of the machinery product designed to operate with varying levels of autonomy. <del>In this respect, where the machinery product integrates an artificial intelligence system, the machinery risk assessment shall consider the risk assessment for that artificial intelligence system that has been carried out pursuant to the Regulation ... of the European Parliament and of the Council+ on a European approach for Artificial</del></p> | <p><del>hazards that may be generated during the lifecycle of the machinery product that are foreseeable at the time of placing of the machinery product on the market as an intended evolution of its fully or partially evolving behaviour or logic as a result of the machinery product designed to operate with varying levels of autonomy. In this respect, where the machinery product integrates an artificial intelligence system, the machinery risk assessment shall consider the risk assessment for that artificial intelligence system that has been carried out pursuant to the Regulation ... of the European Parliament and of the Council+ on a European approach for Artificial</del></p> | <p><del>hazards that may be generated during the lifecycle of the machinery product that are foreseeable at the time of placing of the machinery product on the market as an intended evolution of its fully or partially evolving behaviour or logic as a result of the machinery product designed to operate with varying levels of autonomy. In this respect, where the machinery product integrates an artificial intelligence system, the machinery risk assessment shall consider the risk assessment for that artificial intelligence system that has been carried out pursuant to the Regulation ... of the European Parliament and of the Council+ on a European approach for Artificial</del></p> |

|                                          | Commission Proposal                                                                                                                                                                           | EP Mandate                                                                                                                                                                                                                                         | Council Mandate                                                                                                                                                                                                                                    | Draft Agreement                                                                                                                                                                                                                                                                                           |
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|                                          | <p>_____ 1. + OJ: Please insert in the text the number of the Regulation contained in document ... and insert the number, date, title and OJ reference of that Regulation in the footnote</p> | <p><i>Intelligence<sup>+</sup>;,-</i></p> <p>_____ 1. <del>+ OJ: Please insert in the text the number of the Regulation contained in document ... and insert the number, date, title and OJ reference of that Regulation in the footnote</del></p> | <p><i>Intelligence<sup>+</sup>;,-</i></p> <p>_____ 1. <del>+ OJ: Please insert in the text the number of the Regulation contained in document ... and insert the number, date, title and OJ reference of that Regulation in the footnote</del></p> | <p><i>Intelligence<sup>+</sup>;,-</i></p> <p>_____ 1. <del>+ OJ: Please insert in the text the number of the Regulation contained in document ... and insert the number, date, title and OJ reference of that Regulation in the footnote</del></p> <p>terminology</p> <p>Text Origin: Council Mandate</p> |
| Annex III, point (1), first paragraph(d) |                                                                                                                                                                                               |                                                                                                                                                                                                                                                    |                                                                                                                                                                                                                                                    |                                                                                                                                                                                                                                                                                                           |

|                                          | Commission Proposal                                                                                                                         | EP Mandate                                                                                                                                  | Council Mandate                                                                                                                             | Draft Agreement                                                                                                                                                                       |
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| 545                                      | (d) estimate the risks, taking into account the severity of the possible injury or damage to health and the probability of its occurrence;  | (d) estimate the risks, taking into account the severity of the possible injury or damage to health and the probability of its occurrence;  | (d) estimate the risks, taking into account the severity of the possible injury or damage to health and the probability of its occurrence;  | (d) estimate the risks, taking into account the severity of the possible injury or damage to health and the probability of its occurrence;<br><br>Text Origin:<br>Commission Proposal |
| Annex III, point (1), first paragraph(e) |                                                                                                                                             |                                                                                                                                             |                                                                                                                                             |                                                                                                                                                                                       |
| 546                                      | (e) evaluate the risks, with a view to determining whether risk reduction is required, in accordance with the objective of this Regulation; | (e) evaluate the risks, with a view to determining whether risk reduction is required, in accordance with the objective of this Regulation; | (e) evaluate the risks, with a view to determining whether risk reduction is required, in accordance with the objective of this Regulation; | (e) evaluate the risks, with a view to determining whether risk reduction is required, in accordance with the objective of this Regulation;<br><br>Text Origin:                       |

|                                           | Commission Proposal                                                                                                                                                          | EP Mandate                                                                                                                                                                   | Council Mandate                                                                                                                                                              | Draft Agreement                                                                                                                                                                                                         |
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| Annex III, point (1), first paragraph(f)  |                                                                                                                                                                              |                                                                                                                                                                              |                                                                                                                                                                              |                                                                                                                                                                                                                         |
| 547                                       | (f) eliminate the hazards or reduce the risks associated with these hazards by application of protective measures, in the order of priority established in section 1.1.2(b). | (f) eliminate the hazards or reduce the risks associated with these hazards by application of protective measures, in the order of priority established in section 1.1.2(b). | (f) eliminate the hazards or reduce the risks associated with these hazards by application of protective measures, in the order of priority established in section 1.1.2(b). | (f) eliminate the hazards or reduce the risks associated with these hazards by application of protective measures, in the order of priority established in section 1.1.2(b).<br><br>Text Origin:<br>Commission Proposal |
| Annex III, point (1), first paragraph(fa) |                                                                                                                                                                              |                                                                                                                                                                              |                                                                                                                                                                              |                                                                                                                                                                                                                         |

|      | Commission Proposal | EP Mandate | Council Mandate                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                   | Draft Agreement                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                   |
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| 547a |                     |            | <p><u>The risk assessment and risk reduction shall include hazards that may be generated during the lifecycle of the machinery or related product that are foreseeable at the time of placing of the machinery or related product on the market as an intended evolution of its fully or partially self-evolving behaviour or logic as a result of the machinery or related product designed to operate with varying levels of autonomy.</u></p> <p><u>The risk assessment and risk reduction shall include risks resulting from interactions between machinery in order to achieve the same end that are</u></p> | <p><u>The risk assessment and risk reduction shall include hazards that may be generated during the lifecycle of the machinery or related product that are foreseeable at the time of placing of the machinery or related product on the market as an intended evolution of its fully or partially self-evolving behaviour or logic as a result of the machinery or related product designed to operate with varying levels of autonomy.</u></p> <p><u>The risk assessment and risk reduction shall include risks resulting from interactions between machinery in order to achieve the same end that are</u></p> |

|                      | Commission Proposal                                                                                                                                                | EP Mandate                                                                                                                                                         | Council Mandate                                                                                                                                                                                                                                                                                                                                                         | Draft Agreement                                                                                                                                                                                                       |
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|                      |                                                                                                                                                                    |                                                                                                                                                                    | <u>arranged and controlled so that they function as an integral whole, thus forming a machinery as defined in Article 3, point 1(d);<sup>1</sup></u><br><br>_____ 1. <u>[1]</u> + OJ:<br><u>Please insert in the text the number of the Regulation contained in document ... and insert the number, date, title and OJ reference of that Regulation in the footnote</u> | <u>arranged and controlled so that they function as an integral whole, thus forming a machinery as defined in Article 3, point 1(d);</u><br><br>provisionally agreed; EP to check<br><br>Text Origin: Council Mandate |
| Annex III, point (2) |                                                                                                                                                                    |                                                                                                                                                                    |                                                                                                                                                                                                                                                                                                                                                                         |                                                                                                                                                                                                                       |
| 548                  | 2. The obligations laid down by the essential health and safety requirements only apply when the corresponding hazard exists for the machinery product in question | 2. The obligations laid down by the essential health and safety requirements only apply when the corresponding hazard exists for the machinery product in question | 2. The obligations laid down by the essential health and safety requirements only apply when the corresponding hazard exists for the machinery <del>product in</del> <u>or related</u>                                                                                                                                                                                  | 2. The obligations laid down by the essential health and safety requirements only apply when the corresponding hazard exists for the machinery <u>or related</u> product in                                           |

|  | Commission Proposal                                                                                                                                                                                                                                                                                                                                                          | EP Mandate                                                                                                                                                                                                                                                                                                                                                                                         | Council Mandate                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                    | Draft Agreement                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                         |
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|  | <p>when it is used under the conditions foreseen by the manufacturer or his or her authorised representative or in foreseeable abnormal situations. However, the principles of safety integration established in section 1.1.2 and the obligations concerning marking of machinery products and instructions referred to in sections 1.7.3 and 1.7.4 apply in all cases.</p> | <p>when it is used under the conditions foreseen by the manufacturer or <del>his or her</del> <del>authorised representative or</del> in foreseeable abnormal situations. However, the principles of safety integration established in section 1.1.2 and the obligations concerning marking of machinery products and instructions referred to in sections 1.7.3 and 1.7.4 apply in all cases.</p> | <p><del>product</del> question when it is used under the conditions foreseen by the manufacturer <del>or his or her</del> <del>authorised representative</del> or in foreseeable abnormal situations. However, the principles of safety integration established in section 1.1.2 and the obligations concerning marking of machinery <del>products and</del> <u>or related</u> <u>product referred to in section 1.7.3,</u> instructions referred to in <del>sections 1.7.3 and</del> <u>section</u> 1.7.4 apply in all cases.</p> | <p>question when it is used under the conditions foreseen by the manufacturer <del>or his or her</del> <del>authorised representative</del> or in foreseeable abnormal situations. However, the principles of safety integration established in section 1.1.2 and the obligations concerning marking of machinery <del>products and instructions</del> <u>or related</u> <u>product</u> referred to in <del>sections</del> <u>section</u> 1.7.3, <u>instructions referred to in section</u> <del>and</del> 1.7.4 apply in all cases.</p> <p>terminology</p> <p>Text Origin: Council</p> |

|                      | Commission Proposal                                                                                                                                                                                                                                                                                                                                | EP Mandate                                                                                                                                                                                                                                                                                                                                         | Council Mandate                                                                                                                                                                                                                                                                                                                                                      | Draft Agreement                                                                                                                                                                                                                                                                                                                                                                         |
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|                      |                                                                                                                                                                                                                                                                                                                                                    |                                                                                                                                                                                                                                                                                                                                                    |                                                                                                                                                                                                                                                                                                                                                                      | Mandate                                                                                                                                                                                                                                                                                                                                                                                 |
| Annex III, point (3) |                                                                                                                                                                                                                                                                                                                                                    |                                                                                                                                                                                                                                                                                                                                                    |                                                                                                                                                                                                                                                                                                                                                                      |                                                                                                                                                                                                                                                                                                                                                                                         |
| 549                  | 3. The essential health and safety requirements laid down in this Annex are mandatory; however, taking into account the state of the art, it may not be possible to meet the objectives set by them. In that event, the machinery product shall, as far as possible, be designed and constructed with the purpose of approaching those objectives. | 3. The essential health and safety requirements laid down in this Annex are mandatory; however, taking into account the state of the art, it may not be possible to meet the objectives set by them. In that event, the machinery product shall, as far as possible, be designed and constructed with the purpose of approaching those objectives. | 3. The essential health and safety requirements laid down in this Annex are mandatory; however, taking into account the state of the art, it may not be possible to meet the objectives set by them. In that event, the machinery <u>or related</u> product shall, as far as possible, be designed and constructed with the purpose of approaching those objectives. | 3. The essential health and safety requirements laid down in this Annex are mandatory; however, taking into account the state of the art, it may not be possible to meet the objectives set by them. In that event, the machinery <u>or related</u> product shall, as far as possible, be designed and constructed with the purpose of approaching those objectives.<br><br>terminology |



|                      | Commission Proposal                                                                                                                                                                                                                                                                                                                                                                                                                                                    | EP Mandate                                                                                                                                                                                                                                                                                                                                                                                                                                                             | Council Mandate                                                                                                                                                                                                                                                                                                                                                                                                                                                             | Draft Agreement                                                                                                                                                                                                                                                                                                                                                                                                                                                             |
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| Annex III, point (4) |                                                                                                                                                                                                                                                                                                                                                                                                                                                                        |                                                                                                                                                                                                                                                                                                                                                                                                                                                                        |                                                                                                                                                                                                                                                                                                                                                                                                                                                                             |                                                                                                                                                                                                                                                                                                                                                                                                                                                                             |
| 550                  | <p>4. This Annex is organised into six chapters. The first chapter is of general scope and applicable to all machinery products. The other chapters refer to certain sorts of more specific hazards.</p> <p>Nevertheless, it is essential to examine the whole of this Annex in order to be sure of meeting all the relevant essential requirements.</p> <p>When a machinery product is being designed, the requirements of the first chapter and the requirements</p> | <p>4. This Annex is organised into six chapters. The first chapter is of general scope and applicable to all machinery products. The other chapters refer to certain sorts of more specific hazards.</p> <p>Nevertheless, it is essential to examine the whole of this Annex in order to be sure of meeting all the relevant essential requirements.</p> <p>When a machinery product is being designed, the requirements of the first chapter and the requirements</p> | <p>4. This Annex is organised into six chapters. The first chapter is of general scope and applicable to all machinery <del>products</del><u>or related product</u>. The other chapters refer to certain sorts of more specific hazards. Nevertheless, it is essential to examine the whole of this Annex in order to be sure of meeting all the relevant essential requirements. When a machinery <u>or related</u> product is being designed, the requirements of the</p> | <p>4. This Annex is organised into six chapters. The first chapter is of general scope and applicable to all machinery <del>products</del><u>or related product</u>. The other chapters refer to certain sorts of more specific hazards. Nevertheless, it is essential to examine the whole of this Annex in order to be sure of meeting all the relevant essential requirements. When a machinery <u>or related</u> product is being designed, the requirements of the</p> |

|  | Commission Proposal                                                                                                                                                                                                                                                                                                                                  | EP Mandate                                                                                                                                                                                                                                                                                                                                           | Council Mandate                                                                                                                                                                                                                                                                                                                                                                                           | Draft Agreement                                                                                                                                                                                                                                                                                                                                                                                                                                                      |
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|  | <p>of one or more of the other chapters shall be taken into account, depending on the results of the risk assessment carried out in accordance with point 1 of these General Principles. Essential health and safety requirements for the protection of the environment are applicable only to the machinery product referred to in section 2.4.</p> | <p>of one or more of the other chapters shall be taken into account, depending on the results of the risk assessment carried out in accordance with point 1 of these General Principles. Essential health and safety requirements for the protection of the environment are applicable only to the machinery product referred to in section 2.4.</p> | <p>first chapter and the requirements of one or more of the other chapters shall be taken into account, depending on the results of the risk assessment carried out in accordance with point 1 of these General Principles. Essential health and safety requirements for the protection of the environment are applicable only to the machinery <u>or related</u> product referred to in section 2.4.</p> | <p>first chapter and the requirements of one or more of the other chapters shall be taken into account, depending on the results of the risk assessment carried out in accordance with point 1 of these General Principles. Essential health and safety requirements for the protection of the environment are applicable only to the machinery <u>or related</u> product referred to in section 2.4.</p> <p>terminology</p> <p>Text Origin: Council<br/>Mandate</p> |

|                       | Commission Proposal                           | EP Mandate                                    | Council Mandate                                                                                                                      | Draft Agreement                                                                                                                                                             |
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| Annex III, point (4a) |                                               |                                               |                                                                                                                                      |                                                                                                                                                                             |
| 550a                  |                                               |                                               | <u>5. These general principles shall apply to the risk assessment carried out by the manufacturer of partly completed machinery.</u> | <u>5. These general principles shall apply to the risk assessment carried out by the manufacturer of partly completed machinery.</u><br><br>Text Origin: Council<br>Mandate |
| Annex III, 1          |                                               |                                               |                                                                                                                                      |                                                                                                                                                                             |
| 551                   | 1 1. ESSENTIAL HEALTH AND SAFETY REQUIREMENTS | 1 1. ESSENTIAL HEALTH AND SAFETY REQUIREMENTS | 1 1. ESSENTIAL HEALTH AND SAFETY REQUIREMENTS                                                                                        | 1 1. ESSENTIAL HEALTH AND SAFETY REQUIREMENTS                                                                                                                               |

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|                                                     |                      |                      |                                                                        | Text Origin: Council<br>Mandate                                                |
| Annex III, 1, point (1.1), introductory part        |                      |                      |                                                                        |                                                                                |
| 552                                                 | 1.1. GENERAL REMARKS | 1.1. GENERAL REMARKS | 1.1. GENERAL REMARKS                                                   | 1.1. GENERAL REMARKS<br><br>Text Origin:<br>Commission Proposal                |
| Annex III, 1, point (1.1)(1.1.1), introductory part |                      |                      |                                                                        |                                                                                |
| 553                                                 | 1.1.1. Definitions   | 1.1.1. Definitions   | 1.1.1. <del>Definitions</del> <u>Applicability</u><br><br>Move to 538a | 1.1.1. <del>Definitions</del> <u>Applicability</u><br><br>Text Origin: Council |

|                                                                         | Commission Proposal | EP Mandate | Council Mandate                                                                                                                                                                  | Draft Agreement                                                                                                                                                                                                      |
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|                                                                         |                     |            |                                                                                                                                                                                  | Mandate                                                                                                                                                                                                              |
| Annex III, 1, point (1.1)(1.1.1), first paragraph, introductory part -a |                     |            |                                                                                                                                                                                  |                                                                                                                                                                                                                      |
| G 553a                                                                  |                     |            | <p><u>The obligations laid down by the essential health and safety requirements are applicable to partly completed machinery in as much those requirements are relevant.</u></p> | <p><u>The obligations laid down by the essential health and safety requirements are applicable to partly completed machinery in as much those requirements are relevant.</u></p> <p>Text Origin: Council Mandate</p> |
| Annex III, 1, point (1.1)(1.1.1), first paragraph -b                    |                     |            |                                                                                                                                                                                  |                                                                                                                                                                                                                      |

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| 553b                                                                 |                     |            | <p><u>The relevant requirements in relation to partly completed machinery do not cover the requirements that can only be fulfilled at the time of the incorporation of the partly completed machinery. However the principles of safety integration established in section 1.1.2 are applicable in all cases.</u></p> | <p><u>The relevant requirements in relation to partly completed machinery do not cover the requirements that can only be fulfilled at the time of the incorporation of the partly completed machinery. However the principles of safety integration established in section 1.1.2 are applicable in all cases.</u></p> <p>Text Origin: Council Mandate</p> |
| Annex III, 1, point (1.1)(1.1.1), first paragraph, introductory part |                     |            |                                                                                                                                                                                                                                                                                                                       |                                                                                                                                                                                                                                                                                                                                                           |

|                                                      | Commission Proposal | EP Mandate                                                                                                                                       | Council Mandate                                                                                                                                             | Draft Agreement                                                                                                                                                            |
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| G                                                    | 554                 | For the purpose of this Annex:                                                                                                                   | For the purpose of this Annex:                                                                                                                              | <del>For the purpose of this Annex:</del><br><del>Annex:</del> <u>deleted</u>                                                                                              |
| Annex III, 1, point (1.1)(1.1.1), first paragraph(a) |                     |                                                                                                                                                  |                                                                                                                                                             |                                                                                                                                                                            |
| G                                                    | 555                 | (a) 'hazard' means a potential source of injury or damage to health;                                                                             | <del>(a) 'hazard' means a potential source of injury or damage to health;</del>                                                                             | <del>(a) 'hazard' means a potential source of injury or damage to health;</del> <u>deleted</u>                                                                             |
| Annex III, 1, point (1.1)(1.1.1), first paragraph(b) |                     |                                                                                                                                                  |                                                                                                                                                             |                                                                                                                                                                            |
| G                                                    | 556                 | (b) 'danger zone' means any zone within and/or around a machinery product in which a person is subject to a risk to his or her health or safety; | <del>(b) 'danger zone' means any zone within and/or around a machinery product in which a person is subject to a risk to his or her health or safety;</del> | <del>(b) 'danger zone' means any zone within and/or around a machinery product in which a person is subject to a risk to his or her health or safety;</del> <u>deleted</u> |

|       | Commission Proposal                                                                                                                          | EP Mandate                                                                                                                                   | Council Mandate                                                                                                                                         | Draft Agreement                                                                                                                                                        |
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|       |                                                                                                                                              |                                                                                                                                              |                                                                                                                                                         |                                                                                                                                                                        |
|       | Annex III, 1, point (1.1)(1.1.1), first paragraph(c)                                                                                         |                                                                                                                                              |                                                                                                                                                         |                                                                                                                                                                        |
| G 557 | (c) 'exposed person' means any person wholly or partially in a danger zone;                                                                  | (c) 'exposed person' means any person wholly or partially in a danger zone;                                                                  | <del>(c) 'exposed person' means any person wholly or partially in a danger zone;</del>                                                                  | (c) <del>'exposed person' means any person wholly or partially in a danger zone;</del> <u>deleted</u>                                                                  |
|       | Annex III, 1, point (1.1)(1.1.1), first paragraph(d)                                                                                         |                                                                                                                                              |                                                                                                                                                         |                                                                                                                                                                        |
| G 558 | (d) 'operator' means the person or persons installing, operating, adjusting, maintaining, cleaning, repairing or moving a machinery product; | (d) 'operator' means the person or persons installing, operating, adjusting, maintaining, cleaning, repairing or moving a machinery product; | <del>(d) 'operator' means the person or persons installing, operating, adjusting, maintaining, cleaning, repairing or moving a machinery product;</del> | (d) <del>'operator' means the person or persons installing, operating, adjusting, maintaining, cleaning, repairing or moving a machinery product;</del> <u>deleted</u> |
|       | Annex III, 1, point (1.1)(1.1.1), first paragraph(e)                                                                                         |                                                                                                                                              |                                                                                                                                                         |                                                                                                                                                                        |



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| 559                                                  | (e) 'risk' means a combination of the probability and the degree of an injury or damage to health that can arise in a hazardous situation; | (e) 'risk' means a combination of the probability and the degree of an injury or damage to health that can arise in a hazardous situation; | <del>(e) 'risk' means a combination of the probability and the degree of an injury or damage to health that can arise in a hazardous situation;</del> | (e) <del>'risk' means a combination of the probability and the degree of an injury or damage to health that can arise in a hazardous situation;</del><br><u>deleted</u> |
| Annex III, 1, point (1.1)(1.1.1), first paragraph(f) |                                                                                                                                            |                                                                                                                                            |                                                                                                                                                       |                                                                                                                                                                         |
| 560                                                  | (f) 'guard' means a part of a machinery product used specifically to provide protection by means of a physical barrier;                    | (f) 'guard' means a part of a machinery product used specifically to provide protection by means of a physical barrier;                    | <del>(f) 'guard' means a part of a machinery product used specifically to provide protection by means of a physical barrier;</del>                    | (f) <del>'guard' means a part of a machinery product used specifically to provide protection by means of a physical barrier;</del><br><u>deleted</u>                    |
| Annex III, 1, point (1.1)(1.1.1), first paragraph(g) |                                                                                                                                            |                                                                                                                                            |                                                                                                                                                       |                                                                                                                                                                         |
| 561                                                  | (g) 'protective device' means a device (other than a guard) which                                                                          | (g) 'protective device' means a device (other than a guard) which                                                                          | <del>(g) 'protective device' means a device (other than a guard) which</del>                                                                          | (g) <del>'protective device' means a device (other than a guard) which</del>                                                                                            |

|                                                      | Commission Proposal                                                                                                                                                                        | EP Mandate                                                                                                                                                                                 | Council Mandate                                                                                                                                                                                       | Draft Agreement                                                                                                                                                                                                          |
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|                                                      | reduces the risk, either alone or in conjunction with a guard;                                                                                                                             | reduces the risk, either alone or in conjunction with a guard;                                                                                                                             | <del>reduces the risk, either alone or in conjunction with a guard;</del>                                                                                                                             | <del>reduces the risk, either alone or in conjunction with a guard;</del> <del>deleted</del>                                                                                                                             |
| Annex III, 1, point (1.1)(1.1.1), first paragraph(h) |                                                                                                                                                                                            |                                                                                                                                                                                            |                                                                                                                                                                                                       |                                                                                                                                                                                                                          |
| 562                                                  | (h) ‘intended use’ means the use of a machinery product in accordance with the information provided in the instructions for use;                                                           | (h) ‘intended use’ means the use of a machinery product in accordance with the information provided in the instructions for use;                                                           | <del>(h) ‘intended use’ means the use of a machinery product in accordance with the information provided in the instructions for use;</del>                                                           | <del>(h) ‘intended use’ means the use of a machinery product in accordance with the information provided in the instructions for use;</del> <del>deleted</del>                                                           |
| Annex III, 1, point (1.1)(1.1.1), first paragraph(i) |                                                                                                                                                                                            |                                                                                                                                                                                            |                                                                                                                                                                                                       |                                                                                                                                                                                                                          |
| 563                                                  | (i) ‘reasonably foreseeable misuse’ means the use of a machinery product in a way not intended in the instructions for use, but which may result from readily predictable human behaviour. | (i) ‘reasonably foreseeable misuse’ means the use of a machinery product in a way not intended in the instructions for use, but which may result from readily predictable human behaviour. | <del>(i) ‘reasonably foreseeable misuse’ means the use of a machinery product in a way not intended in the instructions for use, but which may result from readily predictable human behaviour.</del> | <del>(i) ‘reasonably foreseeable misuse’ means the use of a machinery product in a way not intended in the instructions for use, but which may result from readily predictable human behaviour.</del> <del>deleted</del> |

|                                                     | Commission Proposal                                                                                                                                                                                          | EP Mandate                                                                                                                                                                                                   | Council Mandate                                                                                                                                                                                                        | Draft Agreement                                                                                                                                                                                                        |
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| Annex III, 1, point (1.1)(1.1.2), introductory part |                                                                                                                                                                                                              |                                                                                                                                                                                                              |                                                                                                                                                                                                                        |                                                                                                                                                                                                                        |
| 564                                                 | 1.1.2. Principles of safety integration                                                                                                                                                                      | 1.1.2. Principles of safety integration                                                                                                                                                                      | 1.1.2. Principles of safety integration                                                                                                                                                                                | 1.1.2. Principles of safety integration<br><br>Text Origin:<br>Commission Proposal                                                                                                                                     |
| Annex III, 1, point (1.1)(1.1.2)(a)                 |                                                                                                                                                                                                              |                                                                                                                                                                                                              |                                                                                                                                                                                                                        |                                                                                                                                                                                                                        |
| 565                                                 | (a) A machinery product shall be designed and constructed so that it is fit for its function, and can be operated, adjusted and maintained without putting persons at risk when these operations are carried | (a) A machinery product shall be designed and constructed so that it is fit for its function, and can be operated, adjusted and maintained without putting persons at risk when these operations are carried | (a) A machinery <u>or related</u> product shall be designed and constructed so that it is fit for its function, and can be operated, adjusted and maintained without putting persons at risk when these operations are | (a) A machinery <u>or related</u> product shall be designed and constructed so that it is fit for its function, and can be operated, adjusted and maintained without putting persons at risk when these operations are |

|  | Commission Proposal                                                                                                                                                                                                                                                                                                            | EP Mandate                                                                                                                                                                                                                                                                                                                                   | Council Mandate                                                                                                                                                                                                                                                                                                                                          | Draft Agreement                                                                                                                                                                                                                                                                                                                                                                                                            |
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|  | <p>out under the conditions foreseen but also taking into account any reasonably foreseeable misuse thereof. The aim of protective measures shall be to eliminate any risk throughout the foreseeable lifetime of the machinery product including the phases of transport, assembly, dismantling, disabling and scrapping.</p> | <p>out under the conditions foreseen but also taking into account any reasonably foreseeable <u>use or</u> misuse thereof. The aim of protective measures shall be to eliminate any risk throughout the foreseeable lifetime of the machinery product including the phases of transport, assembly, dismantling, disabling and scrapping.</p> | <p>carried out under the conditions foreseen but also taking into account any reasonably foreseeable misuse thereof. The aim of protective measures shall be to eliminate any risk throughout the foreseeable lifetime of the machinery <u>or related</u> product including the phases of transport, assembly, dismantling, disabling and scrapping.</p> | <p>carried out under the conditions foreseen but also taking into account any reasonably foreseeable misuse thereof. The aim of protective measures shall be to eliminate any risk throughout the foreseeable lifetime of the machinery <u>or related</u> product including the phases of transport, assembly, dismantling, disabling and scrapping.</p> <p>EP to check</p> <p>terminology</p> <p>Text Origin: Council</p> |

|                                                        | Commission Proposal                                                                                                                                               | EP Mandate                                                                                                                                                                   | Council Mandate                                                                                                                                                              | Draft Agreement                                                                                                                                                                                                |
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| Annex III, 1, point (1.1)(1.1.2)(b), introductory part |                                                                                                                                                                   |                                                                                                                                                                              |                                                                                                                                                                              |                                                                                                                                                                                                                |
| 566                                                    | (b) In selecting the most appropriate methods, the manufacturer or his or her authorised representative shall apply the following principles, in the order given: | (b) In selecting the most appropriate methods, the manufacturer <del>or his or her authorised representative</del> shall apply the following principles, in the order given: | (b) In selecting the most appropriate methods, the manufacturer <del>or his or her authorised representative</del> shall apply the following principles, in the order given: | (b) In selecting the most appropriate methods, the manufacturer <del>or his or her authorised representative</del> shall apply the following principles, in the order given:<br><br>Text Origin: EP<br>Mandate |
| Annex III, 1, point (1.1)(1.1.2)(b)(i)                 |                                                                                                                                                                   |                                                                                                                                                                              |                                                                                                                                                                              |                                                                                                                                                                                                                |

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| 567                                     | i. eliminate or reduce risks as far as possible (inherently safe machinery product design and construction); | i. eliminate or reduce risks as far as possible (inherently safe machinery product design and construction); | i. eliminate <u>hazards</u> or reduce risks as far as possible (inherently safe machinery <u>or related</u> product design and construction); | i. eliminate <u>hazards or, if that is not or reduce risks as far as possible, minimise risks</u> (inherently safe machinery <u>or related</u> product design and construction);<br><br>terminology<br><br>Text Origin: Council Mandate |
| Annex III, 1, point (1.1)(1.1.2)(b)(ii) |                                                                                                              |                                                                                                              |                                                                                                                                               |                                                                                                                                                                                                                                         |
| 568                                     |                                                                                                              |                                                                                                              |                                                                                                                                               |                                                                                                                                                                                                                                         |

|                                          | Commission Proposal                                                                                                                                                                                                     | EP Mandate                                                                                                                                                                                                              | Council Mandate                                                                                                                                                                                                         | Draft Agreement                                                                                                                                                                                                         |
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|                                          | ii. take the necessary protective measures in relation to risks that cannot be eliminated;                                                                                                                              | ii. take the necessary protective measures in relation to risks that cannot be eliminated;                                                                                                                              | ii. take the necessary protective measures in relation to risks that cannot be eliminated;                                                                                                                              | ii. take the necessary protective measures in relation to risks that cannot be eliminated;<br><br>Text Origin:<br>Commission Proposal                                                                                   |
| Annex III, 1, point (1.1)(1.1.2)(b)(iii) |                                                                                                                                                                                                                         |                                                                                                                                                                                                                         |                                                                                                                                                                                                                         |                                                                                                                                                                                                                         |
| 569                                      | iii. inform users of the residual risks due to any shortcomings of the protective measures adopted, indicate whether any particular training is required and specify any need to provide personal protective equipment. | iii. inform users of the residual risks due to any shortcomings of the protective measures adopted, indicate whether any particular training is required and specify any need to provide personal protective equipment. | iii. inform users of the residual risks due to any shortcomings of the protective measures adopted, indicate whether any particular training is required and specify any need to provide personal protective equipment. | iii. inform users of the residual risks due to any shortcomings of the protective measures adopted, indicate whether any particular training is required and specify any need to provide personal protective equipment. |

|                                     | Commission Proposal                                                                                                                                                                                                                                                                                                                                                                                                  | EP Mandate                                                                                                                                                                                                                                                                                                                                                                                                                      | Council Mandate                                                                                                                                                                                                                                                                                                                                                                                                                                          | Draft Agreement                                                                                                                                                                                                                                                                                                                                                                                                                                          |
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| Annex III, 1, point (1.1)(1.1.2)(c) |                                                                                                                                                                                                                                                                                                                                                                                                                      |                                                                                                                                                                                                                                                                                                                                                                                                                                 |                                                                                                                                                                                                                                                                                                                                                                                                                                                          |                                                                                                                                                                                                                                                                                                                                                                                                                                                          |
| 570                                 | (c) When designing and constructing a machinery product and when drafting the instructions, the manufacturer or his or her authorised representative shall envisage not only the intended use of the machinery product but also any reasonably foreseeable misuse thereof. The machinery product shall be designed and constructed in such a way as to prevent abnormal use if such use would engender a risk. Where | (c) When designing and constructing a machinery product and when drafting the instructions, the manufacturer <del>or his or her authorised representative</del> shall envisage not only the intended use of the machinery product but also any reasonably foreseeable misuse thereof. The machinery product shall be designed and constructed in such a way as to prevent abnormal use if such use would engender a risk. Where | (c) When designing and constructing a machinery <u>or related</u> product and when drafting the instructions, the manufacturer <del>or his or her authorised representative</del> shall envisage not only the intended use of the machinery <u>or related</u> product but also any reasonably foreseeable misuse thereof. The machinery <u>or related</u> product shall be designed and constructed in such a way as to prevent abnormal use if such use | (c) When designing and constructing a machinery <u>or related</u> product and when drafting the instructions, the manufacturer <del>or his or her authorised representative</del> shall envisage not only the intended use of the machinery <u>or related</u> product but also any reasonably foreseeable misuse thereof. The machinery <u>or related</u> product shall be designed and constructed in such a way as to prevent abnormal use if such use |



|                                     | Commission Proposal                                                                                                                                                 | EP Mandate                                                                                                                                                          | Council Mandate                                                                                                                                                                                                    | Draft Agreement                                                                                                                                                                                                                                                              |
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|                                     | appropriate, the instructions shall draw the user's attention to ways — which experience has shown might occur — in which the machinery product should not be used. | appropriate, the instructions shall draw the user's attention to ways — which experience has shown might occur — in which the machinery product should not be used. | would engender a risk. Where appropriate, the instructions shall draw the user's attention to ways — which experience has shown might occur — in which the machinery <u>or related</u> product should not be used. | would engender a risk. Where appropriate, the instructions shall draw the user's attention to ways — which experience has shown might occur — in which the machinery <u>or related</u> product should not be used.<br><br>terminology<br><br>Text Origin: Council<br>Mandate |
| Annex III, 1, point (1.1)(1.1.2)(d) |                                                                                                                                                                     |                                                                                                                                                                     |                                                                                                                                                                                                                    |                                                                                                                                                                                                                                                                              |
| 571                                 | (d) A machinery product shall be designed and constructed to take account of the constraints to which                                                               | (d) A machinery product shall be designed and constructed to take account of the constraints to which                                                               | (d) A machinery <u>or related</u> product shall be designed and constructed to take account of the constraints to                                                                                                  | (d) A machinery <u>or related</u> product shall be designed and constructed to take account of the constraints to                                                                                                                                                            |

|                                     | Commission Proposal                                                                                                                                                       | EP Mandate                                                                                                                                                                                        | Council Mandate                                                                                                                                                                             | Draft Agreement                                                                                                                                                                                          |
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|                                     | the operator is subject as a result of the necessary or foreseeable use of personal protective equipment.                                                                 | the operator is subject as a result of the necessary or foreseeable use of personal protective equipment.                                                                                         | which the operator is subject as a result of the necessary or foreseeable use of personal protective equipment.                                                                             | which the operator is subject as a result of the necessary or foreseeable use of personal protective equipment.<br><br>terminology<br><br>Text Origin: Council Mandate                                   |
| Annex III, 1, point (1.1)(1.1.2)(e) |                                                                                                                                                                           |                                                                                                                                                                                                   |                                                                                                                                                                                             |                                                                                                                                                                                                          |
| 572                                 | (e) A machinery product shall be designed and constructed in such a way that it is possible for the user to test the safety functions, and the machinery product shall be | (e) A machinery product shall be designed and constructed in such a way that it is possible <del>for the user</del> to test the safety functions, <del>and</del> . The machinery product shall be | (e) A machinery <u>or related</u> product shall be designed and constructed in such a way that it is possible for the user, <u>where applicable</u> , to test the safety functions, and the | (e) A machinery <u>or related</u> product shall be designed and constructed in such a way that it is possible for the user, <u>where applicable</u> , to test the safety functions, <del>and</del> . The |

|                                                     | Commission Proposal                                                                                                                                                                                                     | EP Mandate                                                                                                                                                                                                              | Council Mandate                                                                                                                                                                                                                                                      | Draft Agreement                                                                                                                                                                                                                                                                                                                    |
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|                                                     | supplied with all the special equipment and accessories, and where appropriate, with the description of specific functional test procedures, essential to enable it to be tested, adjusted, maintained and used safely. | supplied with all the special equipment and accessories, and where appropriate, with the description of specific functional test procedures, essential to enable it to be tested, adjusted, maintained and used safely. | machinery <u>or related</u> product shall be supplied with all the special equipment and accessories, and where appropriate, with the description of specific functional test procedures, essential to enable it to be tested, adjusted, maintained and used safely. | <p>machinery <u>or related</u> product shall be supplied with all the special equipment and accessories, and where appropriate, with the description of specific functional test procedures, essential to enable it to be tested, adjusted, maintained and used safely.</p> <p>terminology</p> <p>Text Origin: Council Mandate</p> |
| Annex III, 1, point (1.1)(1.1.3), introductory part |                                                                                                                                                                                                                         |                                                                                                                                                                                                                         |                                                                                                                                                                                                                                                                      |                                                                                                                                                                                                                                                                                                                                    |
| 573                                                 | 1.1.3. Materials and products                                                                                                                                                                                           | 1.1.3. Materials and products                                                                                                                                                                                           | 1.1.3. Materials and products                                                                                                                                                                                                                                        | 1.1.3. Materials and products                                                                                                                                                                                                                                                                                                      |

|                                                   | Commission Proposal                                                                                                                                                                                                                                                                                   | EP Mandate                                                                                                                                                                                                                                                                                            | Council Mandate                                                                                                                                                                                                                                                                                                                                              | Draft Agreement                                                                                                                                                                                                                                                                                                                                              |
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|                                                   |                                                                                                                                                                                                                                                                                                       |                                                                                                                                                                                                                                                                                                       |                                                                                                                                                                                                                                                                                                                                                              | Text Origin:<br>Commission Proposal                                                                                                                                                                                                                                                                                                                          |
| Annex III, 1, point (1.1)(1.1.3), first paragraph |                                                                                                                                                                                                                                                                                                       |                                                                                                                                                                                                                                                                                                       |                                                                                                                                                                                                                                                                                                                                                              |                                                                                                                                                                                                                                                                                                                                                              |
| 574                                               | The materials used to construct a machinery product, or products used or created during its use, shall not endanger persons' safety or health. In particular, where fluids are used, machinery products shall be designed and constructed to prevent risks due to filling, use, recovery or draining. | The materials used to construct a machinery product, or products used or created during its use, shall not endanger persons' safety or health. In particular, where fluids are used, machinery products shall be designed and constructed to prevent risks due to filling, use, recovery or draining. | The materials used to construct a machinery <u>or related</u> product, or products used or created during its use, shall not endanger persons' safety or health. In particular, where fluids are used, machinery <del>products</del> <u>or related product</u> shall be designed and constructed to prevent risks due to filling, use, recovery or draining. | The materials used to construct a machinery <u>or related</u> product, or products used or created during its use, shall not endanger persons' safety or health. In particular, where fluids are used, machinery <del>products</del> <u>or related product</u> shall be designed and constructed to prevent risks due to filling, use, recovery or draining. |

|                                                     | Commission Proposal | EP Mandate      | Council Mandate | Draft Agreement                                                    |
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|                                                     |                     |                 |                 | <p>terminology</p> <p>Text Origin: Council<br/>Mandate</p>         |
| Annex III, 1, point (1.1)(1.1.4), introductory part |                     |                 |                 |                                                                    |
| 575                                                 | 1.1.4. Lighting     | 1.1.4. Lighting | 1.1.4. Lighting | <p>1.1.4. Lighting</p> <p>Text Origin:<br/>Commission Proposal</p> |
| Annex III, 1, point (1.1)(1.1.4), first paragraph   |                     |                 |                 |                                                                    |

|                                                    | Commission Proposal                                                                                                                                                                                   | EP Mandate                                                                                                                                                                                            | Council Mandate                                                                                                                                                                                                         | Draft Agreement                                                                                                                                                                                                                                                                   |
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| 576                                                | A machinery product shall be supplied with integral lighting suitable for the operations concerned, where the absence thereof is likely to cause a risk despite ambient lighting of normal intensity. | A machinery product shall be supplied with integral lighting suitable for the operations concerned, where the absence thereof is likely to cause a risk despite ambient lighting of normal intensity. | A machinery <u>or related</u> product shall be supplied with integral lighting suitable for the operations concerned, where the absence thereof is likely to cause a risk despite ambient lighting of normal intensity. | A machinery <u>or related</u> product shall be supplied with integral lighting suitable for the operations concerned, where the absence thereof is likely to cause a risk despite ambient lighting of normal intensity.<br><br>terminology<br><br>Text Origin: Council<br>Mandate |
| Annex III, 1, point (1.1)(1.1.4), second paragraph |                                                                                                                                                                                                       |                                                                                                                                                                                                       |                                                                                                                                                                                                                         |                                                                                                                                                                                                                                                                                   |

|                                                   | Commission Proposal                                                                                                                                                                                                                             | EP Mandate                                                                                                                                                                                                                                      | Council Mandate                                                                                                                                                                                                                                                   | Draft Agreement                                                                                                                                                                                                                                                                                                             |
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| 577                                               | A machinery product shall be designed and constructed so that there is no area of shadow likely to cause nuisance, that there is no irritating dazzle and that there are no dangerous stroboscopic effects on moving parts due to the lighting. | A machinery product shall be designed and constructed so that there is no area of shadow likely to cause nuisance, that there is no irritating dazzle and that there are no dangerous stroboscopic effects on moving parts due to the lighting. | A machinery <u>or related</u> product shall be designed and constructed so that there is no area of shadow likely to cause nuisance, that there is no irritating dazzle and that there are no dangerous stroboscopic effects on moving parts due to the lighting. | A machinery <u>or related</u> product shall be designed and constructed so that there is no area of shadow likely to cause nuisance, that there is no irritating dazzle and that there are no dangerous stroboscopic effects on moving parts due to the lighting.<br><br>terminology<br><br>Text Origin: Council<br>Mandate |
| Annex III, 1, point (1.1)(1.1.4), third paragraph |                                                                                                                                                                                                                                                 |                                                                                                                                                                                                                                                 |                                                                                                                                                                                                                                                                   |                                                                                                                                                                                                                                                                                                                             |

|                                                     | Commission Proposal                                                                                                             | EP Mandate                                                                                                                      | Council Mandate                                                                                                                 | Draft Agreement                                                                                                                                                            |
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| 578                                                 | Internal parts requiring frequent inspection and adjustment, and maintenance areas shall be provided with appropriate lighting. | Internal parts requiring frequent inspection and adjustment, and maintenance areas shall be provided with appropriate lighting. | Internal parts requiring frequent inspection and adjustment, and maintenance areas shall be provided with appropriate lighting. | Internal parts requiring frequent inspection and adjustment, and maintenance areas shall be provided with appropriate lighting.<br><br>Text Origin:<br>Commission Proposal |
| Annex III, 1, point (1.1)(1.1.5), introductory part |                                                                                                                                 |                                                                                                                                 |                                                                                                                                 |                                                                                                                                                                            |
| 579                                                 | 1.1.5. Design of a machinery product to facilitate its handling                                                                 | 1.1.5. Design of a machinery product to facilitate its handling                                                                 | 1.1.5. Design of a machinery <u>or related</u> product to facilitate its handling                                               | 1.1.5. Design of a machinery <u>or related</u> product to facilitate its handling<br><br>terminology                                                                       |



|                                                                      | Commission Proposal                                        | EP Mandate                                                 | Council Mandate                                                                  | Draft Agreement                                                                                                                            |
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|                                                                      |                                                            |                                                            |                                                                                  | Text Origin: Council<br>Mandate                                                                                                            |
| Annex III, 1, point (1.1)(1.1.5), first paragraph, introductory part |                                                            |                                                            |                                                                                  |                                                                                                                                            |
| 580                                                                  | A machinery product or each component part thereof, shall: | A machinery product or each component part thereof, shall: | (i) A machinery <u>or related</u> product or each component part thereof, shall: | (i) A machinery <u>or related</u> product or each component part thereof, shall:<br><br>terminology<br><br>Text Origin: Council<br>Mandate |

|                                                      | Commission Proposal                                                             | EP Mandate                                                                      | Council Mandate                                                                 | Draft Agreement                                                                                                            |
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| Annex III, 1, point (1.1)(1.1.5), first paragraph(a) |                                                                                 |                                                                                 |                                                                                 |                                                                                                                            |
| 581                                                  | (a) be capable of being handled and transported safely;                         | (a) be capable of being handled and transported safely;                         | (a) be capable of being handled and transported safely;                         | (a) be capable of being handled and transported safely;<br><br>Text Origin:<br>Commission Proposal                         |
| Annex III, 1, point (1.1)(1.1.5), first paragraph(b) |                                                                                 |                                                                                 |                                                                                 |                                                                                                                            |
| 582                                                  | (b) be packaged or designed so that it can be stored safely and without damage. | (b) be packaged or designed so that it can be stored safely and without damage. | (b) be packaged or designed so that it can be stored safely and without damage. | (b) be packaged or designed so that it can be stored safely and without damage.<br><br>Text Origin:<br>Commission Proposal |

|                                                    | Commission Proposal                                                                                                                                                                                                                                                                   | EP Mandate                                                                                                                                                                                                                                                                                                  | Council Mandate                                                                                                                                                                                                                                                                                                           | Draft Agreement                                                                                                                                                                                                                                                                                                                                                                                |
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| Annex III, 1, point (1.1)(1.1.5), second paragraph |                                                                                                                                                                                                                                                                                       |                                                                                                                                                                                                                                                                                                             |                                                                                                                                                                                                                                                                                                                           |                                                                                                                                                                                                                                                                                                                                                                                                |
| 583                                                | <p>During the transportation of the machinery product and/or its component parts, there shall be no possibility of sudden movements or of hazards due to instability as long as the machinery product and/or its component parts are handled in accordance with the instructions.</p> | <p>During the transportation of the machinery product <del>and/or</del> its component parts, there shall be no possibility of sudden movements or of hazards due to instability as long as the machinery product <del>and/or</del> its component parts are handled in accordance with the instructions.</p> | <p>During the transportation of the machinery <u>or related</u> product and/or its component parts, there shall be no possibility of sudden movements or of hazards due to instability as long as the machinery <u>or related</u> product and/or its component parts are handled in accordance with the instructions.</p> | <p>During the transportation of the machinery <u>or related</u> product <del>and/or</del> its component parts, there shall be no possibility of sudden movements or of hazards due to instability as long as the machinery <u>or related</u> product <del>and/or</del> its component parts are handled in accordance with the instructions.</p> <p>terminology</p> <p>Text Origin: Council</p> |

|                                                                      | Commission Proposal                                                                                                                                                                     | EP Mandate                                                                                                                                                                              | Council Mandate                                                                                                                                                                                                                  | Draft Agreement                                                                                                                                                                                                                                                                            |
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|                                                                      |                                                                                                                                                                                         |                                                                                                                                                                                         |                                                                                                                                                                                                                                  | Mandate                                                                                                                                                                                                                                                                                    |
| Annex III, 1, point (1.1)(1.1.5), third paragraph, introductory part |                                                                                                                                                                                         |                                                                                                                                                                                         |                                                                                                                                                                                                                                  |                                                                                                                                                                                                                                                                                            |
| 584                                                                  | Where the weight, size or shape of a machinery product or its various component parts prevents it or them from being moved by hand, the machinery product or each component part shall: | Where the weight, size or shape of a machinery product or its various component parts prevents it or them from being moved by hand, the machinery product or each component part shall: | (ii) Where the weight, size or shape of a machinery <u>or related</u> product or its various component parts prevents it or them from being moved by hand, the machinery <u>or related</u> product or each component part shall: | (ii) Where the weight, size or shape of a machinery <u>or related</u> product or its various component parts prevents it or them from being moved by hand, the machinery <u>or related</u> product or each component part shall:<br><br>terminology<br><br>Text Origin: Council<br>Mandate |

|                                                      | Commission Proposal                                                | EP Mandate                                                         | Council Mandate                                                    | Draft Agreement                                                                                       |
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|                                                      |                                                                    |                                                                    |                                                                    |                                                                                                       |
| Annex III, 1, point (1.1)(1.1.5), third paragraph(a) |                                                                    |                                                                    |                                                                    |                                                                                                       |
| 585                                                  | (a) either be fitted with attachments for lifting gear, or         | (a) either be fitted with attachments for lifting gear, or         | (a) either be fitted with attachments for lifting gear, or         | (a) either be fitted with attachments for lifting gear, or<br><br>Text Origin:<br>Commission Proposal |
| Annex III, 1, point (1.1)(1.1.5), third paragraph(b) |                                                                    |                                                                    |                                                                    |                                                                                                       |
| 586                                                  | (b) be designed so that it can be fitted with such attachments, or | (b) be designed so that it can be fitted with such attachments, or | (b) be designed so that it can be fitted with such attachments, or | (b) be designed so that it can be fitted with such attachments, or<br><br>Text Origin:                |

|                                                                       | Commission Proposal                                                            | EP Mandate                                                                     | Council Mandate                                                                                            | Draft Agreement                                                                                                           |
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|                                                                       |                                                                                |                                                                                |                                                                                                            | Commission Proposal                                                                                                       |
| Annex III, 1, point (1.1)(1.1.5), third paragraph(c)                  |                                                                                |                                                                                |                                                                                                            |                                                                                                                           |
| 587                                                                   | (c) be shaped in such a way that standard lifting gear can easily be attached. | (c) be shaped in such a way that standard lifting gear can easily be attached. | (c) be shaped in such a way that standard lifting gear can easily be attached.                             | (c) be shaped in such a way that standard lifting gear can easily be attached.<br><br>Text Origin:<br>Commission Proposal |
| Annex III, 1, point (1.1)(1.1.5), fourth paragraph, introductory part |                                                                                |                                                                                |                                                                                                            |                                                                                                                           |
| 588                                                                   | Where a machinery product or one of its component parts is to be               | Where a machinery product or one of its component parts is to be               | (iii) Where a machinery <u>or related</u> product or one of its component parts is to be moved by hand, it | (iii) Where a machinery <u>or related</u> product or one of its component parts is to be moved by hand, it                |

|                                                       | Commission Proposal             | EP Mandate                      | Council Mandate            | Draft Agreement                                                         |
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|                                                       | moved by hand, it shall either: | moved by hand, it shall either: | shall either:              | shall either:<br><br>terminology<br><br>Text Origin: Council<br>Mandate |
| Annex III, 1, point (1.1)(1.1.5), fourth paragraph(a) |                                 |                                 |                            |                                                                         |
| 589                                                   | (a) be easily moveable, or      | (a) be easily moveable, or      | (a) be easily moveable, or | (a) be easily moveable, or<br><br>Text Origin:<br>Commission Proposal   |

|                                                       | Commission Proposal                                                                                                                          | EP Mandate                                                                                                                                   | Council Mandate                                                                                                                                                | Draft Agreement                                                                                                                                                |
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| Annex III, 1, point (1.1)(1.1.5), fourth paragraph(b) |                                                                                                                                              |                                                                                                                                              |                                                                                                                                                                |                                                                                                                                                                |
| 590                                                   | (b) be equipped for picking up and moving safely.                                                                                            | (b) be equipped for picking up and moving safely.                                                                                            | (b) be equipped for picking up and moving safely.                                                                                                              | (b) be equipped for picking up and moving safely.<br><br>Text Origin:<br>Commission Proposal                                                                   |
| Annex III, 1, point (1.1)(1.1.5), fifth paragraph     |                                                                                                                                              |                                                                                                                                              |                                                                                                                                                                |                                                                                                                                                                |
| 591                                                   | Special arrangements shall be made for the handling of tools and/or machinery product parts, which, even if lightweight, could be hazardous. | Special arrangements shall be made for the handling of tools and/or machinery product parts, which, even if lightweight, could be hazardous. | Special arrangements shall be made for the handling of tools and/or machinery <u>or related</u> product parts, which, even if lightweight, could be hazardous. | Special arrangements shall be made for the handling of tools and/or machinery <u>or related</u> product parts, which, even if lightweight, could be hazardous. |



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|                                                                      |                     |                   |                   | terminology<br><br>Text Origin: Council<br>Mandate           |
| Annex III, 1, point (1.1)(1.1.6), introductory part                  |                     |                   |                   |                                                              |
| 592                                                                  | 1.1.6. Ergonomics   | 1.1.6. Ergonomics | 1.1.6. Ergonomics | 1.1.6. Ergonomics<br><br>Text Origin:<br>Commission Proposal |
| Annex III, 1, point (1.1)(1.1.6), first paragraph, introductory part |                     |                   |                   |                                                              |
| 593                                                                  |                     |                   |                   |                                                              |

|                                                      | Commission Proposal                                                                                                                                                                                                   | EP Mandate                                                                                                                                                                                                                                                                       | Council Mandate                                                                                                                                                                                                                                                 | Draft Agreement                                                                                                                                                                                                                                                                                                                                                                      |
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|                                                      | Under the intended conditions of use, the discomfort, fatigue and physical and psychological stress faced by the operator shall be reduced to the minimum possible, taking into account ergonomic principles such as: | -Under the intended conditions of use, the discomfort, fatigue and physical and <del>psychological stress</del> <u>cognitive workload</u> faced by the operator shall be <u>eliminated or</u> reduced to the minimum possible, taking into account ergonomic principles such as: | Under the intended conditions of use, the discomfort, fatigue and physical and psychological stress faced by the operator shall be reduced to the minimum possible, taking into account <u>at least, the following</u> ergonomic principles <del>such as:</del> | -Under the intended conditions of use, the discomfort, fatigue and physical and psychological stress faced by the operator shall be <u>eliminated or</u> reduced to the minimum possible, taking into account <del>ergonomic principles such as</del> <u>at least, the following ergonomic principles:</u><br><br>EP to check cognitive workload<br><br>Text Origin: Council Mandate |
| Annex III, 1, point (1.1)(1.1.6), first paragraph(a) |                                                                                                                                                                                                                       |                                                                                                                                                                                                                                                                                  |                                                                                                                                                                                                                                                                 |                                                                                                                                                                                                                                                                                                                                                                                      |

|                                                       | Commission Proposal                                                                           | EP Mandate                                                                                    | Council Mandate                                                                                                                        | Draft Agreement                                                                                                                                                    |
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| 594                                                   | (a) allowing for the variability of the operator's physical dimensions, strength and stamina; | (a) allowing for the variability of the operator's physical dimensions, strength and stamina; | (a) allowing for the variability of the operator's physical dimensions, strength and stamina;                                          | (a) allowing for the variability of the operator's physical dimensions, strength and stamina;<br><br>Text Origin:<br>Commission Proposal                           |
| Annex III, 1, point (1.1)(1.1.6), first paragraph(aa) |                                                                                               |                                                                                               |                                                                                                                                        |                                                                                                                                                                    |
| 594a                                                  |                                                                                               |                                                                                               | <u>(aa) avoiding the need for demanding work postures or movements and manual force exertions that exceed the operator's capacity;</u> | <u>(aa) avoiding the need for demanding work postures or movements and manual force exertions that exceed the operator's capacity;</u><br><br>Text Origin: Council |

|                                                      | Commission Proposal                                                           | EP Mandate                                                                    | Council Mandate                                                               | Draft Agreement                                                                                                          |
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|                                                      |                                                                               |                                                                               |                                                                               | Mandate                                                                                                                  |
| Annex III, 1, point (1.1)(1.1.6), first paragraph(b) |                                                                               |                                                                               |                                                                               |                                                                                                                          |
| 595                                                  | (b) providing enough space for movements of the parts of the operator's body; | (b) providing enough space for movements of the parts of the operator's body; | (b) providing enough space for movements of the parts of the operator's body; | (b) providing enough space for movements of the parts of the operator's body;<br><br>Text Origin:<br>Commission Proposal |
| Annex III, 1, point (1.1)(1.1.6), first paragraph(c) |                                                                               |                                                                               |                                                                               |                                                                                                                          |
| 596                                                  | (c) avoiding a machine-determined work rate;                                  | (c) avoiding a machine-determined work rate <u>by allowing adaptations</u> ;  | (c) avoiding a machine-determined work rate;                                  |                                                                                                                          |

|                                                      | Commission Proposal                                                                                                                                                                                                                                                   | EP Mandate                                                                                                                                                                                                                                                            | Council Mandate                                                                                                                                                                                                                                                                                                                  | Draft Agreement                                                                                                                                                                                                                                                                                                                  |
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| Annex III, 1, point (1.1)(1.1.6), first paragraph(d) |                                                                                                                                                                                                                                                                       |                                                                                                                                                                                                                                                                       |                                                                                                                                                                                                                                                                                                                                  |                                                                                                                                                                                                                                                                                                                                  |
| 597                                                  | (d) avoiding monitoring that requires lengthy concentration;                                                                                                                                                                                                          | (d) avoiding monitoring that requires lengthy concentration;                                                                                                                                                                                                          | (d) avoiding monitoring that requires lengthy concentration;                                                                                                                                                                                                                                                                     | (d) avoiding monitoring that requires lengthy concentration;<br><br>Text Origin:<br>Commission Proposal                                                                                                                                                                                                                          |
| Annex III, 1, point (1.1)(1.1.6), first paragraph(e) |                                                                                                                                                                                                                                                                       |                                                                                                                                                                                                                                                                       |                                                                                                                                                                                                                                                                                                                                  |                                                                                                                                                                                                                                                                                                                                  |
| 598                                                  | (e) adapting the human-machinery product interface to the foreseeable characteristics of the operators, including with respect to a machinery product with intended fully or partially evolving behaviour or logic that is designed to operate with varying levels of | (e) adapting the human-machinery product interface to the foreseeable characteristics of the operators, including with respect to a machinery product with intended fully or partially evolving behaviour or logic that is designed to operate with varying levels of | (e) adapting the <del>human-machinery</del> <del>product</del> <u>human-machine</u> interface to the foreseeable characteristics of the operators, including with respect to a machinery <u>or related</u> product with intended fully or partially <del>evolving</del> <u>self-evolving</u> behaviour or logic that is designed | (e) adapting the <del>human-machinery</del> <del>product</del> <u>human-machine</u> interface to the foreseeable characteristics of the operators, including with respect to a machinery <u>or related</u> product with intended fully or partially <del>evolving</del> <u>self-evolving</u> behaviour or logic that is designed |

|                                                      | Commission Proposal                                                                                                                                                                                                           | EP Mandate                                                                                                                                                                                                                            | Council Mandate                                                                                                                                                                                                                                              | Draft Agreement                                                                                                                                                                                                                                              |
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|                                                      | autonomy;                                                                                                                                                                                                                     | autonomy;                                                                                                                                                                                                                             | to operate with varying levels of autonomy;                                                                                                                                                                                                                  | to operate with varying levels of autonomy;<br><br>terminology<br><br>Text Origin: Council Mandate                                                                                                                                                           |
| Annex III, 1, point (1.1)(1.1.6), first paragraph(f) |                                                                                                                                                                                                                               |                                                                                                                                                                                                                                       |                                                                                                                                                                                                                                                              |                                                                                                                                                                                                                                                              |
| 599                                                  | (f) adapting a machinery product with intended fully or partially evolving behaviour or logic that is designed to operate with varying levels of autonomy to respond to people adequately and appropriately (verbally through | (f) adapting a machinery product with intended fully or partially evolving behaviour or logic that is designed to operate with varying levels of autonomy to respond to people adequately and appropriately ( <u>such as</u> verbally | (f) <u>where relevant</u> , adapting a machinery <u>or related</u> product with intended fully or partially <u>evolving self-evolving</u> behaviour or logic that is designed to operate with varying levels of autonomy to respond to people adequately and | (f) <u>where relevant</u> , adapting a machinery <u>or related</u> product with intended fully or partially <u>evolving self-evolving</u> behaviour or logic that is designed to operate with varying levels of autonomy to respond to people adequately and |

|                                                     | Commission Proposal                                                                                                                                                                            | EP Mandate                                                                                                                                                                                                             | Council Mandate                                                                                                                                                                                                                           | Draft Agreement                                                                                                                                                                                                                                                                                                     |
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|                                                     | words and non-verbally through gestures, facial expressions or body movement) and to communicate its planned actions (what it is going to do and why) to operators in a comprehensible manner. | through words and non-verbally through gestures, facial expressions or body movement) and to communicate its planned actions ( <u>such as</u> what it is going to do and why) to operators in a comprehensible manner. | appropriately <del>(verbally through words and non-verbally through gestures, facial expressions or body movement)</del> and to communicate its planned actions (what it is going to do and why) to operators in a comprehensible manner. | appropriately ( <u>such as</u> verbally through words and non-verbally through gestures, facial expressions or body movement) and to communicate its planned actions ( <u>such as</u> what it is going to do and why) to operators in a comprehensible manner.<br><br>terminology<br><br>Text Origin: EP<br>Mandate |
| Annex III, 1, point (1.1)(1.1.7), introductory part |                                                                                                                                                                                                |                                                                                                                                                                                                                        |                                                                                                                                                                                                                                           |                                                                                                                                                                                                                                                                                                                     |
| 600                                                 | 1.1.7. Operating positions                                                                                                                                                                     | 1.1.7. Operating positions                                                                                                                                                                                             | 1.1.7. Operating positions                                                                                                                                                                                                                | 1.1.7. Operating positions                                                                                                                                                                                                                                                                                          |

|                                                   | Commission Proposal                                                                                                                     | EP Mandate                                                                                                                                         | Council Mandate                                                                                                                         | Draft Agreement                                                                                                                                                                      |
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|                                                   |                                                                                                                                         |                                                                                                                                                    |                                                                                                                                         | Text Origin:<br>Commission Proposal                                                                                                                                                  |
| Annex III, 1, point (1.1)(1.1.7), first paragraph |                                                                                                                                         |                                                                                                                                                    |                                                                                                                                         |                                                                                                                                                                                      |
| 601                                               | The operating position shall be designed and constructed in such a way as to avoid any risk due to exhaust gases and/or lack of oxygen. | The operating position shall be designed and constructed in such a way as to avoid any risk due to exhaust gases <del>and/or</del> lack of oxygen. | The operating position shall be designed and constructed in such a way as to avoid any risk due to exhaust gases and/or lack of oxygen. | The operating position shall be designed and constructed in such a way as to avoid any risk due to exhaust gases <del>and/or</del> lack of oxygen.<br><br>Text Origin: EP<br>Mandate |



|                                                    | Commission Proposal                                                                                                                                                                                                                                                                                                                                       | EP Mandate                                                                                                                                                                                                                                                                                                                                                | Council Mandate                                                                                                                                                                                                                                                                                                                                                                               | Draft Agreement                                                                                                                                                                                                                                                                                                                                                                                                                              |
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| Annex III, 1, point (1.1)(1.1.7), second paragraph |                                                                                                                                                                                                                                                                                                                                                           |                                                                                                                                                                                                                                                                                                                                                           |                                                                                                                                                                                                                                                                                                                                                                                               |                                                                                                                                                                                                                                                                                                                                                                                                                                              |
| 602                                                | If the machinery product is intended to be used in a hazardous environment presenting risks to the health and safety of the operator or if the machinery product itself gives rise to a hazardous environment, adequate means shall be provided to ensure that the operator has good working conditions and is protected against any foreseeable hazards. | If the machinery product is intended to be used in a hazardous environment presenting risks to the health and safety of the operator or if the machinery product itself gives rise to a hazardous environment, adequate means shall be provided to ensure that the operator has good working conditions and is protected against any foreseeable hazards. | If the machinery <u>or related</u> product is intended to be used in a hazardous environment presenting risks to the health and safety of the operator or if the machinery <u>or related</u> product itself gives rise to a hazardous environment, adequate means shall be provided to ensure that the operator has good working conditions and is protected against any foreseeable hazards. | If the machinery <u>or related</u> product is intended to be used in a hazardous environment presenting risks to the health and safety of the operator or if the machinery <u>or related</u> product itself gives rise to a hazardous environment, adequate means shall be provided to ensure that the operator has good working conditions and is protected against any foreseeable hazards.<br><br>terminology<br><br>Text Origin: Council |

|                                                   | Commission Proposal                                                                                                                                                                                                                                                                                                   | EP Mandate                                                                                                                                                                                                                                                                                                                       | Council Mandate                                                                                                                                                                                                                                                                                                       | Draft Agreement                                                                                                                                                                                                                                                                                                                                         |
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|                                                   |                                                                                                                                                                                                                                                                                                                       |                                                                                                                                                                                                                                                                                                                                  |                                                                                                                                                                                                                                                                                                                       | Mandate                                                                                                                                                                                                                                                                                                                                                 |
| Annex III, 1, point (1.1)(1.1.7), third paragraph |                                                                                                                                                                                                                                                                                                                       |                                                                                                                                                                                                                                                                                                                                  |                                                                                                                                                                                                                                                                                                                       |                                                                                                                                                                                                                                                                                                                                                         |
| 603                                               | Where appropriate, the operating position shall be fitted with an adequate cabin designed, constructed and/or equipped to fulfil the above requirements. The exit shall allow rapid evacuation. Moreover, when applicable, an emergency exit shall be provided in a direction which is different from the usual exit. | Where appropriate, the operating position shall be fitted with an adequate cabin designed, constructed <del>and/or</del> equipped to fulfil the above requirements. The exit shall allow rapid evacuation. Moreover, when applicable, an emergency exit shall be provided in a direction which is different from the usual exit. | Where appropriate, the operating position shall be fitted with an adequate cabin designed, constructed and/or equipped to fulfil the above requirements. The exit shall allow rapid evacuation. Moreover, when applicable, an emergency exit shall be provided in a direction which is different from the usual exit. | Where appropriate, the operating position shall be fitted with an adequate cabin designed, constructed <del>and/or</del> equipped to fulfil the above requirements. The exit shall allow rapid evacuation. Moreover, when applicable, an emergency exit shall be provided in a direction which is different from the usual exit.<br><br>Text Origin: EP |

|                                                     | Commission Proposal                                                                                                        | EP Mandate                                                                                                                 | Council Mandate                                                                                                                      | Draft Agreement                                                                                                                      |
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| Annex III, 1, point (1.1)(1.1.8), introductory part |                                                                                                                            |                                                                                                                            |                                                                                                                                      |                                                                                                                                      |
| 604                                                 | 1.1.8. Seating                                                                                                             | 1.1.8. Seating                                                                                                             | 1.1.8. Seating                                                                                                                       | 1.1.8. Seating<br><br>Text Origin:<br>Commission Proposal                                                                            |
| Annex III, 1, point (1.1)(1.1.8), first paragraph   |                                                                                                                            |                                                                                                                            |                                                                                                                                      |                                                                                                                                      |
| 605                                                 | Where appropriate and where the working conditions so permit, work stations constituting an integral part of the machinery | Where appropriate and where the working conditions so permit, work stations constituting an integral part of the machinery | Where appropriate and where the working conditions so permit, work stations constituting an integral part of the machinery <u>or</u> | Where appropriate and where the working conditions so permit, work stations constituting an integral part of the machinery <u>or</u> |

|                                                    | Commission Proposal                                                                                                                                                        | EP Mandate                                                                                                                                                                 | Council Mandate                                                                                                                                                                    | Draft Agreement                                                                                                                                                                    |
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|                                                    | product shall be designed for the installation of seats.                                                                                                                   | product shall be designed for the installation of seats.                                                                                                                   | <u>related</u> product shall be designed for the installation of seats.                                                                                                            | <u>related</u> product shall be designed for the installation of seats.<br><br>terminology<br><br>Text Origin: Council<br>Mandate                                                  |
| Annex III, 1, point (1.1)(1.1.8), second paragraph |                                                                                                                                                                            |                                                                                                                                                                            |                                                                                                                                                                                    |                                                                                                                                                                                    |
| 606                                                | If the operator is intended to sit during operation and the operating position is an integral part of the machinery product, the seat shall be provided with the machinery | If the operator is intended to sit during operation and the operating position is an integral part of the machinery product, the seat shall be provided with the machinery | If the operator is intended to sit during operation and the operating position is an integral part of the machinery <u>or related</u> product, the seat shall be provided with the | If the operator is intended to sit during operation and the operating position is an integral part of the machinery <u>or related</u> product, the seat shall be provided with the |

|                                                   | Commission Proposal                                                                                                                                                                    | EP Mandate                                                                                                                                                                             | Council Mandate                                                                                                                                                                                      | Draft Agreement                                                                                                                                                                                      |
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|                                                   | product.                                                                                                                                                                               | product.                                                                                                                                                                               | machinery <u>or related</u> product.                                                                                                                                                                 | machinery <u>or related</u> product.<br><br>terminology<br><br>Text Origin: Council<br>Mandate                                                                                                       |
| Annex III, 1, point (1.1)(1.1.8), third paragraph |                                                                                                                                                                                        |                                                                                                                                                                                        |                                                                                                                                                                                                      |                                                                                                                                                                                                      |
| 607                                               | The operator's seat shall enable him to maintain a stable position. Furthermore, the seat and its distance from the control devices shall be capable of being adapted to the operator. | The operator's seat shall enable him to maintain a stable position. Furthermore, the seat and its distance from the control devices shall be capable of being adapted to the operator. | The operator's seat shall enable him <u>or her</u> to maintain a stable position. Furthermore, the seat and its distance from the control devices shall be capable of being adapted to the operator. | The operator's seat shall enable him <u>or her</u> to maintain a stable position. Furthermore, the seat and its distance from the control devices shall be capable of being adapted to the operator. |

|                                                    | Commission Proposal                                                                                                                                                                                                                                                                                                                                                                     | EP Mandate                                                                                                                                                                                                                                                                                                                                                                              | Council Mandate                                                                                                                                                                                                                                                                                                                                                                  | Draft Agreement                                                                                                                                                                                                                                                                                                                                                                  |
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|                                                    |                                                                                                                                                                                                                                                                                                                                                                                         |                                                                                                                                                                                                                                                                                                                                                                                         |                                                                                                                                                                                                                                                                                                                                                                                  | Text Origin: Council<br>Mandate                                                                                                                                                                                                                                                                                                                                                  |
| Annex III, 1, point (1.1)(1.1.8), fourth paragraph |                                                                                                                                                                                                                                                                                                                                                                                         |                                                                                                                                                                                                                                                                                                                                                                                         |                                                                                                                                                                                                                                                                                                                                                                                  |                                                                                                                                                                                                                                                                                                                                                                                  |
| 608                                                | If the machinery product is subject to vibrations, the seat shall be designed and constructed in such a way as to reduce the vibrations transmitted to the operator to the lowest level that is reasonably possible. The seat mountings shall withstand all stresses to which they can be subjected. Where there is no floor beneath the feet of the operator, footrests covered with a | If the machinery product is subject to vibrations, the seat shall be designed and constructed in such a way as to reduce the vibrations transmitted to the operator to the lowest level that is reasonably possible. The seat mountings shall withstand all stresses to which they can be subjected. Where there is no floor beneath the feet of the operator, footrests covered with a | If the machinery <u>or related</u> product is subject to vibrations, the seat shall be designed and constructed in such a way as to reduce the vibrations transmitted to the operator to the lowest level that is reasonably possible. The seat mountings shall withstand all stresses to which they can be subjected. Where there is no floor beneath the feet of the operator, | If the machinery <u>or related</u> product is subject to vibrations, the seat shall be designed and constructed in such a way as to reduce the vibrations transmitted to the operator to the lowest level that is reasonably possible. The seat mountings shall withstand all stresses to which they can be subjected. Where there is no floor beneath the feet of the operator, |

|                                                     | Commission Proposal                        | EP Mandate                                 | Council Mandate                                                     | Draft Agreement                                                                                                               |
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|                                                     | slip-resistant material shall be provided. | slip-resistant material shall be provided. | footrests covered with a slip-resistant material shall be provided. | footrests covered with a slip-resistant material shall be provided.<br><br>terminology<br><br>Text Origin: Council<br>Mandate |
| Annex III, 1, point (1.1)(1.1.9), introductory part |                                            |                                            |                                                                     |                                                                                                                               |
| 609                                                 | 1.1.9. Protection against corruption       | 1.1.9. Protection against corruption       | 1.1.9. Protection against corruption                                | 1.1.9. Protection against corruption<br><br>Text Origin:<br>Commission Proposal                                               |

|                                                   | Commission Proposal                                                                                                                                                                                                                                                  | EP Mandate                                                                                                                                                                                                                                                           | Council Mandate                                                                                                                                                                                                                                                                                          | Draft Agreement                                                                                                                                                                                                                                                                                                                                         |
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| Annex III, 1, point (1.1)(1.1.9), first paragraph |                                                                                                                                                                                                                                                                      |                                                                                                                                                                                                                                                                      |                                                                                                                                                                                                                                                                                                          |                                                                                                                                                                                                                                                                                                                                                         |
| 610                                               | The machinery product shall be designed and constructed so that the connection to it of another device, via any feature of the connected device itself or via any remote device that communicates with the machinery product does not lead to a hazardous situation. | The machinery product shall be designed and constructed so that the connection to it of another device, via any feature of the connected device itself or via any remote device that communicates with the machinery product does not lead to a hazardous situation. | The machinery <u>or related</u> product shall be designed and constructed so that the connection to it of another device, via any feature of the connected device itself or via any remote device that communicates with the machinery <u>or related</u> product does not lead to a hazardous situation. | The machinery <u>or related</u> product shall be designed and constructed so that the connection to it of another device, via any feature of the connected device itself or via any remote device that communicates with the machinery <u>or related</u> product does not lead to a hazardous situation.<br><br>terminology<br><br>Text Origin: Council |



|                                                    | Commission Proposal                                                                                                                                                                                                                                                                                                                                                       | EP Mandate                                                                                                                                                                                                                                                                                                                                                                                                                                         | Council Mandate                                                                                                                                                                                                                                                                                                                                                                                                                                                     | Draft Agreement                                                                                                                                                                                                                                                                                                                                                                                                                                                                            |
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| Annex III, 1, point (1.1)(1.1.9), second paragraph |                                                                                                                                                                                                                                                                                                                                                                           |                                                                                                                                                                                                                                                                                                                                                                                                                                                    |                                                                                                                                                                                                                                                                                                                                                                                                                                                                     |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                            |
| 611                                                | A hardware component for connection that is critical for the compliance of the machinery product with the relevant health and safety requirements shall be designed so that it is adequately protected against accidental or intentional corruption. The machinery product shall collect evidence of a legitimate or illegitimate intervention in the hardware component. | A hardware component <u>relevant</u> for connection <u>to, or access to, software</u> that is critical for the compliance of the machinery product with the relevant health and safety requirements shall be designed so that it is adequately protected against accidental or intentional corruption. The machinery product shall collect evidence of a legitimate or illegitimate intervention in <del>the</del> <u>that</u> hardware component. | A hardware component <u>transmitting signal or data, relevant</u> for connection <u>or access to software</u> that is critical for the compliance of the machinery <u>or related</u> product with the relevant health and safety requirements shall be designed so that it is adequately protected against accidental or intentional corruption. The machinery <u>or related</u> product shall collect evidence of a legitimate or illegitimate intervention in the | A hardware component <u>transmitting signal or data, relevant</u> for connection <u>or access to software</u> that is critical for the compliance of the machinery <u>or related</u> product with the relevant health and safety requirements shall be designed so that it is adequately protected against accidental or intentional corruption. The machinery <u>or related</u> product shall collect evidence of a legitimate or illegitimate intervention in <del>the</del> <u>that</u> |

|                                                   | Commission Proposal                                           | EP Mandate                                                    | Council Mandate                                                                                                                                                                     | Draft Agreement                                                                                                                                                                                                      |
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|                                                   |                                                               |                                                               | <p><u>aforementioned</u> hardware component, <u>when relevant for connection or access to software that is critical for the compliance of the machinery or related product.</u></p> | <p>hardware component, <u>when relevant for connection or access to software that is critical for the compliance of the machinery or related product.</u></p> <p>terminology</p> <p>Text Origin: Council Mandate</p> |
| Annex III, 1, point (1.1)(1.1.9), third paragraph |                                                               |                                                               |                                                                                                                                                                                     |                                                                                                                                                                                                                      |
| 612                                               | Software and data that are critical for the compliance of the | Software and data that are critical for the compliance of the | Software and data that are critical for the compliance of the                                                                                                                       | Software and data that are critical for the compliance of the                                                                                                                                                        |

|                                                    | Commission Proposal                                                                                                                                                                   | EP Mandate                                                                                                                                                                            | Council Mandate                                                                                                                                                                                                                 | Draft Agreement                                                                                                                                                                                                                                                |
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|                                                    | <p>machinery product with the relevant health and safety requirements shall be identified as such and shall be adequately protected against accidental or intentional corruption.</p> | <p>machinery product with the relevant health and safety requirements shall be identified as such and shall be adequately protected against accidental or intentional corruption.</p> | <p>machinery <del>product with</del> <u>or related product with</u> the relevant health and safety requirements shall be identified as such and shall be adequately protected against accidental or intentional corruption.</p> | <p>machinery <u>or related</u> product with the relevant health and safety requirements shall be identified as such and shall be adequately protected against accidental or intentional corruption.</p> <p>terminology</p> <p>Text Origin: Council Mandate</p> |
| Annex III, 1, point (1.1)(1.1.9), fourth paragraph |                                                                                                                                                                                       |                                                                                                                                                                                       |                                                                                                                                                                                                                                 |                                                                                                                                                                                                                                                                |
| 613                                                | The machinery product shall                                                                                                                                                           | The machinery product shall                                                                                                                                                           | The machinery <u>or related</u> product                                                                                                                                                                                         | The machinery <u>or related</u> product                                                                                                                                                                                                                        |

|     | Commission Proposal                                                                                                                                                        | EP Mandate                                                                                                                                                                 | Council Mandate                                                                                                                                                                  | Draft Agreement                                                                                                                                                                                                                            |
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|     | identify the software installed on it that is necessary for it to operate safely, and shall be able to provide that information at all times in an easily accessible form. | identify the software installed on it that is necessary for it to operate safely, and shall be able to provide that information at all times in an easily accessible form. | shall identify the software installed on it that is necessary for it to operate safely, and shall be able to provide that information at all times in an easily accessible form. | shall identify the software installed on it that is necessary for it to operate safely, and shall be able to provide that information at all times in an easily accessible form.<br><br>terminology<br><br>Text Origin: Council<br>Mandate |
|     | Annex III, 1, point (1.1)(1.1.9), fifth paragraph                                                                                                                          |                                                                                                                                                                            |                                                                                                                                                                                  |                                                                                                                                                                                                                                            |
| 614 | The machinery product shall collect evidence of a legitimate or                                                                                                            | The machinery product shall collect evidence of a legitimate or                                                                                                            | The machinery <u>or related</u> product shall collect evidence of a                                                                                                              | The machinery <u>or related</u> product shall collect evidence of a                                                                                                                                                                        |

|                                              | Commission Proposal                                                                                                                  | EP Mandate                                                                                                                           | Council Mandate                                                                                                                                                             | Draft Agreement                                                                                                                                                                                                                       |
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|                                              | illegitimate intervention in the software or a modification of the software installed on the machinery product or its configuration. | illegitimate intervention in the software or a modification of the software installed on the machinery product or its configuration. | legitimate or illegitimate intervention in the software or a modification of the software installed on the machinery <u>or</u> <u>related</u> product or its configuration. | legitimate or illegitimate intervention in the software or a modification of the software installed on the machinery <u>or</u> <u>related</u> product or its configuration.<br><br>terminology<br><br>Text Origin: Council<br>Mandate |
| Annex III, 1, point (1.2), introductory part |                                                                                                                                      |                                                                                                                                      |                                                                                                                                                                             |                                                                                                                                                                                                                                       |
| 615                                          | 1.2. CONTROL SYSTEMS                                                                                                                 | 1.2. CONTROL SYSTEMS                                                                                                                 | 1.2. CONTROL SYSTEMS                                                                                                                                                        | 1.2. CONTROL SYSTEMS                                                                                                                                                                                                                  |

|                                                     | Commission Proposal                                                   | EP Mandate                                                            | Council Mandate                                                       | Draft Agreement                                                                             |
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|                                                     |                                                                       |                                                                       |                                                                       | Text Origin:<br>Commission Proposal                                                         |
| Annex III, 1, point (1.2)(1.2.1), introductory part |                                                                       |                                                                       |                                                                       |                                                                                             |
| 616                                                 | 1.2.1. Safety and reliability of control systems                      | 1.2.1. Safety and reliability of control systems                      | 1.2.1. Safety and reliability of control systems                      | 1.2.1. Safety and reliability of control systems<br><br>Text Origin:<br>Commission Proposal |
| Annex III, 1, point (1.2)(1.2.1), first paragraph   |                                                                       |                                                                       |                                                                       |                                                                                             |
| 617                                                 | Control systems shall be designed and constructed in such a way as to | Control systems shall be designed and constructed in such a way as to | Control systems shall be designed and constructed in such a way as to | Control systems shall be designed and constructed in such a way as to                       |

|                                                                       | Commission Proposal                                                   | EP Mandate                                                            | Council Mandate                                                           | Draft Agreement                                                                                                  |
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|                                                                       | prevent hazardous situations from arising.                            | prevent hazardous situations from arising.                            | prevent hazardous situations from arising.                                | prevent hazardous situations from arising.<br><br>Text Origin:<br>Commission Proposal                            |
| Annex III, 1, point (1.2)(1.2.1), second paragraph, introductory part |                                                                       |                                                                       |                                                                           |                                                                                                                  |
| 618                                                                   | Control systems shall be designed and constructed in such a way that: | Control systems shall be designed and constructed in such a way that: | (i) Control systems shall be designed and constructed in such a way that: | (i) Control systems shall be designed and constructed in such a way that:<br><br>Text Origin: Council<br>Mandate |

|                                                       | Commission Proposal                                                                                                                                                                                                                             | EP Mandate                                                                                                                                                                                                                                                                                                                                        | Council Mandate                                                                                                                                                                                                                                                                                            | Draft Agreement                                                                                                                                                                                                                                                                                                                                   |
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| Annex III, 1, point (1.2)(1.2.1), second paragraph(a) |                                                                                                                                                                                                                                                 |                                                                                                                                                                                                                                                                                                                                                   |                                                                                                                                                                                                                                                                                                            |                                                                                                                                                                                                                                                                                                                                                   |
| 619                                                   | (a) they can withstand, where appropriate to the circumstances and the risks, the intended operating stresses and intended and unintended external influences, including malicious attempts from third parties to create a hazardous situation; | (a) they can withstand, where appropriate to the circumstances and the risks, the intended operating stresses and intended and unintended external influences, including <del>malicious attempts</del> <u>predictable misuse</u> from third parties <del>to create a</del> <u>creating a potentially</u> hazardous situation <u>or function</u> ; | (a) they can withstand, where appropriate to the circumstances and the risks, the intended operating stresses and intended and unintended external influences, including <u>reasonably foreseeable</u> malicious attempts from third parties <del>to create</del> <u>leading to</u> a hazardous situation; | (a) they can withstand, where appropriate to the circumstances and the risks, the intended operating stresses and intended and unintended external influences, including <u>reasonably foreseeable</u> malicious attempts from third parties <del>to create</del> <u>leading to</u> a hazardous situation;<br><br>Text Origin: Council<br>Mandate |
| Annex III, 1, point (1.2)(1.2.1), second paragraph(b) |                                                                                                                                                                                                                                                 |                                                                                                                                                                                                                                                                                                                                                   |                                                                                                                                                                                                                                                                                                            |                                                                                                                                                                                                                                                                                                                                                   |
| 620                                                   | (b) a fault in the hardware or the                                                                                                                                                                                                              | (b) a fault in the hardware or the                                                                                                                                                                                                                                                                                                                | (b) a fault in the hardware or the                                                                                                                                                                                                                                                                         | (b) a fault in the hardware or the                                                                                                                                                                                                                                                                                                                |



|                                                       | Commission Proposal                                                            | EP Mandate                                                                     | Council Mandate                                                                | Draft Agreement                                                                                                           |
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|                                                       | logic of the control system shall not lead to hazardous situations;            | logic of the control system shall not lead to hazardous situations;            | logic of the control system shall not lead to hazardous situations;            | logic of the control system shall not lead to hazardous situations;<br><br>Text Origin:<br>Commission Proposal            |
| Annex III, 1, point (1.2)(1.2.1), second paragraph(c) |                                                                                |                                                                                |                                                                                |                                                                                                                           |
| 621                                                   | (c) errors in the control system logic shall not lead to hazardous situations; | (c) errors in the control system logic shall not lead to hazardous situations; | (c) errors in the control system logic shall not lead to hazardous situations; | (c) errors in the control system logic shall not lead to hazardous situations;<br><br>Text Origin:<br>Commission Proposal |

|     | Commission Proposal                                                                                                                                                                                                                                                                                                                                                                                                                                                                  | EP Mandate                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                          | Council Mandate                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                           | Draft Agreement    |
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|     | Annex III, 1, point (1.2)(1.2.1), second paragraph(d)                                                                                                                                                                                                                                                                                                                                                                                                                                |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                     |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                           |                    |
| 622 | <p>(d) the safety functions cannot be changed beyond the limits defined by the manufacturer in the machinery product risk assessment. The establishment of the limits of the safety functions shall be part of the risk assessment performed by the manufacturer, including any modifications to the settings or rules generated by the machinery product or by operators, covering also the learning phase, which cannot go beyond the limits addressed in the risk assessment;</p> | <p>(d) the safety functions cannot be changed <u>or upgraded</u> beyond the limits defined by the manufacturer in the machinery product risk assessment. The establishment of the limits of the safety functions shall be part of the risk assessment performed by the manufacturer, including any modifications to the settings or rules generated by the machinery product or by operators, covering also <del>the learning phase</del> <u>its development based on machine learning</u>, which cannot go beyond the limits addressed in the risk assessment;</p> | <p>(d) <del>the safety functions cannot be changed beyond the limits defined by the manufacturer in the machinery product risk assessment.</del> The establishment of the limits of the safety functions shall be part of the risk assessment performed by the manufacturer, <del>including any modifications.</del> <u>In this respect no modification is allowed</u> to the settings or rules generated by the machinery <u>or related</u> product or by operators, <del>covering also the</del> <u>including during the machinery or related product</u> learning phase, <del>which cannot go beyond the limits addressed in the risk assessment</del> <u>where such modifications may lead to</u></p> | <p>EP to check</p> |

|                                                       | Commission Proposal                                                                                                                | EP Mandate                                                                                                                         | Council Mandate                                                                                                                    | Draft Agreement                                                                                                                             |
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|                                                       |                                                                                                                                    |                                                                                                                                    | <u><a href="#">hazardous situations;</a></u>                                                                                       |                                                                                                                                             |
| Annex III, 1, point (1.2)(1.2.1), second paragraph(e) |                                                                                                                                    |                                                                                                                                    |                                                                                                                                    |                                                                                                                                             |
| 623                                                   | (e) reasonably foreseeable human errors during operation shall not lead to hazardous situations;                                   | (e) reasonably foreseeable human errors during operation shall not lead to hazardous situations;                                   | (e) reasonably foreseeable human errors during operation shall not lead to hazardous situations;                                   | (e) reasonably foreseeable human errors during operation shall not lead to hazardous situations;<br><br>Text Origin:<br>Commission Proposal |
| Annex III, 1, point (1.2)(1.2.1), second paragraph(f) |                                                                                                                                    |                                                                                                                                    |                                                                                                                                    |                                                                                                                                             |
| 624                                                   | (f) the tracing log of the data generated in relation to an intervention and of the versions of safety software uploaded after the | (f) the tracing log of the data generated in relation to an intervention and of the versions of safety software uploaded after the | (f) the tracing log of the data generated in relation to an intervention and of the versions of safety software uploaded after the | (f) the tracing log of the data generated in relation to an intervention and of the versions of safety software uploaded after the          |

|                                                       | Commission Proposal                                                                                                                                                                                                                                                            | EP Mandate                                                                                                                                                                                                                                                                     | Council Mandate                                                                                                                                                                                                                                                                                                    | Draft Agreement                                                                                                                                                                                                                                                                                                                                                           |
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|                                                       | <p>machinery product has been placed on the market or put into service, is enabled for five years after such upload, exclusively to demonstrate the conformity of the machinery product with this Annex further to a reasoned request from a competent national authority;</p> | <p>machinery product has been placed on the market or put into service, is enabled for five years after such upload, exclusively to demonstrate the conformity of the machinery product with this Annex further to a reasoned request from a competent national authority;</p> | <p>machinery <u>or related</u> product has been placed on the market or put into service, is enabled for five years after such upload, exclusively to demonstrate the conformity of the machinery <u>or related</u> product with this Annex further to a reasoned request from a competent national authority;</p> | <p>machinery <u>or related</u> product has been placed on the market or put into service, is enabled for five years after such upload, exclusively to demonstrate the conformity of the machinery <u>or related</u> product with this Annex further to a reasoned request from a competent national authority;</p> <p>terminology</p> <p>Text Origin: Council Mandate</p> |
| Annex III, 1, point (1.2)(1.2.1), second paragraph(g) |                                                                                                                                                                                                                                                                                |                                                                                                                                                                                                                                                                                |                                                                                                                                                                                                                                                                                                                    |                                                                                                                                                                                                                                                                                                                                                                           |

|                                                                      | Commission Proposal | EP Mandate                                                                                                                                                                                                                                                                                                                                                                            | Council Mandate                                                                                                                                                                                                                                                                                                                                                                                  | Draft Agreement                                                                                                                                                                                                                    |
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| Y                                                                    | 625                 | (g) recording of data on the safety related decision-making process after the machinery product has been placed on the market or put into service, is enabled and that such data is retained for one year after its collection, exclusively to demonstrate the conformity of the machinery product with this Annex further to a reasoned request from a competent national authority. | (g) <del>recording of data on the safety related decision-making process after the machinery product has been placed on the market or put into service, is enabled and that such data is retained for one year after its collection, exclusively to demonstrate the conformity of the machinery product with this Annex further to a reasoned request from a competent national authority.</del> | EP to provide feedback                                                                                                                                                                                                             |
| Annex III, 1, point (1.2)(1.2.1), third paragraph, introductory part |                     |                                                                                                                                                                                                                                                                                                                                                                                       |                                                                                                                                                                                                                                                                                                                                                                                                  |                                                                                                                                                                                                                                    |
| G                                                                    | 626                 | Control systems of machinery products with fully or partially evolving behaviour or logic that is designed to operate with varying                                                                                                                                                                                                                                                    | (ii) Control systems of machinery <del>products or related product</del> with fully or partially <del>evolving self-</del> <u>evolving</u> behaviour or logic that is designed to operate with varying levels of autonomy shall be                                                                                                                                                               | (ii) Control systems of machinery <del>products or related product</del> with fully or partially <del>evolving self-</del> <u>evolving</u> behaviour or logic that is designed to operate with varying levels of autonomy shall be |

|                                                      | Commission Proposal                                                                                           | EP Mandate                                                                                                    | Council Mandate                                                                                                                 | Draft Agreement                                                                                                                                    |
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|                                                      | levels of autonomy shall be designed and constructed in such a way that:                                      | levels of autonomy shall be designed and constructed in such a way that:                                      | designed and constructed in such a way that:                                                                                    | designed and constructed in such a way that:<br><br>terminology<br><br>Text Origin: Council Mandate                                                |
| Annex III, 1, point (1.2)(1.2.1), third paragraph(a) |                                                                                                               |                                                                                                               |                                                                                                                                 |                                                                                                                                                    |
| 627                                                  | (a) they shall not cause the machinery product to perform actions beyond its defined task and movement space; | (a) they shall not cause the machinery product to perform actions beyond its defined task and movement space; | (a) they shall not cause the machinery <u>or related</u> product to perform actions beyond its defined task and movement space; | (a) they shall not cause the machinery <u>or related</u> product to perform actions beyond its defined task and movement space;<br><br>terminology |

|                                                       | Commission Proposal | EP Mandate | Council Mandate                                                                                                                                                                                                                                                                                                                                                                                                                            | Draft Agreement                 |
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|                                                       |                     |            |                                                                                                                                                                                                                                                                                                                                                                                                                                            | Text Origin: Council<br>Mandate |
| Annex III, 1, point (1.2)(1.2.1), third paragraph(aa) |                     |            |                                                                                                                                                                                                                                                                                                                                                                                                                                            |                                 |
| 627a                                                  |                     |            | <u>(a).1 they record recording of data on the safety related decision-making process for software based safety systems ensuring safety function including safety components, after the machinery or related product has been placed on the market or put into service, is enabled and that such data is retained for one year after its collection, exclusively to demonstrate the conformity of the machinery or related product with</u> | EP to provide feedback          |

|                                                      | Commission Proposal                                                                                              | EP Mandate                                                                                                       | Council Mandate                                                                                                                    | Draft Agreement                                                                                                                                                                              |
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|                                                      |                                                                                                                  |                                                                                                                  | <u>this Annex further to a reasoned request from a competent national authority</u>                                                |                                                                                                                                                                                              |
| Annex III, 1, point (1.2)(1.2.1), third paragraph(b) |                                                                                                                  |                                                                                                                  |                                                                                                                                    |                                                                                                                                                                                              |
| 628                                                  | (b) it shall be possible at all times to correct the machinery product in order to maintain its inherent safety. | (b) it shall be possible at all times to correct the machinery product in order to maintain its inherent safety. | (b) it shall be possible at all times to correct the machinery <u>or related</u> product in order to maintain its inherent safety. | (b) it shall be possible at all times to correct the machinery <u>or related</u> product in order to maintain its inherent safety.<br><br>terminology<br><br>Text Origin: Council<br>Mandate |



|                                                                       | Commission Proposal                                          | EP Mandate                                                   | Council Mandate                                                           | Draft Agreement                                                                                           |
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| Annex III, 1, point (1.2)(1.2.1), fourth paragraph, introductory part |                                                              |                                                              |                                                                           |                                                                                                           |
| 629                                                                   | Particular attention shall be given to the following points: | Particular attention shall be given to the following points: | (iii) Particular attention shall be given to the following points:        | (iii) Particular attention shall be given to the following points:<br><br>Text Origin: Council<br>Mandate |
| Annex III, 1, point (1.2)(1.2.1), fourth paragraph(a)                 |                                                              |                                                              |                                                                           |                                                                                                           |
| 630                                                                   | (a) the machinery product shall not start unexpectedly;      | (a) the machinery product shall not start unexpectedly;      | (a) the machinery <u>or related</u> product shall not start unexpectedly; | (a) the machinery <u>or related</u> product shall not start unexpectedly;<br><br>terminology              |

|                                                       | Commission Proposal                                                                                                                      | EP Mandate                                                                                                                               | Council Mandate                                                                                                                                            | Draft Agreement                                                                                                                                                                                                      |
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|                                                       |                                                                                                                                          |                                                                                                                                          |                                                                                                                                                            | Text Origin: Council<br>Mandate                                                                                                                                                                                      |
| Annex III, 1, point (1.2)(1.2.1), fourth paragraph(b) |                                                                                                                                          |                                                                                                                                          |                                                                                                                                                            |                                                                                                                                                                                                                      |
| 631                                                   | (b) the parameters of the machinery product shall not change in an uncontrolled way, where such change may lead to hazardous situations; | (b) the parameters of the machinery product shall not change in an uncontrolled way, where such change may lead to hazardous situations; | (b) the parameters of the machinery <u>or related</u> product shall not change in an uncontrolled way, where such change may lead to hazardous situations; | (b) the parameters of the machinery <u>or related</u> product shall not change in an uncontrolled way, where such change may lead to hazardous situations;<br><br>terminology<br><br>Text Origin: Council<br>Mandate |

|                                                       | Commission Proposal                                                                                                                                                                                             | EP Mandate                                                                                                                                                                                                                                                     | Council Mandate                                                                                                                                                                                                                                                                                                           | Draft Agreement                                                                                                                                                                                                                                                                                                                                                  |
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| Annex III, 1, point (1.2)(1.2.1), fourth paragraph(c) |                                                                                                                                                                                                                 |                                                                                                                                                                                                                                                                |                                                                                                                                                                                                                                                                                                                           |                                                                                                                                                                                                                                                                                                                                                                  |
| 632                                                   | (c) modifications to the settings or rules, generated by the machinery product or by operators covering also the learning phase, shall be prevented, where such modifications may lead to hazardous situations; | (c) modifications to the settings or rules, generated by the machinery product or by operators covering also the <del>learning phase</del> <u>process of machine learning</u> , shall be prevented, where such modifications may lead to hazardous situations; | (c) modifications to the settings or rules, generated by the machinery <del>product or</del> <u>or related product</u> by operators, <u>including during the machinery or related product</u> <del>covering also the</del> learning phase, shall be prevented, where such modifications may lead to hazardous situations; | (c) modifications to the settings or rules, generated by the machinery <u>or related</u> product or by operators, <u>including during the machinery or related product</u> <del>covering also the</del> learning phase, shall be prevented, where such modifications may lead to hazardous situations;<br><br>terminology<br><br>Text Origin: Council<br>Mandate |
| Annex III, 1, point (1.2)(1.2.1), fourth paragraph(d) |                                                                                                                                                                                                                 |                                                                                                                                                                                                                                                                |                                                                                                                                                                                                                                                                                                                           |                                                                                                                                                                                                                                                                                                                                                                  |

|                                                       | Commission Proposal                                                                                          | EP Mandate                                                                                                   | Council Mandate                                                                                                                         | Draft Agreement                                                                                                                                                                     |
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| 633                                                   | (d) the machinery product shall not be prevented from stopping if the stop command has already been given;   | (d) the machinery product shall not be prevented from stopping if the stop command has already been given;   | (d) the machinery <u>or related</u> product shall not be prevented from stopping if the stop command has already been given;            | (d) the machinery <u>or related</u> product shall not be prevented from stopping if the stop command has already been given;<br><br>terminology<br><br>Text Origin: Council Mandate |
| Annex III, 1, point (1.2)(1.2.1), fourth paragraph(e) |                                                                                                              |                                                                                                              |                                                                                                                                         |                                                                                                                                                                                     |
| 634                                                   | (e) no moving part of the machinery product or piece held by the machinery product shall fall or be ejected; | (e) no moving part of the machinery product or piece held by the machinery product shall fall or be ejected; | (e) no moving part of the machinery <u>or related</u> product or piece held by the machinery <u>or related</u> product shall fall or be | (e) no moving part of the machinery <u>or related</u> product or piece held by the machinery <u>or related</u> product shall fall or be                                             |

|                                                       | Commission Proposal                                                                             | EP Mandate                                                                                      | Council Mandate                                                                                 | Draft Agreement                                                                                                                            |
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|                                                       |                                                                                                 |                                                                                                 | ejected;                                                                                        | ejected;<br><br>terminology<br><br>Text Origin: Council<br>Mandate                                                                         |
| Annex III, 1, point (1.2)(1.2.1), fourth paragraph(f) |                                                                                                 |                                                                                                 |                                                                                                 |                                                                                                                                            |
| 635                                                   | (f) automatic or manual stopping of the moving parts, whatever they may be, shall be unimpeded; | (f) automatic or manual stopping of the moving parts, whatever they may be, shall be unimpeded; | (f) automatic or manual stopping of the moving parts, whatever they may be, shall be unimpeded; | (f) automatic or manual stopping of the moving parts, whatever they may be, shall be unimpeded;<br><br>Text Origin:<br>Commission Proposal |

|                                                       | Commission Proposal                                                                                                                  | EP Mandate                                                                                                                           | Council Mandate                                                                                                                                        | Draft Agreement                                                                                                                                        |
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|                                                       |                                                                                                                                      |                                                                                                                                      |                                                                                                                                                        |                                                                                                                                                        |
| Annex III, 1, point (1.2)(1.2.1), fourth paragraph(g) |                                                                                                                                      |                                                                                                                                      |                                                                                                                                                        |                                                                                                                                                        |
| 636                                                   | (g) the protective devices shall remain fully effective or give a stop command;                                                      | (g) the protective devices shall remain fully effective or give a stop command;                                                      | (g) the protective devices shall remain fully effective or give a stop command;                                                                        | (g) the protective devices shall remain fully effective or give a stop command;<br><br>Text Origin:<br>Commission Proposal                             |
| Annex III, 1, point (1.2)(1.2.1), fourth paragraph(h) |                                                                                                                                      |                                                                                                                                      |                                                                                                                                                        |                                                                                                                                                        |
| 637                                                   | (h) the safety-related parts of the control system shall apply in a coherent way to the whole of an assembly of a machinery product. | (h) the safety-related parts of the control system shall apply in a coherent way to the whole of an assembly of a machinery product. | (h) the safety-related parts of the control system shall apply in a coherent way to the whole of an assembly of a machinery <u>or related</u> product. | (h) the safety-related parts of the control system shall apply in a coherent way to the whole of an assembly of a machinery <u>or related</u> product. |

|                                                   | Commission Proposal                                                                                                                | EP Mandate                                                                                                                         | Council Mandate                                                                                                                    | Draft Agreement                                                                                                                                               |
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|                                                   |                                                                                                                                    |                                                                                                                                    |                                                                                                                                    | <p>terminology</p> <p>Text Origin: Council<br/>Mandate</p>                                                                                                    |
| Annex III, 1, point (1.2)(1.2.1), fifth paragraph |                                                                                                                                    |                                                                                                                                    |                                                                                                                                    |                                                                                                                                                               |
| 638                                               | For wireless control, a failure of the communication or connection or a faulty connection shall not lead to a hazardous situation. | For wireless control, a failure of the communication or connection or a faulty connection shall not lead to a hazardous situation. | For wireless control, a failure of the communication or connection or a faulty connection shall not lead to a hazardous situation. | <p>For wireless control, a failure of the communication or connection or a faulty connection shall not lead to a hazardous situation.</p> <p>Text Origin:</p> |

|                                                     | Commission Proposal | EP Mandate                                                                                                                                                                                                                 | Council Mandate                                                                                                                                                                                                            | Draft Agreement                                                                                                                                                                                                                                      |
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|                                                     |                     |                                                                                                                                                                                                                            |                                                                                                                                                                                                                            | Commission Proposal                                                                                                                                                                                                                                  |
| Annex III, 1, point (1.2)(1.2.1), sixth paragraph   |                     |                                                                                                                                                                                                                            |                                                                                                                                                                                                                            |                                                                                                                                                                                                                                                      |
| Y                                                   | 639                 | For autonomous mobile machinery products, the control system shall be designed to perform the safety functions by itself as set out in this section, even when actions are ordered by using a remote supervisory function. | For autonomous mobile machinery products, the control system shall be designed to perform the safety functions by itself as set out in this section, even when actions are ordered by using a remote supervisory function. | <del>For autonomous mobile machinery products, the control system shall be designed to perform the safety functions by itself as set out in this section, even when actions are ordered by using a remote supervisory function.</del><br>EP to check |
| Annex III, 1, point (1.2)(1.2.2), introductory part |                     |                                                                                                                                                                                                                            |                                                                                                                                                                                                                            |                                                                                                                                                                                                                                                      |
| G                                                   | 640                 | 1.2.2. Control devices                                                                                                                                                                                                     | 1.2.2. Control devices                                                                                                                                                                                                     | 1.2.2. Control devices                                                                                                                                                                                                                               |



|                                                                      | Commission Proposal                                             | EP Mandate                                                      | Council Mandate                                                 | Draft Agreement                                                      |
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|                                                                      |                                                                 |                                                                 |                                                                 | Text Origin:<br>Commission Proposal                                  |
| Annex III, 1, point (1.2)(1.2.2), first paragraph, introductory part |                                                                 |                                                                 |                                                                 |                                                                      |
| 641                                                                  | Control devices shall be:                                       | Control devices shall be:                                       | Control devices shall be:                                       | Control devices shall be:<br><br>Text Origin:<br>Commission Proposal |
| Annex III, 1, point (1.2)(1.2.2), first paragraph(a)                 |                                                                 |                                                                 |                                                                 |                                                                      |
| 642                                                                  | (a) clearly visible and identifiable,<br>using pictograms where | (a) clearly visible and identifiable,<br>using pictograms where | (a) clearly visible and identifiable,<br>using pictograms where | (a) clearly visible and identifiable,<br>using pictograms where      |

|                                                      | Commission Proposal                                                                                             | EP Mandate                                                                                                      | Council Mandate                                                                                                 | Draft Agreement                                                                                                                                            |
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|                                                      | appropriate;                                                                                                    | appropriate;                                                                                                    | appropriate;                                                                                                    | appropriate;<br><br>Text Origin:<br>Commission Proposal                                                                                                    |
| Annex III, 1, point (1.2)(1.2.2), first paragraph(b) |                                                                                                                 |                                                                                                                 |                                                                                                                 |                                                                                                                                                            |
| 643                                                  | (b) positioned in such a way as to be safely operated without hesitation or loss of time and without ambiguity; | (b) positioned in such a way as to be safely operated without hesitation or loss of time and without ambiguity; | (b) positioned in such a way as to be safely operated without hesitation or loss of time and without ambiguity; | (b) positioned in such a way as to be safely operated without hesitation or loss of time and without ambiguity;<br><br>Text Origin:<br>Commission Proposal |

|                                                      | Commission Proposal                                                                                                                    | EP Mandate                                                                                                                             | Council Mandate                                                                                                                        | Draft Agreement                                                                                                                                            |
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| Annex III, 1, point (1.2)(1.2.2), first paragraph(c) |                                                                                                                                        |                                                                                                                                        |                                                                                                                                        |                                                                                                                                                            |
| 644                                                  | (c) designed in such a way that the movement of the control device is consistent with its effect;                                      | (c) designed in such a way that the movement of the control device is consistent with its effect;                                      | (c) designed in such a way that the movement of the control device is consistent with its effect;                                      | (c) designed in such a way that the movement of the control device is consistent with its effect;<br><br>Text Origin:<br>Commission Proposal               |
| Annex III, 1, point (1.2)(1.2.2), first paragraph(d) |                                                                                                                                        |                                                                                                                                        |                                                                                                                                        |                                                                                                                                                            |
| 645                                                  | (d) located outside the danger zones, except where necessary for certain control devices such as an emergency stop or a teach pendant; | (d) located outside the danger zones, except where necessary for certain control devices such as an emergency stop or a teach pendant; | (d) located outside the danger zones, except where necessary for certain control devices such as an emergency stop or a teach pendant; | (d) located outside the danger zones, except where necessary for certain control devices such as an emergency stop or a teach pendant;<br><br>Text Origin: |

|                                                      | Commission Proposal                                                                                      | EP Mandate                                                                                               | Council Mandate                                                                                          | Draft Agreement                                                                                                            |
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|                                                      |                                                                                                          |                                                                                                          |                                                                                                          | Commission Proposal                                                                                                        |
| Annex III, 1, point (1.2)(1.2.2), first paragraph(e) |                                                                                                          |                                                                                                          |                                                                                                          |                                                                                                                            |
| 646                                                  | (e) positioned in such a way that their operation cannot cause additional risk;                          | (e) positioned in such a way that their operation cannot cause additional risk;                          | (e) positioned in such a way that their operation cannot cause additional risk;                          | (e) positioned in such a way that their operation cannot cause additional risk;<br><br>Text Origin:<br>Commission Proposal |
| Annex III, 1, point (1.2)(1.2.2), first paragraph(f) |                                                                                                          |                                                                                                          |                                                                                                          |                                                                                                                            |
| 647                                                  | (f) designed or protected in such a way that the desired effect, where a hazard is involved, can only be | (f) designed or protected in such a way that the desired effect, where a hazard is involved, can only be | (f) designed or protected in such a way that the desired effect, where a hazard is involved, can only be | (f) designed or protected in such a way that the desired effect, where a hazard is involved, can only be                   |

|                                                      | Commission Proposal                                                                                                                                             | EP Mandate                                                                                                                                                      | Council Mandate                                                                                                                                                 | Draft Agreement                                                                                                                                                                                            |
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|                                                      | achieved by a deliberate action;                                                                                                                                | achieved by a deliberate action;                                                                                                                                | achieved by a deliberate action;                                                                                                                                | achieved by a deliberate action;<br><br>Text Origin:<br>Commission Proposal                                                                                                                                |
| Annex III, 1, point (1.2)(1.2.2), first paragraph(g) |                                                                                                                                                                 |                                                                                                                                                                 |                                                                                                                                                                 |                                                                                                                                                                                                            |
| 648                                                  | (g) made in such a way as to withstand foreseeable forces, paying particular attention to emergency stop devices liable to be subjected to considerable forces. | (g) made in such a way as to withstand foreseeable forces, paying particular attention to emergency stop devices liable to be subjected to considerable forces. | (g) made in such a way as to withstand foreseeable forces, paying particular attention to emergency stop devices liable to be subjected to considerable forces. | (g) made in such a way as to withstand foreseeable forces, paying particular attention to emergency stop devices liable to be subjected to considerable forces.<br><br>Text Origin:<br>Commission Proposal |

|                                                    | Commission Proposal                                                                                                                                                                                                                               | EP Mandate                                                                                                                                                                                                                                        | Council Mandate                                                                                                                                                                                                                                   | Draft Agreement                                                                                                                                                                                                                                                                              |
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| Annex III, 1, point (1.2)(1.2.2), second paragraph |                                                                                                                                                                                                                                                   |                                                                                                                                                                                                                                                   |                                                                                                                                                                                                                                                   |                                                                                                                                                                                                                                                                                              |
| 649                                                | Where a control device is designed and constructed to perform several different actions, namely, where there is no one-to-one correspondence, the action to be performed shall be clearly displayed and subject to confirmation, where necessary. | Where a control device is designed and constructed to perform several different actions, namely, where there is no one-to-one correspondence, the action to be performed shall be clearly displayed and subject to confirmation, where necessary. | Where a control device is designed and constructed to perform several different actions, namely, where there is no one-to-one correspondence, the action to be performed shall be clearly displayed and subject to confirmation, where necessary. | Where a control device is designed and constructed to perform several different actions, namely, where there is no one-to-one correspondence, the action to be performed shall be clearly displayed and subject to confirmation, where necessary.<br><br>Text Origin:<br>Commission Proposal |
| Annex III, 1, point (1.2)(1.2.2), third paragraph  |                                                                                                                                                                                                                                                   |                                                                                                                                                                                                                                                   |                                                                                                                                                                                                                                                   |                                                                                                                                                                                                                                                                                              |

|                                                    | Commission Proposal                                                                                                                                                                | EP Mandate                                                                                                                                                                         | Council Mandate                                                                                                                                                                    | Draft Agreement                                                                                                                                                                                                               |
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| 650                                                | Control devices shall be so arranged that their layout, travel and resistance to operation are compatible with the action to be performed, taking account of ergonomic principles. | Control devices shall be so arranged that their layout, travel and resistance to operation are compatible with the action to be performed, taking account of ergonomic principles. | Control devices shall be so arranged that their layout, travel and resistance to operation are compatible with the action to be performed, taking account of ergonomic principles. | Control devices shall be so arranged that their layout, travel and resistance to operation are compatible with the action to be performed, taking account of ergonomic principles.<br><br>Text Origin:<br>Commission Proposal |
| Annex III, 1, point (1.2)(1.2.2), fourth paragraph |                                                                                                                                                                                    |                                                                                                                                                                                    |                                                                                                                                                                                    |                                                                                                                                                                                                                               |
| 651                                                | Machinery products shall be fitted with indicators as required for safe operation. The operator shall be                                                                           | Machinery products shall be fitted with indicators as required for safe operation. The operator shall be                                                                           | Machinery <u>or related</u> products shall be fitted with indicators as required for safe operation. The                                                                           | Machinery <u>or related</u> products shall be fitted with indicators as required for safe operation. The                                                                                                                      |

|                                                   | Commission Proposal                                                                                                                                                    | EP Mandate                                                                                                                                                             | Council Mandate                                                                                                                                                        | Draft Agreement                                                                                                                                                        |
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|                                                   | able to read them from the control position.                                                                                                                           | able to read them from the control position.                                                                                                                           | operator shall be able to read them from the control position.                                                                                                         | operator shall be able to read them from the control position.<br><br>terminology<br><br>Text Origin: Council Mandate                                                  |
| Annex III, 1, point (1.2)(1.2.2), fifth paragraph |                                                                                                                                                                        |                                                                                                                                                                        |                                                                                                                                                                        |                                                                                                                                                                        |
| 652                                               | From each control position, the operator shall be able to ensure that no one is in the danger zones, or the control system shall be designed and constructed in such a | From each control position, the operator shall be able to ensure that no one is in the danger zones, or the control system shall be designed and constructed in such a | From each control position, the operator shall be able to ensure that no one is in the danger zones, or the control system shall be designed and constructed in such a | From each control position, the operator shall be able to ensure that no one is in the danger zones, or the control system shall be designed and constructed in such a |



|                                                   | Commission Proposal                                                                                                                                                                                                                               | EP Mandate                                                                                                                                                                                                                                        | Council Mandate                                                                                                                                                                                                                                                     | Draft Agreement                                                                                                                                                                                                                                                     |
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|                                                   | way that starting is prevented while someone is in the danger zone.                                                                                                                                                                               | way that starting is prevented while someone is in the danger zone.                                                                                                                                                                               | way that starting is prevented while someone is in the danger zone.                                                                                                                                                                                                 | way that starting is prevented while someone is in the danger zone.<br><br>Text Origin:<br>Commission Proposal                                                                                                                                                      |
| Annex III, 1, point (1.2)(1.2.2), sixth paragraph |                                                                                                                                                                                                                                                   |                                                                                                                                                                                                                                                   |                                                                                                                                                                                                                                                                     |                                                                                                                                                                                                                                                                     |
| 653                                               | If neither of these possibilities is applicable, before the machinery product starts, an acoustic and/or visual warning signal shall be given. The exposed persons shall have time to leave the danger zone or prevent the machinery starting up. | If neither of these possibilities is applicable, before the machinery product starts, an acoustic and/or visual warning signal shall be given. The exposed persons shall have time to leave the danger zone or prevent the machinery starting up. | If neither of these possibilities is applicable, before the machinery <u>or related</u> product starts, an acoustic and/or visual warning signal shall be given. The exposed persons shall have time to leave the danger zone or prevent the machinery starting up. | If neither of these possibilities is applicable, before the machinery <u>or related</u> product starts, an acoustic and/or visual warning signal shall be given. The exposed persons shall have time to leave the danger zone or prevent the machinery starting up. |

|                                                     | Commission Proposal                                                                                                                                                               | EP Mandate                                                                                                                                                                        | Council Mandate                                                                                                                                                                                     | Draft Agreement                                                                                                                                                                                     |
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|                                                     |                                                                                                                                                                                   |                                                                                                                                                                                   |                                                                                                                                                                                                     | <p>terminology</p> <p>Text Origin: Council<br/>Mandate</p>                                                                                                                                          |
| Annex III, 1, point (1.2)(1.2.2), seventh paragraph |                                                                                                                                                                                   |                                                                                                                                                                                   |                                                                                                                                                                                                     |                                                                                                                                                                                                     |
| 654                                                 | If necessary, means shall be provided to ensure that the machinery product can be controlled only from control positions located in one or more predetermined zones or locations. | If necessary, means shall be provided to ensure that the machinery product can be controlled only from control positions located in one or more predetermined zones or locations. | If necessary, means shall be provided to ensure that the machinery <u>or related</u> product can be controlled only from control positions located in one or more predetermined zones or locations. | If necessary, means shall be provided to ensure that the machinery <u>or related</u> product can be controlled only from control positions located in one or more predetermined zones or locations. |

|                                                    | Commission Proposal                                                                                                                                                                                          | EP Mandate                                                                                                                                                                                                   | Council Mandate                                                                                                                                                                                              | Draft Agreement                                                                                                                                                                                              |
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| Annex III, 1, point (1.2)(1.2.2), eighth paragraph |                                                                                                                                                                                                              |                                                                                                                                                                                                              |                                                                                                                                                                                                              |                                                                                                                                                                                                              |
| 655                                                | Where there is more than one control position, the control system shall be designed in such a way that the use of one of them precludes the use of the others, except for stop controls and emergency stops. | Where there is more than one control position, the control system shall be designed in such a way that the use of one of them precludes the use of the others, except for stop controls and emergency stops. | Where there is more than one control position, the control system shall be designed in such a way that the use of one of them precludes the use of the others, except for stop controls and emergency stops. | Where there is more than one control position, the control system shall be designed in such a way that the use of one of them precludes the use of the others, except for stop controls and emergency stops. |

|                                                   | Commission Proposal                                                                                                                                                                                                     | EP Mandate                                                                                                                                                                                                              | Council Mandate                                                                                                                                                                                                                           | Draft Agreement                                                                                                                                                                                                                                              |
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| Annex III, 1, point (1.2)(1.2.2), ninth paragraph |                                                                                                                                                                                                                         |                                                                                                                                                                                                                         |                                                                                                                                                                                                                                           |                                                                                                                                                                                                                                                              |
| 656                                               | When the machinery product has two or more operating positions, each position shall be provided with all the required control devices without the operators hindering or putting each other into a hazardous situation. | When the machinery product has two or more operating positions, each position shall be provided with all the required control devices without the operators hindering or putting each other into a hazardous situation. | When the machinery <u>or related</u> product has two or more operating positions, each position shall be provided with all the required control devices without the operators hindering or putting each other into a hazardous situation. | When the machinery <u>or related</u> product has two or more operating positions, each position shall be provided with all the required control devices without the operators hindering or putting each other into a hazardous situation.<br><br>terminology |

|                                                     | Commission Proposal                                                                          | EP Mandate                                                                                   | Council Mandate                                                                                                | Draft Agreement                                                                                                |
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| Annex III, 1, point (1.2)(1.2.3), introductory part |                                                                                              |                                                                                              |                                                                                                                |                                                                                                                |
| 657                                                 | 1.2.3. Starting                                                                              | 1.2.3. Starting                                                                              | 1.2.3. Starting                                                                                                | 1.2.3. Starting<br><br>Text Origin:<br>Commission Proposal                                                     |
| Annex III, 1, point (1.2)(1.2.3), first paragraph   |                                                                                              |                                                                                              |                                                                                                                |                                                                                                                |
| 658                                                 | It shall be possible to start the machinery product only by voluntary actuation of a control | It shall be possible to start the machinery product only by voluntary actuation of a control | It shall be possible to start the machinery <u>or related</u> product only by voluntary actuation of a control | It shall be possible to start the machinery <u>or related</u> product only by voluntary actuation of a control |

|                                                                       | Commission Proposal              | EP Mandate                       | Council Mandate                  | Draft Agreement                                                                            |
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|                                                                       | device provided for the purpose. | device provided for the purpose. | device provided for the purpose. | device provided for the purpose.<br><br>terminology<br><br>Text Origin: Council<br>Mandate |
| Annex III, 1, point (1.2)(1.2.3), second paragraph, introductory part |                                  |                                  |                                  |                                                                                            |
| 659                                                                   | The same requirement applies:    | The same requirement applies:    | The same requirement applies:    | The same requirement applies:<br><br>Text Origin:<br>Commission Proposal                   |

|                                                       | Commission Proposal                                                             | EP Mandate                                                                      | Council Mandate                                                                                   | Draft Agreement                                                                                                                                             |
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| Annex III, 1, point (1.2)(1.2.3), second paragraph(a) |                                                                                 |                                                                                 |                                                                                                   |                                                                                                                                                             |
| 660                                                   | (a) when restarting the machinery product after a stoppage, whatever the cause; | (a) when restarting the machinery product after a stoppage, whatever the cause; | (a) when restarting the machinery <u>or related</u> product after a stoppage, whatever the cause; | (a) when restarting the machinery <u>or related</u> product after a stoppage, whatever the cause;<br><br>terminology<br><br>Text Origin: Council<br>Mandate |
| Annex III, 1, point (1.2)(1.2.3), second paragraph(b) |                                                                                 |                                                                                 |                                                                                                   |                                                                                                                                                             |
| 661                                                   | (b) when effecting a significant change in the operating conditions.            | (b) when effecting a significant change in the operating conditions.            | (b) when effecting a significant change in the operating conditions.                              | (b) when effecting a significant change in the operating conditions.                                                                                        |

|                                                   | Commission Proposal                                                                                                                                                                                                                                            | EP Mandate                                                                                                                                                                                                                                                     | Council Mandate                                                                                                                                                                                                                                                                  | Draft Agreement                                                                                                                                                                                                                                                                  |
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| Annex III, 1, point (1.2)(1.2.3), third paragraph |                                                                                                                                                                                                                                                                |                                                                                                                                                                                                                                                                |                                                                                                                                                                                                                                                                                  |                                                                                                                                                                                                                                                                                  |
| 662                                               | However, the restarting of the machinery product or a change in operating conditions may be effected by voluntary actuation of a device other than the control device provided for the purpose, on condition that this does not lead to a hazardous situation. | However, the restarting of the machinery product or a change in operating conditions may be effected by voluntary actuation of a device other than the control device provided for the purpose, on condition that this does not lead to a hazardous situation. | However, the restarting of the machinery <u>or related</u> product or a change in operating conditions may be effected by voluntary actuation of a device other than the control device provided for the purpose, on condition that this does not lead to a hazardous situation. | However, the restarting of the machinery <u>or related</u> product or a change in operating conditions may be effected by voluntary actuation of a device other than the control device provided for the purpose, on condition that this does not lead to a hazardous situation. |



|                                                    | Commission Proposal                                                                                                                                                                                                                                          | EP Mandate                                                                                                                                                                                                                                                   | Council Mandate                                                                                                                                                                                                                                                                                  | Draft Agreement                                                                                                                                                                                                                                                                                  |
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|                                                    |                                                                                                                                                                                                                                                              |                                                                                                                                                                                                                                                              |                                                                                                                                                                                                                                                                                                  | terminology<br><br>Text Origin: Council<br>Mandate                                                                                                                                                                                                                                               |
| Annex III, 1, point (1.2)(1.2.3), fourth paragraph |                                                                                                                                                                                                                                                              |                                                                                                                                                                                                                                                              |                                                                                                                                                                                                                                                                                                  |                                                                                                                                                                                                                                                                                                  |
| 663                                                | For the machinery product functioning in automatic mode, the starting of the machinery product, restarting after a stoppage, or a change in operating conditions may be possible without intervention, provided this does not lead to a hazardous situation. | For the machinery product functioning in automatic mode, the starting of the machinery product, restarting after a stoppage, or a change in operating conditions may be possible without intervention, provided this does not lead to a hazardous situation. | For the machinery <u>or related</u> product functioning in automatic mode, the starting of the machinery <u>or related</u> product, restarting after a stoppage, or a change in operating conditions may be possible without intervention, provided this does not lead to a hazardous situation. | For the machinery <u>or related</u> product functioning in automatic mode, the starting of the machinery <u>or related</u> product, restarting after a stoppage, or a change in operating conditions may be possible without intervention, provided this does not lead to a hazardous situation. |

|                                                   | Commission Proposal                                                                                                                                                                                                                                                                                                  | EP Mandate                                                                                                                                                                                                                                                                                                           | Council Mandate                                                                                                                                                                                                                                                                                                    | Draft Agreement                                                                                                                                                                                                                                                                                                    |
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| Annex III, 1, point (1.2)(1.2.3), fifth paragraph |                                                                                                                                                                                                                                                                                                                      |                                                                                                                                                                                                                                                                                                                      |                                                                                                                                                                                                                                                                                                                    |                                                                                                                                                                                                                                                                                                                    |
| 664                                               | Where the machinery product has several starting control devices and the operators can therefore put each other in danger, additional devices shall be fitted to rule out such risks. If safety requires that starting and/or stopping shall be performed in a specific sequence, there shall be devices that ensure | Where the machinery product has several starting control devices and the operators can therefore put each other in danger, additional devices shall be fitted to rule out such risks. If safety requires that starting and/or stopping shall be performed in a specific sequence, there shall be devices that ensure | Where the machinery <u>or related</u> product has several starting control devices and the operators can therefore put each other in danger, additional devices shall be fitted to rule out such risks. If safety requires that starting and/or stopping shall be performed in a specific sequence, there shall be | Where the machinery <u>or related</u> product has several starting control devices and the operators can therefore put each other in danger, additional devices shall be fitted to rule out such risks. If safety requires that starting and/or stopping shall be performed in a specific sequence, there shall be |

|                                                              | Commission Proposal                                       | EP Mandate                                                | Council Mandate                                                               | Draft Agreement                                                                                                                      |
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|                                                              | that these operations are performed in the correct order. | that these operations are performed in the correct order. | devices that ensure that these operations are performed in the correct order. | devices that ensure that these operations are performed in the correct order.<br><br>terminology<br><br>Text Origin: Council Mandate |
| Annex III, 1, point (1.2)(1.2.4), introductory part          |                                                           |                                                           |                                                                               |                                                                                                                                      |
| 665                                                          | 1.2.4. Stopping                                           | 1.2.4. Stopping                                           | 1.2.4. Stopping                                                               | 1.2.4. Stopping<br><br>Text Origin: Commission Proposal                                                                              |
| Annex III, 1, point (1.2)(1.2.4)(1.2.4.1), introductory part |                                                           |                                                           |                                                                               |                                                                                                                                      |
| 666                                                          | 1.2.4.1. Normal stop                                      | 1.2.4.1. Normal stop                                      | 1.2.4.1. Normal stop                                                          | 1.2.4.1. Normal stop                                                                                                                 |

|                                                            | Commission Proposal                                                                                                         | EP Mandate                                                                                                                  | Council Mandate                                                                                                                               | Draft Agreement                                                                                                                                                                              |
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| Annex III, 1, point (1.2)(1.2.4)(1.2.4.1), first paragraph |                                                                                                                             |                                                                                                                             |                                                                                                                                               |                                                                                                                                                                                              |
| 667                                                        | The machinery product shall be fitted with a control device whereby the machinery can be brought safely to a complete stop. | The machinery product shall be fitted with a control device whereby the machinery can be brought safely to a complete stop. | The machinery <u>or related</u> product shall be fitted with a control device whereby the machinery can be brought safely to a complete stop. | The machinery <u>or related</u> product shall be fitted with a control device whereby the machinery can be brought safely to a complete stop.<br><br>terminology<br><br>Text Origin: Council |

|                                                             | Commission Proposal                                                                                                                                                                                      | EP Mandate                                                                                                                                                                                               | Council Mandate                                                                                                                                                                                                                                                  | Draft Agreement                                                                                                                                                                                                                                                                             |
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| Annex III, 1, point (1.2)(1.2.4)(1.2.4.1), second paragraph |                                                                                                                                                                                                          |                                                                                                                                                                                                          |                                                                                                                                                                                                                                                                  |                                                                                                                                                                                                                                                                                             |
| 668                                                         | Each workstation shall be fitted with a control device to stop some or all of the functions of the machinery product, depending on the existing hazards, so that the machinery product is rendered safe. | Each workstation shall be fitted with a control device to stop some or all of the functions of the machinery product, depending on the existing hazards, so that the machinery product is rendered safe. | Each workstation shall be fitted with a control device to stop some or all of the functions of the machinery <del>product</del> <u>or related product</u> , depending on the existing hazards, so that the machinery <u>or related</u> product is rendered safe. | Each workstation shall be fitted with a control device to stop some or all of the functions of the machinery <u>or related</u> product, depending on the existing hazards, so that the machinery <u>or related</u> product is rendered safe.<br><br>terminology<br><br>Text Origin: Council |

|                                                             | Commission Proposal                                                               | EP Mandate                                                                        | Council Mandate                                                                                     | Draft Agreement                                                                                                                                               |
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|                                                             |                                                                                   |                                                                                   |                                                                                                     | Mandate                                                                                                                                                       |
| Annex III, 1, point (1.2)(1.2.4)(1.2.4.1), third paragraph  |                                                                                   |                                                                                   |                                                                                                     |                                                                                                                                                               |
| 669                                                         | The machinery product's stop control shall have priority over the start controls. | The machinery product's stop control shall have priority over the start controls. | The machinery <u>or related</u> product's stop control shall have priority over the start controls. | The machinery <u>or related</u> product's stop control shall have priority over the start controls.<br><br>terminology<br><br>Text Origin: Council<br>Mandate |
| Annex III, 1, point (1.2)(1.2.4)(1.2.4.1), fourth paragraph |                                                                                   |                                                                                   |                                                                                                     |                                                                                                                                                               |

|                                                              | Commission Proposal                                                                                                                | EP Mandate                                                                                                                         | Council Mandate                                                                                                                                      | Draft Agreement                                                                                                                                                                                                |
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| 670                                                          | Once the machinery product or its hazardous functions have stopped, the energy supply to the actuators concerned shall be cut off. | Once the machinery product or its hazardous functions have stopped, the energy supply to the actuators concerned shall be cut off. | Once the machinery <u>or related</u> product or its hazardous functions have stopped, the energy supply to the actuators concerned shall be cut off. | Once the machinery <u>or related</u> product or its hazardous functions have stopped, the energy supply to the actuators concerned shall be cut off.<br><br>terminology<br><br>Text Origin: Council<br>Mandate |
| Annex III, 1, point (1.2)(1.2.4)(1.2.4.2), introductory part |                                                                                                                                    |                                                                                                                                    |                                                                                                                                                      |                                                                                                                                                                                                                |
| 671                                                          | 1.2.4.2. Operational stop                                                                                                          | 1.2.4.2. Operational stop                                                                                                          | 1.2.4.2. Operational stop                                                                                                                            | 1.2.4.2. Operational stop                                                                                                                                                                                      |

|                                                            | Commission Proposal                                                                                                                                                        | EP Mandate                                                                                                                                                                 | Council Mandate                                                                                                                                                            | Draft Agreement                                                                                                                                                                                                       |
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| Annex III, 1, point (1.2)(1.2.4)(1.2.4.2), first paragraph |                                                                                                                                                                            |                                                                                                                                                                            |                                                                                                                                                                            |                                                                                                                                                                                                                       |
| 672                                                        | Where, for operational reasons, a stop control that does not cut off the energy supply to the actuators is required, the stop condition shall be monitored and maintained. | Where, for operational reasons, a stop control that does not cut off the energy supply to the actuators is required, the stop condition shall be monitored and maintained. | Where, for operational reasons, a stop control that does not cut off the energy supply to the actuators is required, the stop condition shall be monitored and maintained. | Where, for operational reasons, a stop control that does not cut off the energy supply to the actuators is required, the stop condition shall be monitored and maintained.<br><br>Text Origin:<br>Commission Proposal |



|                                                              | Commission Proposal                                                                                                               | EP Mandate                                                                                                                        | Council Mandate                                                                                                                                     | Draft Agreement                                                                                                                                     |
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| Annex III, 1, point (1.2)(1.2.4)(1.2.4.3), introductory part |                                                                                                                                   |                                                                                                                                   |                                                                                                                                                     |                                                                                                                                                     |
| 673                                                          | 1.2.4.3. Emergency stop                                                                                                           | 1.2.4.3. Emergency stop                                                                                                           | 1.2.4.3. Emergency stop                                                                                                                             | 1.2.4.3. Emergency stop<br><br>Text Origin:<br>Commission Proposal                                                                                  |
| Annex III, 1, point (1.2)(1.2.4)(1.2.4.3), first paragraph   |                                                                                                                                   |                                                                                                                                   |                                                                                                                                                     |                                                                                                                                                     |
| 674                                                          | The machinery product shall be fitted with one or more emergency stop devices to enable actual or impending danger to be averted. | The machinery product shall be fitted with one or more emergency stop devices to enable actual or impending danger to be averted. | The machinery <u>or related</u> product shall be fitted with one or more emergency stop devices to enable actual or impending danger to be averted. | The machinery <u>or related</u> product shall be fitted with one or more emergency stop devices to enable actual or impending danger to be averted. |

|                                                                                | Commission Proposal             | EP Mandate                      | Council Mandate                 | Draft Agreement                                                            |
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|                                                                                |                                 |                                 |                                 | terminology<br><br>Text Origin: Council<br>Mandate                         |
| Annex III, 1, point (1.2)(1.2.4)(1.2.4.3), second paragraph, introductory part |                                 |                                 |                                 |                                                                            |
| 675                                                                            | The following exceptions apply: | The following exceptions apply: | The following exceptions apply: | The following exceptions apply:<br><br>Text Origin:<br>Commission Proposal |
| Annex III, 1, point (1.2)(1.2.4)(1.2.4.3), second paragraph(a)                 |                                 |                                 |                                 |                                                                            |

|                                                                | Commission Proposal                                                                                                                                                                                                                         | EP Mandate                                                                                                                                                                                                                                  | Council Mandate                                                                                                                                                                                                                                                               | Draft Agreement                                                                                                                                                                                                                                                                                                                         |
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| 676                                                            | (a) the machinery product in which an emergency stop device would not lessen the risk, either because it would not reduce the stopping time or because it would not enable the special measures required to deal with the risk to be taken; | (a) the machinery product in which an emergency stop device would not lessen the risk, either because it would not reduce the stopping time or because it would not enable the special measures required to deal with the risk to be taken; | (a) the machinery <del>product in</del> <u>related product</u> which an emergency stop device would not lessen the risk, either because it would not reduce the stopping time or because it would not enable the special measures required to deal with the risk to be taken; | (a) the machinery <del>product in</del> <u>related product</u> which an emergency stop device would not lessen the risk, either because it would not reduce the stopping time or because it would not enable the special measures required to deal with the risk to be taken;<br><br>terminology<br><br>Text Origin: Council<br>Mandate |
| Annex III, 1, point (1.2)(1.2.4)(1.2.4.3), second paragraph(b) |                                                                                                                                                                                                                                             |                                                                                                                                                                                                                                             |                                                                                                                                                                                                                                                                               |                                                                                                                                                                                                                                                                                                                                         |

|                                                                               | Commission Proposal                                          | EP Mandate                                                   | Council Mandate                                                                | Draft Agreement                                                                                                                          |
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| 677                                                                           | (b) portable hand-held and/or hand-guided machinery product. | (b) portable hand-held and/or hand-guided machinery product. | (b) portable hand-held and/or hand-guided machinery <u>or related</u> product. | (b) portable hand-held and/or hand-guided machinery <u>or related</u> product.<br><br>terminology<br><br>Text Origin: Council<br>Mandate |
| Annex III, 1, point (1.2)(1.2.4)(1.2.4.3), third paragraph, introductory part |                                                              |                                                              |                                                                                |                                                                                                                                          |
| 678                                                                           | The device shall:                                            | The device shall:                                            | The device shall:                                                              | The device shall:<br><br>Text Origin:                                                                                                    |

|                                                               | Commission Proposal                                                                       | EP Mandate                                                                                | Council Mandate                                                                           | Draft Agreement                                                                                                                   |
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| Annex III, 1, point (1.2)(1.2.4)(1.2.4.3), third paragraph(a) |                                                                                           |                                                                                           |                                                                                           |                                                                                                                                   |
| 679                                                           | (a) have clearly identifiable, clearly visible and quickly accessible control devices;    | (a) have clearly identifiable, clearly visible and quickly accessible control devices;    | (a) have clearly identifiable, clearly visible and quickly accessible control devices;    | (a) have clearly identifiable, clearly visible and quickly accessible control devices;<br><br>Text Origin:<br>Commission Proposal |
| Annex III, 1, point (1.2)(1.2.4)(1.2.4.3), third paragraph(b) |                                                                                           |                                                                                           |                                                                                           |                                                                                                                                   |
| 680                                                           | (b) stop the hazardous process as quickly as possible, without creating additional risks; | (b) stop the hazardous process as quickly as possible, without creating additional risks; | (b) stop the hazardous process as quickly as possible, without creating additional risks; | (b) stop the hazardous process as quickly as possible, without creating additional risks;                                         |

|                                                               | Commission Proposal                                                                   | EP Mandate                                                                            | Council Mandate                                                                       | Draft Agreement                                                                                                                  |
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| Annex III, 1, point (1.2)(1.2.4)(1.2.4.3), third paragraph(c) |                                                                                       |                                                                                       |                                                                                       |                                                                                                                                  |
| 681                                                           | (c) where necessary, trigger or permit the triggering of certain safeguard movements. | (c) where necessary, trigger or permit the triggering of certain safeguard movements. | (c) where necessary, trigger or permit the triggering of certain safeguard movements. | (c) where necessary, trigger or permit the triggering of certain safeguard movements.<br><br>Text Origin:<br>Commission Proposal |
| Annex III, 1, point (1.2)(1.2.4)(1.2.4.3), fourth paragraph   |                                                                                       |                                                                                       |                                                                                       |                                                                                                                                  |

|     | Commission Proposal                                                                                                                                                                                                                                                                                                                                                                                                                                                                        | EP Mandate                                                                                                                                                                                                                                                                                                                                                                                                                                                                                 | Council Mandate                                                                                                                                                                                                                                                                                                                                                                                                                                                                                              | Draft Agreement                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                 |
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| 682 | <p>Once active operation of the emergency stop device has ceased following a stop command, that command shall be sustained by engagement of the emergency stop device until that engagement is specifically overridden; it shall not be possible to engage the device without triggering a stop command; it shall be possible to disengage the device only by an appropriate operation, and disengaging the device shall not restart the machinery product but only permit restarting.</p> | <p>Once active operation of the emergency stop device has ceased following a stop command, that command shall be sustained by engagement of the emergency stop device until that engagement is specifically overridden; it shall not be possible to engage the device without triggering a stop command; it shall be possible to disengage the device only by an appropriate operation, and disengaging the device shall not restart the machinery product but only permit restarting.</p> | <p>Once active operation of the emergency stop device has ceased following a stop command, that command shall be sustained by engagement of the emergency stop device until that engagement is specifically overridden; it shall not be possible to engage the device without triggering a stop command; it shall be possible to disengage the device only by an appropriate operation, and disengaging the device shall not restart the machinery <u>or related</u> product but only permit restarting.</p> | <p>Once active operation of the emergency stop device has ceased following a stop command, that command shall be sustained by engagement of the emergency stop device until that engagement is specifically overridden; it shall not be possible to engage the device without triggering a stop command; it shall be possible to disengage the device only by an appropriate operation, and disengaging the device shall not restart the machinery <u>or related</u> product but only permit restarting.</p> <p>terminology</p> |

|                                                            | Commission Proposal                                                                                            | EP Mandate                                                                                                     | Council Mandate                                                                                                | Draft Agreement                                                                                                                                           |
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|                                                            |                                                                                                                |                                                                                                                |                                                                                                                | Text Origin: Council<br>Mandate                                                                                                                           |
| Annex III, 1, point (1.2)(1.2.4)(1.2.4.3), fifth paragraph |                                                                                                                |                                                                                                                |                                                                                                                |                                                                                                                                                           |
| 683                                                        | The emergency stop function shall be available and operational at all times, regardless of the operating mode. | The emergency stop function shall be available and operational at all times, regardless of the operating mode. | The emergency stop function shall be available and operational at all times, regardless of the operating mode. | The emergency stop function shall be available and operational at all times, regardless of the operating mode.<br><br>Text Origin:<br>Commission Proposal |



|                                                              | Commission Proposal                                                                                    | EP Mandate                                                                                             | Council Mandate                                                                                        | Draft Agreement                                                                                                                                   |
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| Annex III, 1, point (1.2)(1.2.4)(1.2.4.3), sixth paragraph   |                                                                                                        |                                                                                                        |                                                                                                        |                                                                                                                                                   |
| 684                                                          | Emergency stop devices shall be a backup to other safeguarding measures and not a substitute for them. | Emergency stop devices shall be a backup to other safeguarding measures and not a substitute for them. | Emergency stop devices shall be a backup to other safeguarding measures and not a substitute for them. | Emergency stop devices shall be a backup to other safeguarding measures and not a substitute for them.<br><br>Text Origin:<br>Commission Proposal |
| Annex III, 1, point (1.2)(1.2.4)(1.2.4.4), introductory part |                                                                                                        |                                                                                                        |                                                                                                        |                                                                                                                                                   |
| 685                                                          | 1.2.4.4. Assembly of machinery products                                                                | 1.2.4.4. Assembly of machinery products                                                                | 1.2.4.4. <del>Assembly of machinery</del><br><u>or related</u> products                                | 1.2.4.4. <del>Assembly of machinery</del><br><u>or related</u> products                                                                           |

|                                                            | Commission Proposal                                                                                                                                                                                                                                                                           | EP Mandate                                                                                                                                                                                                                                                                                    | Council Mandate                                                                                                                                                                                                                                                                                                             | Draft Agreement                                                                                                                                                                                                                                                                                                             |
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| Annex III, 1, point (1.2)(1.2.4)(1.2.4.4), first paragraph |                                                                                                                                                                                                                                                                                               |                                                                                                                                                                                                                                                                                               |                                                                                                                                                                                                                                                                                                                             |                                                                                                                                                                                                                                                                                                                             |
| 686                                                        | In the case of a machinery product or parts of a machinery product designed to work together, the machinery shall be designed and constructed in such a way that the stop controls, including the emergency stop devices, can stop not only the machinery product itself but also all related | In the case of a machinery product or parts of a machinery product designed to work together, the machinery shall be designed and constructed in such a way that the stop controls, including the emergency stop devices, can stop not only the machinery product itself but also all related | In the case of a machinery <del>product</del> <u>or related products</u> or parts of a machinery <del>product</del> <u>or related products</u> designed to work together, the machinery shall be designed and constructed in such a way that the stop controls, including the emergency stop devices, can stop not only the | In the case of a machinery <del>product</del> <u>or related products</u> or parts of a machinery <del>product</del> <u>or related products</u> designed to work together, the machinery shall be designed and constructed in such a way that the stop controls, including the emergency stop devices, can stop not only the |

|                                                     | Commission Proposal                                     | EP Mandate                                              | Council Mandate                                                                                                                                        | Draft Agreement                                                                                                                                                                                               |
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|                                                     | equipment, if its continued operation may be dangerous. | equipment, if its continued operation may be dangerous. | machinery <del>product</del> <sup>or related</sup> <u>products</u> itself but also all related equipment, if its continued operation may be dangerous. | machinery <del>product</del> <sup>or related</sup> <u>products</u> itself but also all related equipment, if its continued operation may be dangerous.<br><br>terminology<br><br>Text Origin: Council Mandate |
| Annex III, 1, point (1.2)(1.2.5), introductory part |                                                         |                                                         |                                                                                                                                                        |                                                                                                                                                                                                               |
| 687                                                 | 1.2.5. Selection of control or operating modes          | 1.2.5. Selection of control or operating modes          | 1.2.5. Selection of control or operating modes                                                                                                         | 1.2.5. Selection of control or operating modes<br><br>Text Origin:                                                                                                                                            |

|                                                    | Commission Proposal                                                                                                                   | EP Mandate                                                                                                                            | Council Mandate                                                                                                                       | Draft Agreement                                                                                                                                                                          |
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| Annex III, 1, point (1.2)(1.2.5), first paragraph  |                                                                                                                                       |                                                                                                                                       |                                                                                                                                       |                                                                                                                                                                                          |
| 688                                                | The control or operating mode selected shall override all other control or operating modes, with the exception of the emergency stop. | The control or operating mode selected shall override all other control or operating modes, with the exception of the emergency stop. | The control or operating mode selected shall override all other control or operating modes, with the exception of the emergency stop. | <p>The control or operating mode selected shall override all other control or operating modes, with the exception of the emergency stop.</p> <p>Text Origin:<br/>Commission Proposal</p> |
| Annex III, 1, point (1.2)(1.2.5), second paragraph |                                                                                                                                       |                                                                                                                                       |                                                                                                                                       |                                                                                                                                                                                          |

|     | Commission Proposal                                                                                                                                                                                                                                                                                                                                                                             | EP Mandate                                                                                                                                                                                                                                                                                                                                                                                      | Council Mandate                                                                                                                                                                                                                                                                                                                                                                                                   | Draft Agreement                                                                                                                                                                                                                                                                                                                                                                                                                                                  |
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| 689 | <p>If the machinery product has been designed and constructed to allow its use in several control or operating modes requiring different protective measures and/or work procedures, it shall be fitted with a mode selector, which can be locked in each position. Each position of the selector shall be clearly identifiable and shall correspond to a single operating or control mode.</p> | <p>If the machinery product has been designed and constructed to allow its use in several control or operating modes requiring different protective measures and/or work procedures, it shall be fitted with a mode selector, which can be locked in each position. Each position of the selector shall be clearly identifiable and shall correspond to a single operating or control mode.</p> | <p>If the machinery <u>or related</u> product has been designed and constructed to allow its use in several control or operating modes requiring different protective measures and/or work procedures, it shall be fitted with a mode selector, which can be locked in each position. Each position of the selector shall be clearly identifiable and shall correspond to a single operating or control mode.</p> | <p>If the machinery <u>or related</u> product has been designed and constructed to allow its use in several control or operating modes requiring different protective measures and/or work procedures, it shall be fitted with a mode selector, which can be locked in each position. Each position of the selector shall be clearly identifiable and shall correspond to a single operating or control mode.</p> <p>terminology</p> <p>Text Origin: Council</p> |

|                                                   | Commission Proposal                                                                                                                                                | EP Mandate                                                                                                                                                         | Council Mandate                                                                                                                                                                      | Draft Agreement                                                                                                                                                                                                                                |
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| Annex III, 1, point (1.2)(1.2.5), third paragraph |                                                                                                                                                                    |                                                                                                                                                                    |                                                                                                                                                                                      |                                                                                                                                                                                                                                                |
| 690                                               | The selector may be replaced by another selection method, which restricts the use of certain functions of the machinery product to certain categories of operator. | The selector may be replaced by another selection method, which restricts the use of certain functions of the machinery product to certain categories of operator. | The selector may be replaced by another selection method, which restricts the use of certain functions of the machinery <u>or related</u> product to certain categories of operator. | The selector may be replaced by another selection method, which restricts the use of certain functions of the machinery <u>or related</u> product to certain categories of operator.<br><br>terminology<br><br>Text Origin: Council<br>Mandate |

|                                                                       | Commission Proposal                                                                                                                                                                                    | EP Mandate                                                                                                                                                                                             | Council Mandate                                                                                                                                                                                        | Draft Agreement                                                                                                                                                                                                                                   |
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| Annex III, 1, point (1.2)(1.2.5), fourth paragraph, introductory part |                                                                                                                                                                                                        |                                                                                                                                                                                                        |                                                                                                                                                                                                        |                                                                                                                                                                                                                                                   |
| 691                                                                   | If, for certain operations, the machinery shall be able to operate with a guard displaced or removed and/or a protective device disabled, the control or operating mode selector shall simultaneously: | If, for certain operations, the machinery shall be able to operate with a guard displaced or removed and/or a protective device disabled, the control or operating mode selector shall simultaneously: | If, for certain operations, the machinery shall be able to operate with a guard displaced or removed and/or a protective device disabled, the control or operating mode selector shall simultaneously: | If, for certain operations, the machinery shall be able to operate with a guard displaced or removed and/or a protective device disabled, the control or operating mode selector shall simultaneously:<br><br>Text Origin:<br>Commission Proposal |
| Annex III, 1, point (1.2)(1.2.5), fourth paragraph(a)                 |                                                                                                                                                                                                        |                                                                                                                                                                                                        |                                                                                                                                                                                                        |                                                                                                                                                                                                                                                   |

|                                                       | Commission Proposal                                                                             | EP Mandate                                                                                      | Council Mandate                                                                                 | Draft Agreement                                                                                                                            |
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| 692                                                   | (a) disable all other control or operating modes;                                               | (a) disable all other control or operating modes;                                               | (a) disable all other control or operating modes;                                               | (a) disable all other control or operating modes;<br><br>Text Origin:<br>Commission Proposal                                               |
| Annex III, 1, point (1.2)(1.2.5), fourth paragraph(b) |                                                                                                 |                                                                                                 |                                                                                                 |                                                                                                                                            |
| 693                                                   | (b) permit operation of hazardous functions only by control devices requiring sustained action; | (b) permit operation of hazardous functions only by control devices requiring sustained action; | (b) permit operation of hazardous functions only by control devices requiring sustained action; | (b) permit operation of hazardous functions only by control devices requiring sustained action;<br><br>Text Origin:<br>Commission Proposal |



|                                                       | Commission Proposal                                                                                                             | EP Mandate                                                                                                                      | Council Mandate                                                                                                                 | Draft Agreement                                                                                                                                                            |
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| Annex III, 1, point (1.2)(1.2.5), fourth paragraph(c) |                                                                                                                                 |                                                                                                                                 |                                                                                                                                 |                                                                                                                                                                            |
| 694                                                   | (c) permit the operation of hazardous functions only in reduced risk conditions while preventing hazards from linked sequences; | (c) permit the operation of hazardous functions only in reduced risk conditions while preventing hazards from linked sequences; | (c) permit the operation of hazardous functions only in reduced risk conditions while preventing hazards from linked sequences; | (c) permit the operation of hazardous functions only in reduced risk conditions while preventing hazards from linked sequences;<br><br>Text Origin:<br>Commission Proposal |
| Annex III, 1, point (1.2)(1.2.5), fourth paragraph(d) |                                                                                                                                 |                                                                                                                                 |                                                                                                                                 |                                                                                                                                                                            |
| 695                                                   | (d) prevent any operation of hazardous functions by voluntary or involuntary action on the machine product's sensors.           | (d) prevent any operation of hazardous functions by voluntary or involuntary action on the machine product's sensors.           | (d) prevent any operation of hazardous functions by voluntary or involuntary action on the machine product's sensors.           | (d) prevent any operation of hazardous functions by voluntary or involuntary action on the machine product's sensors.                                                      |

|                                                   | Commission Proposal                                                                                                                                                                                       | EP Mandate                                                                                                                                                                                                | Council Mandate                                                                                                                                                                                           | Draft Agreement                                                                                                                                                                                                                                      |
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| Annex III, 1, point (1.2)(1.2.5), fifth paragraph |                                                                                                                                                                                                           |                                                                                                                                                                                                           |                                                                                                                                                                                                           |                                                                                                                                                                                                                                                      |
| 696                                               | If these four conditions cannot be fulfilled simultaneously, the control or operating mode selector shall activate other protective measures designed and constructed to ensure a safe intervention zone. | If these four conditions cannot be fulfilled simultaneously, the control or operating mode selector shall activate other protective measures designed and constructed to ensure a safe intervention zone. | If these four conditions cannot be fulfilled simultaneously, the control or operating mode selector shall activate other protective measures designed and constructed to ensure a safe intervention zone. | If these four conditions cannot be fulfilled simultaneously, the control or operating mode selector shall activate other protective measures designed and constructed to ensure a safe intervention zone.<br><br>Text Origin:<br>Commission Proposal |

|                                                     | Commission Proposal                                                                                                              | EP Mandate                                                                                                                       | Council Mandate                                                                                                                  | Draft Agreement                                                                                                                                                             |
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| Annex III, 1, point (1.2)(1.2.5), sixth paragraph   |                                                                                                                                  |                                                                                                                                  |                                                                                                                                  |                                                                                                                                                                             |
| 697                                                 | In addition, the operator shall be able to control the operation of the parts he or she is working on from the adjustment point. | In addition, the operator shall be able to control the operation of the parts he or she is working on from the adjustment point. | In addition, the operator shall be able to control the operation of the parts he or she is working on from the adjustment point. | In addition, the operator shall be able to control the operation of the parts he or she is working on from the adjustment point.<br><br>Text Origin:<br>Commission Proposal |
| Annex III, 1, point (1.2)(1.2.6), introductory part |                                                                                                                                  |                                                                                                                                  |                                                                                                                                  |                                                                                                                                                                             |
| 698                                                 | 1.2.6. Failure of the power supply or communication network                                                                      | 1.2.6. Failure of the power supply or communication network                                                                      | 1.2.6. Failure of the power supply or communication network                                                                      | 1.2.6. Failure of the power supply or communication network                                                                                                                 |

|                                                   | Commission Proposal                                                                                                                                                                                                         | EP Mandate                                                                                                                                                                                                                  | Council Mandate                                                                                                                                                                                                                               | Draft Agreement                                                                                                                                                                                                                               |
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|                                                   | connection                                                                                                                                                                                                                  | connection                                                                                                                                                                                                                  | connection                                                                                                                                                                                                                                    | connection<br><br>Text Origin:<br>Commission Proposal                                                                                                                                                                                         |
| Annex III, 1, point (1.2)(1.2.6), first paragraph |                                                                                                                                                                                                                             |                                                                                                                                                                                                                             |                                                                                                                                                                                                                                               |                                                                                                                                                                                                                                               |
| 699                                               | The interruption, the re-establishment after an interruption or the fluctuation in whatever manner of the power supply or communication network connection to the machinery product shall not lead to hazardous situations. | The interruption, the re-establishment after an interruption or the fluctuation in whatever manner of the power supply or communication network connection to the machinery product shall not lead to hazardous situations. | The interruption, the re-establishment after an interruption or the fluctuation in whatever manner of the power supply or communication network connection to the machinery <u>or related</u> product shall not lead to hazardous situations. | The interruption, the re-establishment after an interruption or the fluctuation in whatever manner of the power supply or communication network connection to the machinery <u>or related</u> product shall not lead to hazardous situations. |

|                                                                       | Commission Proposal                                   | EP Mandate                                            | Council Mandate                                       | Draft Agreement                                                                                  |
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| Annex III, 1, point (1.2)(1.2.6), second paragraph, introductory part |                                                       |                                                       |                                                       |                                                                                                  |
| 700                                                                   | Particular attention shall be given to the following: | Particular attention shall be given to the following: | Particular attention shall be given to the following: | Particular attention shall be given to the following:<br><br>Text Origin:<br>Commission Proposal |

|                                                       | Commission Proposal                                                                                                | EP Mandate                                                                                                         | Council Mandate                                                                                                    | Draft Agreement                                                                                                                                         |
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| Annex III, 1, point (1.2)(1.2.6), second paragraph(a) |                                                                                                                    |                                                                                                                    |                                                                                                                    |                                                                                                                                                         |
| 701                                                   | (a) the machinery product shall not start unexpectedly;                                                            | (a) the machinery product shall not start unexpectedly;                                                            | (a) the machinery <del>product</del><br><u>related products</u> shall not start unexpectedly;                      | (a) the machinery <del>product</del><br><u>related products</u> shall not start unexpectedly;<br><br>terminology<br><br>Text Origin: Council<br>Mandate |
| Annex III, 1, point (1.2)(1.2.6), second paragraph(b) |                                                                                                                    |                                                                                                                    |                                                                                                                    |                                                                                                                                                         |
| 702                                                   | (b) the parameters of the machinery shall not change in an uncontrolled way when such change can lead to hazardous | (b) the parameters of the machinery shall not change in an uncontrolled way when such change can lead to hazardous | (b) the parameters of the machinery shall not change in an uncontrolled way when such change can lead to hazardous | (b) the parameters of the machinery shall not change in an uncontrolled way when such change can lead to hazardous                                      |

|                                                       | Commission Proposal                                                                                        | EP Mandate                                                                                                 | Council Mandate                                                                                                                                  | Draft Agreement                                                                                                                                                                                 |
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|                                                       | situations;                                                                                                | situations;                                                                                                | situations;                                                                                                                                      | situations;<br><br>Text Origin:<br>Commission Proposal                                                                                                                                          |
| Annex III, 1, point (1.2)(1.2.6), second paragraph(c) |                                                                                                            |                                                                                                            |                                                                                                                                                  |                                                                                                                                                                                                 |
| 703                                                   | (c) the machinery product shall not be prevented from stopping if the stop command has already been given; | (c) the machinery product shall not be prevented from stopping if the stop command has already been given; | (c) the machinery <del>product</del><br><u>related products</u> shall not be prevented from stopping if the stop command has already been given; | (c) the machinery <del>product</del><br><u>related products</u> shall not be prevented from stopping if the stop command has already been given;<br><br>terminology<br><br>Text Origin: Council |

|                                                       | Commission Proposal                                                                                          | EP Mandate                                                                                                   | Council Mandate                                                                                                                                                                          | Draft Agreement                                                                                                                                                                                                                                    |
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| Annex III, 1, point (1.2)(1.2.6), second paragraph(d) |                                                                                                              |                                                                                                              |                                                                                                                                                                                          |                                                                                                                                                                                                                                                    |
| 704                                                   | (d) no moving part of the machinery product or piece held by the machinery product shall fall or be ejected; | (d) no moving part of the machinery product or piece held by the machinery product shall fall or be ejected; | (d) no moving part of the machinery <del>product</del> <u>or related products</u> or piece held by the machinery <del>product</del> <u>or related products</u> shall fall or be ejected; | (d) no moving part of the machinery <del>product</del> <u>or related products</u> or piece held by the machinery <del>product</del> <u>or related products</u> shall fall or be ejected;<br><br>terminology<br><br>Text Origin: Council<br>Mandate |



|                                                       | Commission Proposal                                                                             | EP Mandate                                                                                      | Council Mandate                                                                                 | Draft Agreement                                                                                                                            |
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| Annex III, 1, point (1.2)(1.2.6), second paragraph(e) |                                                                                                 |                                                                                                 |                                                                                                 |                                                                                                                                            |
| 705                                                   | (e) automatic or manual stopping of the moving parts, whatever they may be, shall be unimpeded; | (e) automatic or manual stopping of the moving parts, whatever they may be, shall be unimpeded; | (e) automatic or manual stopping of the moving parts, whatever they may be, shall be unimpeded; | (e) automatic or manual stopping of the moving parts, whatever they may be, shall be unimpeded;<br><br>Text Origin:<br>Commission Proposal |
| Annex III, 1, point (1.2)(1.2.6), second paragraph(f) |                                                                                                 |                                                                                                 |                                                                                                 |                                                                                                                                            |
| 706                                                   | (f) the protective devices shall remain fully effective or give a stop command.                 | (f) the protective devices shall remain fully effective or give a stop command.                 | (f) the protective devices shall remain fully effective or give a stop command.                 | (f) the protective devices shall remain fully effective or give a stop command.<br><br>Text Origin:<br>Commission Proposal                 |

|                                                     | Commission Proposal                      | EP Mandate                               | Council Mandate                          | Draft Agreement                                                                     |
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| Annex III, 1, point (1.3), introductory part        |                                          |                                          |                                          |                                                                                     |
| 707                                                 | 1.3. PROTECTION AGAINST MECHANICAL RISKS | 1.3. PROTECTION AGAINST MECHANICAL RISKS | 1.3. PROTECTION AGAINST MECHANICAL RISKS | 1.3. PROTECTION AGAINST MECHANICAL RISKS<br><br>Text Origin:<br>Commission Proposal |
| Annex III, 1, point (1.3)(1.3.1), introductory part |                                          |                                          |                                          |                                                                                     |
| 708                                                 | 1.3.1. Risk of loss of stability         | 1.3.1. Risk of loss of stability         | 1.3.1. Risk of loss of stability         | 1.3.1. Risk of loss of stability<br><br>Text Origin:<br>Commission Proposal         |

|                                                   | Commission Proposal                                                                                                                                                                                                                     | EP Mandate                                                                                                                                                                                                                              | Council Mandate                                                                                                                                                                                                                                                                                  | Draft Agreement                                                                                                                                                                                                                                                                                                                                 |
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| Annex III, 1, point (1.3)(1.3.1), first paragraph |                                                                                                                                                                                                                                         |                                                                                                                                                                                                                                         |                                                                                                                                                                                                                                                                                                  |                                                                                                                                                                                                                                                                                                                                                 |
| 709                                               | The machinery product and its components and fittings shall be stable enough to avoid overturning, falling or uncontrolled movements during transportation, assembly, dismantling and any other action involving the machinery product. | The machinery product and its components and fittings shall be stable enough to avoid overturning, falling or uncontrolled movements during transportation, assembly, dismantling and any other action involving the machinery product. | The machinery <u>or related</u> product and its components and fittings shall be stable enough to avoid overturning, falling or uncontrolled movements during transportation, assembly, dismantling and any other action involving the machinery <del>product</del> <u>or related products</u> . | The machinery <u>or related</u> product and its components and fittings shall be stable enough to avoid overturning, falling or uncontrolled movements during transportation, assembly, dismantling and any other action involving the machinery <del>product</del> <u>or related products</u> .<br><br>terminology<br><br>Text Origin: Council |

|                                                    | Commission Proposal                                                                                                                                                                                    | EP Mandate                                                                                                                                                                                             | Council Mandate                                                                                                                                                                                                                              | Draft Agreement                                                                                                                                                                                                                                                                             |
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| Annex III, 1, point (1.3)(1.3.1), second paragraph |                                                                                                                                                                                                        |                                                                                                                                                                                                        |                                                                                                                                                                                                                                              |                                                                                                                                                                                                                                                                                             |
| 710                                                | If the shape of the machinery product itself or its intended installation does not offer sufficient stability, appropriate means of anchorage shall be incorporated and indicated in the instructions. | If the shape of the machinery product itself or its intended installation does not offer sufficient stability, appropriate means of anchorage shall be incorporated and indicated in the instructions. | If the shape of the machinery <del>product</del> <u>or related products</u> itself or its intended installation does not offer sufficient stability, appropriate means of anchorage shall be incorporated and indicated in the instructions. | If the shape of the machinery <del>product</del> <u>or related products</u> itself or its intended installation does not offer sufficient stability, appropriate means of anchorage shall be incorporated and indicated in the instructions.<br><br>terminology<br><br>Text Origin: Council |

|                                                     | Commission Proposal                                                                                  | EP Mandate                                                                                           | Council Mandate                                                                                            | Draft Agreement                                                                                            |
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|                                                     |                                                                                                      |                                                                                                      |                                                                                                            | Mandate                                                                                                    |
| Annex III, 1, point (1.3)(1.3.2), introductory part |                                                                                                      |                                                                                                      |                                                                                                            |                                                                                                            |
| 711                                                 | 1.3.2. Risk of break-up during operation                                                             | 1.3.2. Risk of break-up during operation                                                             | 1.3.2. Risk of break-up during operation                                                                   | 1.3.2. Risk of break-up during operation<br><br>Text Origin:<br>Commission Proposal                        |
| Annex III, 1, point (1.3)(1.3.2), first paragraph   |                                                                                                      |                                                                                                      |                                                                                                            |                                                                                                            |
| 712                                                 | The various parts of machinery product and their linkages shall be able to withstand the stresses to | The various parts of machinery product and their linkages shall be able to withstand the stresses to | The various parts of machinery <u>or related</u> product and their linkages shall be able to withstand the | The various parts of machinery <u>or related</u> product and their linkages shall be able to withstand the |

|                                                    | Commission Proposal                                                                                                                                                       | EP Mandate                                                                                                                                                                | Council Mandate                                                                                                                                                                      | Draft Agreement                                                                                                                                                                      |
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|                                                    | which they are subject when used.                                                                                                                                         | which they are subject when used.                                                                                                                                         | stresses to which they are subject when used.                                                                                                                                        | stresses to which they are subject when used.<br><br>terminology<br><br>Text Origin: Council<br>Mandate                                                                              |
| Annex III, 1, point (1.3)(1.3.2), second paragraph |                                                                                                                                                                           |                                                                                                                                                                           |                                                                                                                                                                                      |                                                                                                                                                                                      |
| 713                                                | The durability of the materials used shall be adequate for the nature of the working environment foreseen by the manufacturer or his or her authorised representative, in | The durability of the materials used shall be adequate for the nature of the working environment foreseen by the manufacturer or his or her authorised representative, in | The durability of the materials used shall be adequate for the nature of the working environment foreseen by the manufacturer <del>or his or her</del> authorised representative, in | The durability of the materials used shall be adequate for the nature of the working environment foreseen by the manufacturer <del>or his or her</del> authorised representative, in |

|                                                   | Commission Proposal                                                                                                                                                                                                    | EP Mandate                                                                                                                                                                                                             | Council Mandate                                                                                                                                                                                                        | Draft Agreement                                                                                                                                                                                                        |
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|                                                   | particular as regards the phenomena of fatigue, ageing, corrosion and abrasion.                                                                                                                                        | particular as regards the phenomena of fatigue, ageing, corrosion and abrasion.                                                                                                                                        | particular as regards the phenomena of fatigue, ageing, corrosion and abrasion.                                                                                                                                        | particular as regards the phenomena of fatigue, ageing, corrosion and abrasion.<br><br>Text Origin: Council Mandate                                                                                                    |
| Annex III, 1, point (1.3)(1.3.2), third paragraph |                                                                                                                                                                                                                        |                                                                                                                                                                                                                        |                                                                                                                                                                                                                        |                                                                                                                                                                                                                        |
| 714                                               | The instructions shall indicate the type and frequency of inspections and maintenance required for safety reasons. They shall, where appropriate, indicate the parts subject to wear and the criteria for replacement. | The instructions shall indicate the type and frequency of inspections and maintenance required for safety reasons. They shall, where appropriate, indicate the parts subject to wear and the criteria for replacement. | The instructions shall indicate the type and frequency of inspections and maintenance required for safety reasons. They shall, where appropriate, indicate the parts subject to wear and the criteria for replacement. | The instructions shall indicate the type and frequency of inspections and maintenance required for safety reasons. They shall, where appropriate, indicate the parts subject to wear and the criteria for replacement. |

|                                                    | Commission Proposal                                                                                                                                                                                                                | EP Mandate                                                                                                                                                                                                                                    | Council Mandate                                                                                                                                                                                                                    | Draft Agreement                                                                                                                                                                                                                                                      |
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| Annex III, 1, point (1.3)(1.3.2), fourth paragraph |                                                                                                                                                                                                                                    |                                                                                                                                                                                                                                               |                                                                                                                                                                                                                                    |                                                                                                                                                                                                                                                                      |
| 715                                                | Where a risk of rupture or disintegration remains despite the measures taken, the parts concerned shall be mounted, positioned and/or guarded in such a way that any fragments will be contained, preventing hazardous situations. | Where a risk of rupture or disintegration remains despite the measures taken, the parts concerned shall be mounted, positioned <del>and/or</del> guarded in such a way that any fragments will be contained, preventing hazardous situations. | Where a risk of rupture or disintegration remains despite the measures taken, the parts concerned shall be mounted, positioned and/or guarded in such a way that any fragments will be contained, preventing hazardous situations. | Where a risk of rupture or disintegration remains despite the measures taken, the parts concerned shall be mounted, positioned <del>and/or</del> guarded in such a way that any fragments will be contained, preventing hazardous situations.<br><br>Text Origin: EP |



|                                                   | Commission Proposal                                                                                                                                                                                                                                       | EP Mandate                                                                                                                                                                                                                                                | Council Mandate                                                                                                                                                                                                                                                                       | Draft Agreement                                                                                                                                                                                                                                                                                                                                   |
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|                                                   |                                                                                                                                                                                                                                                           |                                                                                                                                                                                                                                                           |                                                                                                                                                                                                                                                                                       | Mandate                                                                                                                                                                                                                                                                                                                                           |
| Annex III, 1, point (1.3)(1.3.2), fifth paragraph |                                                                                                                                                                                                                                                           |                                                                                                                                                                                                                                                           |                                                                                                                                                                                                                                                                                       |                                                                                                                                                                                                                                                                                                                                                   |
| 716                                               | Both rigid and flexible pipes carrying fluids, particularly those under high pressure, shall be able to withstand the foreseen internal and external stresses and shall be firmly attached and/or protected to ensure that no risk is posed by a rupture. | Both rigid and flexible pipes carrying fluids, particularly those under high pressure, shall be able to withstand the foreseen internal and external stresses and shall be firmly attached and/or protected to ensure that no risk is posed by a rupture. | Both rigid and flexible pipes carrying fluids, particularly those under high pressure, shall be able to withstand the foreseen internal and external stresses and shall be firmly attached and/or protected to ensure that no risk is <del>posed</del> <u>presented</u> by a rupture. | Both rigid and flexible pipes carrying fluids, particularly those under high pressure, shall be able to withstand the foreseen internal and external stresses and shall be firmly attached <del>and/or</del> <u>or</u> protected to ensure that no risk is <del>posed</del> <u>presented</u> by a rupture.<br><br>Text Origin: Council<br>Mandate |

|                                                                      | Commission Proposal                                                                                                                         | EP Mandate                                                                                                                                  | Council Mandate                                                                                                                             | Draft Agreement                                                                                                                                                                        |
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| Annex III, 1, point (1.3)(1.3.2), sixth paragraph, introductory part |                                                                                                                                             |                                                                                                                                             |                                                                                                                                             |                                                                                                                                                                                        |
| 717                                                                  | Where the material to be processed is fed to the tool automatically, the following conditions shall be fulfilled to avoid risks to persons: | Where the material to be processed is fed to the tool automatically, the following conditions shall be fulfilled to avoid risks to persons: | Where the material to be processed is fed to the tool automatically, the following conditions shall be fulfilled to avoid risks to persons: | Where the material to be processed is fed to the tool automatically, the following conditions shall be fulfilled to avoid risks to persons:<br><br>Text Origin:<br>Commission Proposal |
| Annex III, 1, point (1.3)(1.3.2), sixth paragraph(a)                 |                                                                                                                                             |                                                                                                                                             |                                                                                                                                             |                                                                                                                                                                                        |
| 718                                                                  | (a) when the work piece comes into contact with the tool, the latter shall have attained its normal                                         | (a) when the work piece comes into contact with the tool, the latter shall have attained its normal                                         | (a) when the work piece comes into contact with the tool, the latter shall have attained its normal                                         | (a) when the work piece comes into contact with the tool, the latter shall have attained its normal                                                                                    |

|                                                      | Commission Proposal                                                                                                                  | EP Mandate                                                                                                                           | Council Mandate                                                                                                                      | Draft Agreement                                                                                                                                                                 |
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|                                                      | working condition;                                                                                                                   | working condition;                                                                                                                   | working condition;                                                                                                                   | working condition;<br><br>Text Origin:<br>Commission Proposal                                                                                                                   |
| Annex III, 1, point (1.3)(1.3.2), sixth paragraph(b) |                                                                                                                                      |                                                                                                                                      |                                                                                                                                      |                                                                                                                                                                                 |
| 719                                                  | (b) when the tool starts and/or stops (intentionally or accidentally), the feed movement and the tool movement shall be coordinated. | (b) when the tool starts and/or stops (intentionally or accidentally), the feed movement and the tool movement shall be coordinated. | (b) when the tool starts and/or stops (intentionally or accidentally), the feed movement and the tool movement shall be coordinated. | (b) when the tool starts and/or stops (intentionally or accidentally), the feed movement and the tool movement shall be coordinated.<br><br>Text Origin:<br>Commission Proposal |

|                                                     | Commission Proposal                                                          | EP Mandate                                                                   | Council Mandate                                                              | Draft Agreement                                                                                  |
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| Annex III, 1, point (1.3)(1.3.3), introductory part |                                                                              |                                                                              |                                                                              |                                                                                                  |
| 720                                                 | 1.3.3. Risks due to falling or ejected objects                               | 1.3.3. Risks due to falling or ejected objects                               | 1.3.3. Risks due to falling or ejected objects                               | 1.3.3. Risks due to falling or ejected objects<br><br>Text Origin:<br>Commission Proposal        |
| Annex III, 1, point (1.3)(1.3.3), first paragraph   |                                                                              |                                                                              |                                                                              |                                                                                                  |
| 721                                                 | Precautions shall be taken to prevent risks from falling or ejected objects. | Precautions shall be taken to prevent risks from falling or ejected objects. | Precautions shall be taken to prevent risks from falling or ejected objects. | Precautions shall be taken to prevent risks from falling or ejected objects.<br><br>Text Origin: |

|                                                     | Commission Proposal                                                                                    | EP Mandate                                                                                             | Council Mandate                                                                                        | Draft Agreement                                                                                        |
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|                                                     |                                                                                                        |                                                                                                        |                                                                                                        | Commission Proposal                                                                                    |
| Annex III, 1, point (1.3)(1.3.4), introductory part |                                                                                                        |                                                                                                        |                                                                                                        |                                                                                                        |
| 722                                                 | 1.3.4. Risks due to surfaces, edges or angles                                                          | 1.3.4. Risks due to surfaces, edges or angles                                                          | 1.3.4. Risks due to surfaces, edges or angles                                                          | 1.3.4. Risks due to surfaces, edges or angles<br><br>Text Origin:<br>Commission Proposal               |
| Annex III, 1, point (1.3)(1.3.4), first paragraph   |                                                                                                        |                                                                                                        |                                                                                                        |                                                                                                        |
| 723                                                 | Insofar as their purpose allows, accessible parts of the machinery shall have no sharp edges, no sharp | Insofar as their purpose allows, accessible parts of the machinery shall have no sharp edges, no sharp | Insofar as their purpose allows, accessible parts of the machinery shall have no sharp edges, no sharp | Insofar as their purpose allows, accessible parts of the machinery shall have no sharp edges, no sharp |

|                                                     | Commission Proposal                                  | EP Mandate                                           | Council Mandate                                                         | Draft Agreement                                                                                 |
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|                                                     | angles and no rough surfaces likely to cause injury. | angles and no rough surfaces likely to cause injury. | angles and no rough surfaces likely to cause injury.                    | angles and no rough surfaces likely to cause injury.<br><br>Text Origin:<br>Commission Proposal |
| Annex III, 1, point (1.3)(1.3.5), introductory part |                                                      |                                                      |                                                                         |                                                                                                 |
| 724                                                 | 1.3.5. Risks related to a combined machinery product | 1.3.5. Risks related to a combined machinery product | 1.3.5. -Risks related to a combined machinery <u>or related</u> product | EP to check                                                                                     |
| Annex III, 1, point (1.3)(1.3.5), first paragraph   |                                                      |                                                      |                                                                         |                                                                                                 |
| 725                                                 |                                                      |                                                      |                                                                         |                                                                                                 |

|                                                    | Commission Proposal                                                                                                                                                                                                                                                                                                                            | EP Mandate                                                                                                                                                                                                                                                                                                                                     | Council Mandate                                                                                                                                                                                                                                                                                                                                                                    | Draft Agreement                                                                                          |
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|                                                    | Where the machinery product is intended to carry out several different operations with manual removal of the piece between each operation (combined machinery product), it shall be designed and constructed in such a way as to enable each element to be used separately without the other elements constituting a risk for exposed persons. | Where the machinery product is intended to carry out several different operations with manual removal of the piece between each operation (combined machinery product), it shall be designed and constructed in such a way as to enable each element to be used separately without the other elements constituting a risk for exposed persons. | Where the machinery <u>or related</u> product is intended to carry out several different operations with manual removal of the piece between each operation (combined machinery <u>or related</u> product), it shall be designed and constructed in such a way as to enable each element to be used separately without the other elements constituting a risk for exposed persons. | EP to check                                                                                              |
| Annex III, 1, point (1.3)(1.3.5), second paragraph |                                                                                                                                                                                                                                                                                                                                                |                                                                                                                                                                                                                                                                                                                                                |                                                                                                                                                                                                                                                                                                                                                                                    |                                                                                                          |
| 726                                                | For this purpose, it shall be possible to start and stop separately any elements that are not protected.                                                                                                                                                                                                                                       | For this purpose, it shall be possible to start and stop separately any elements that are not protected.                                                                                                                                                                                                                                       | For this purpose, it shall be possible to start and stop separately any elements that are not protected.                                                                                                                                                                                                                                                                           | For this purpose, it shall be possible to start and stop separately any elements that are not protected. |

|                                                     | Commission Proposal                                        | EP Mandate                                                 | Council Mandate                                            | Draft Agreement                                                                                       |
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| Annex III, 1, point (1.3)(1.3.6), introductory part |                                                            |                                                            |                                                            |                                                                                                       |
| 727                                                 | 1.3.6. Risks related to variations in operating conditions | 1.3.6. Risks related to variations in operating conditions | 1.3.6. Risks related to variations in operating conditions | 1.3.6. Risks related to variations in operating conditions<br><br>Text Origin:<br>Commission Proposal |
| Annex III, 1, point (1.3)(1.3.6), first paragraph   |                                                            |                                                            |                                                            |                                                                                                       |
| 728                                                 |                                                            |                                                            |                                                            |                                                                                                       |



|                                                     | Commission Proposal                                                                                                                                                                                                             | EP Mandate                                                                                                                                                                                                                      | Council Mandate                                                                                                                                                                                                                                   | Draft Agreement                                                                                                                                                                                                                                                                                             |
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|                                                     | Where the machinery product performs operations under different conditions of use, it shall be designed and constructed in such a way that selection and adjustment of these conditions can be carried out safely and reliably. | Where the machinery product performs operations under different conditions of use, it shall be designed and constructed in such a way that selection and adjustment of these conditions can be carried out safely and reliably. | Where the machinery <u>or related</u> product performs operations under different conditions of use, it shall be designed and constructed in such a way that selection and adjustment of these conditions can be carried out safely and reliably. | Where the machinery <u>or related</u> product performs operations under different conditions of use, it shall be designed and constructed in such a way that selection and adjustment of these conditions can be carried out safely and reliably.<br><br>terminology<br><br>Text Origin: Council<br>Mandate |
| Annex III, 1, point (1.3)(1.3.7), introductory part |                                                                                                                                                                                                                                 |                                                                                                                                                                                                                                 |                                                                                                                                                                                                                                                   |                                                                                                                                                                                                                                                                                                             |
| 729                                                 | 1.3.7. Risks related to moving                                                                                                                                                                                                  | 1.3.7. -Risks related to moving parts and <i>psychological</i>                                                                                                                                                                  | 1.3.7. -Risks related to moving                                                                                                                                                                                                                   |                                                                                                                                                                                                                                                                                                             |

|                                                   | Commission Proposal                                                                                                                                                                                                                | EP Mandate                                                                                                                                                                                                                         | Council Mandate                                                                                                                                                                                                                                      | Draft Agreement                                                                                                                                                                                                                                                         |
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|                                                   | parts and psychological stress                                                                                                                                                                                                     | <del>stress</del> <u>cognitive workload</u>                                                                                                                                                                                        | parts <del>and psychological stress</del>                                                                                                                                                                                                            | EP to provide feedback                                                                                                                                                                                                                                                  |
| Annex III, 1, point (1.3)(1.3.7), first paragraph |                                                                                                                                                                                                                                    |                                                                                                                                                                                                                                    |                                                                                                                                                                                                                                                      |                                                                                                                                                                                                                                                                         |
| 730                                               | The moving parts of the machinery product shall be designed and constructed in such a way as to prevent risks of contact which could lead to accidents or shall, where risks persist, be fitted with guards or protective devices. | The moving parts of the machinery product shall be designed and constructed in such a way as to prevent risks of contact which could lead to accidents or shall, where risks persist, be fitted with guards or protective devices. | The moving parts of the machinery <u>or related</u> product shall be designed and constructed in such a way as to prevent risks of contact which could lead to accidents or shall, where risks persist, be fitted with guards or protective devices. | The moving parts of the machinery <u>or related</u> product shall be designed and constructed in such a way as to prevent risks of contact which could lead to accidents or shall, where risks persist, be fitted with guards or protective devices.<br><br>terminology |

|                                                    | Commission Proposal                                                                                                                                                                                                                                                                                       | EP Mandate                                                                                                                                                                                                                                                                                                | Council Mandate                                                                                                                                                                                                                                                                                           | Draft Agreement                                                                                                                                                                                                                                                                                           |
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| Annex III, 1, point (1.3)(1.3.7), second paragraph |                                                                                                                                                                                                                                                                                                           |                                                                                                                                                                                                                                                                                                           |                                                                                                                                                                                                                                                                                                           |                                                                                                                                                                                                                                                                                                           |
| 731                                                | All necessary steps shall be taken to prevent accidental blockage of moving parts. In cases where, despite the precautions taken, a blockage is likely to occur, the necessary specific protective devices and tools shall, when appropriate, be provided to enable the equipment to be safely unblocked. | All necessary steps shall be taken to prevent accidental blockage of moving parts. In cases where, despite the precautions taken, a blockage is likely to occur, the necessary specific protective devices and tools shall, when appropriate, be provided to enable the equipment to be safely unblocked. | All necessary steps shall be taken to prevent accidental blockage of moving parts. In cases where, despite the precautions taken, a blockage is likely to occur, the necessary specific protective devices and tools shall, when appropriate, be provided to enable the equipment to be safely unblocked. | All necessary steps shall be taken to prevent accidental blockage of moving parts. In cases where, despite the precautions taken, a blockage is likely to occur, the necessary specific protective devices and tools shall, when appropriate, be provided to enable the equipment to be safely unblocked. |

|                                                   | Commission Proposal                                                                                                                                 | EP Mandate                                                                                                                                          | Council Mandate                                                                                                                                                       | Draft Agreement                                                                                                                                                                                                                 |
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|                                                   |                                                                                                                                                     |                                                                                                                                                     |                                                                                                                                                                       | Text Origin:<br>Commission Proposal                                                                                                                                                                                             |
| Annex III, 1, point (1.3)(1.3.7), third paragraph |                                                                                                                                                     |                                                                                                                                                     |                                                                                                                                                                       |                                                                                                                                                                                                                                 |
| 732                                               | The instructions and, where possible, a sign on the machinery product shall identify these specific protective devices and how they are to be used. | The instructions and, where possible, a sign on the machinery product shall identify these specific protective devices and how they are to be used. | The instructions and, where possible, a sign on the machinery <u>or related</u> product shall identify these specific protective devices and how they are to be used. | The instructions and, where possible, a sign on the machinery <u>or related</u> product shall identify these specific protective devices and how they are to be used.<br><br>terminology<br><br>Text Origin: Council<br>Mandate |

|   | Commission Proposal                                                                                                                                                             | EP Mandate                                                                                                                                                                                                     | Council Mandate                                                                                                                                                                     | Draft Agreement                                                               |
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|   |                                                                                                                                                                                 |                                                                                                                                                                                                                |                                                                                                                                                                                     |                                                                               |
|   | Annex III, 1, point (1.3)(1.3.7), fourth paragraph, introductory part                                                                                                           |                                                                                                                                                                                                                |                                                                                                                                                                                     |                                                                               |
| Y | 733<br>The prevention of risks of contact leading to hazard situations and the psychological stress that may be caused by the interaction with the machine shall be adapted to: | -The prevention of risks of contact leading to hazard situations and the <del>psychological stress</del> <u>cognitive workload</u> that may be caused by the interaction with the machine shall be adapted to: | The prevention of risks of contact leading to hazard situations <del>and the psychological stress</del> that may be caused by the interaction with the machine shall be adapted to: | EP to provide feedback                                                        |
|   | Annex III, 1, point (1.3)(1.3.7), fourth paragraph(a)                                                                                                                           |                                                                                                                                                                                                                |                                                                                                                                                                                     |                                                                               |
| G | 734<br>(a) human-machine coexistence in a shared space without direct collaboration;                                                                                            | (a) human-machine coexistence in a shared space without direct collaboration;                                                                                                                                  | (a) human-machine coexistence in a shared space without direct collaboration;                                                                                                       | (a) human-machine coexistence in a shared space without direct collaboration; |

|                                                       | Commission Proposal                                                                                   | EP Mandate                                                                                                       | Council Mandate                                                                                                  | Draft Agreement                                                                                                  |
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| Annex III, 1, point (1.3)(1.3.7), fourth paragraph(b) |                                                                                                       |                                                                                                                  |                                                                                                                  |                                                                                                                  |
| 735                                                   | (b) human-machine interaction.                                                                        | (b) human-machine interaction.                                                                                   | (b) human-machine interaction.                                                                                   | (b) human-machine interaction.<br><br>Text Origin:<br>Commission Proposal                                        |
| Annex III, 1, point (1.3)(1.3.7), fifth paragraph     |                                                                                                       |                                                                                                                  |                                                                                                                  |                                                                                                                  |
| 736                                                   | The machinery product with fully or partially evolving behaviour or logic that is designed to operate | <del>The machinery product with fully or partially evolving behaviour or logic that is designed to operate</del> | <del>The machinery product with fully or partially evolving behaviour or logic that is designed to operate</del> | <del>The machinery product with fully or partially evolving behaviour or logic that is designed to operate</del> |

|                                                     | Commission Proposal                                                                                                                                                                                                                                                                                               | EP Mandate                                                                                                                                                                                                                                                                                                                                         | Council Mandate                                                                                                                                                                                                                                                                                                              | Draft Agreement                                                                                                                                                                                                                                                                                                                                                                      |
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|                                                     | with varying levels of autonomy shall be adapted to respond to people adequately and appropriately (verbally through words or nonverbally through gestures, facial expressions or body movement) and to communicate its planned actions (what it is going to do and why) to operators in a comprehensible manner. | <del>with varying levels of autonomy shall be adapted to respond to people adequately and appropriately (verbally through words or nonverbally through gestures, facial expressions or body movement) and to communicate its planned actions (what it is going to do and why) to operators in a comprehensible manner.</del><br><del>deleted</del> | <del>with varying levels of autonomy shall be adapted to respond to people adequately and appropriately (verbally through words or nonverbally through gestures, facial expressions or body movement) and to communicate its planned actions (what it is going to do and why) to operators in a comprehensible manner.</del> | <del>with varying levels of autonomy shall be adapted to respond to people adequately and appropriately (verbally through words or nonverbally through gestures, facial expressions or body movement) and to communicate its planned actions (what it is going to do and why) to operators in a comprehensible manner.</del><br><del>deleted</del><br><br>Text Origin: EP<br>Mandate |
| Annex III, 1, point (1.3)(1.3.8), introductory part |                                                                                                                                                                                                                                                                                                                   |                                                                                                                                                                                                                                                                                                                                                    |                                                                                                                                                                                                                                                                                                                              |                                                                                                                                                                                                                                                                                                                                                                                      |
| 737                                                 | 1.3.8. Choice of protection                                                                                                                                                                                                                                                                                       | 1.3.8. Choice of protection                                                                                                                                                                                                                                                                                                                        | 1.3.8. Choice of protection                                                                                                                                                                                                                                                                                                  | 1.3.8. Choice of protection                                                                                                                                                                                                                                                                                                                                                          |

|                                                   | Commission Proposal                                                                                                                                                                                             | EP Mandate                                                                                                                                                                                                      | Council Mandate                                                                                                                                                                                                 | Draft Agreement                                                                                                                                                                                                 |
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|                                                   | against risks arising from moving parts                                                                                                                                                                         | against risks arising from moving parts                                                                                                                                                                         | against risks arising from moving parts                                                                                                                                                                         | against risks arising from moving parts<br><br>Text Origin:<br>Commission Proposal                                                                                                                              |
| Annex III, 1, point (1.3)(1.3.8), first paragraph |                                                                                                                                                                                                                 |                                                                                                                                                                                                                 |                                                                                                                                                                                                                 |                                                                                                                                                                                                                 |
| 738                                               | Guards or protective devices designed to protect against risks arising from moving parts shall be selected on the basis of the type of risk. The following guidelines shall be used to help to make the choice. | Guards or protective devices designed to protect against risks arising from moving parts shall be selected on the basis of the type of risk. The following guidelines shall be used to help to make the choice. | Guards or protective devices designed to protect against risks arising from moving parts shall be selected on the basis of the type of risk. The following guidelines shall be used to help to make the choice. | Guards or protective devices designed to protect against risks arising from moving parts shall be selected on the basis of the type of risk. The following guidelines shall be used to help to make the choice. |



|                                                                               | Commission Proposal                                    | EP Mandate                                             | Council Mandate                                        | Draft Agreement                                                               |
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| Annex III, 1, point (1.3)(1.3.8)(1.3.8.1), introductory part                  |                                                        |                                                        |                                                        |                                                                               |
| 739                                                                           | 1.3.8.1. Moving transmission parts                     | 1.3.8.1. Moving transmission parts                     | 1.3.8.1. Moving transmission parts                     | 1.3.8.1. Moving transmission parts<br><br>Text Origin:<br>Commission Proposal |
| Annex III, 1, point (1.3)(1.3.8)(1.3.8.1), first paragraph, introductory part |                                                        |                                                        |                                                        |                                                                               |
| 740                                                                           | Guards designed to protect persons against the hazards | Guards designed to protect persons against the hazards | Guards designed to protect persons against the hazards | Guards designed to protect persons against the hazards                        |

|                                                               | Commission Proposal                                           | EP Mandate                                                    | Council Mandate                                               | Draft Agreement                                                                                          |
|---------------------------------------------------------------|---------------------------------------------------------------|---------------------------------------------------------------|---------------------------------------------------------------|----------------------------------------------------------------------------------------------------------|
|                                                               | generated by moving transmission parts shall be:              | generated by moving transmission parts shall be:              | generated by moving transmission parts shall be:              | generated by moving transmission parts shall be:<br><br>Text Origin:<br>Commission Proposal              |
| Annex III, 1, point (1.3)(1.3.8)(1.3.8.1), first paragraph(a) |                                                               |                                                               |                                                               |                                                                                                          |
| 741                                                           | (a) either fixed guards as referred to in section 1.4.2.1, or | (a) either fixed guards as referred to in section 1.4.2.1, or | (a) either fixed guards as referred to in section 1.4.2.1, or | (a) either fixed guards as referred to in section 1.4.2.1, or<br><br>Text Origin:<br>Commission Proposal |
| Annex III, 1, point (1.3)(1.3.8)(1.3.8.1), first paragraph(b) |                                                               |                                                               |                                                               |                                                                                                          |

|                                                             | Commission Proposal                                                           | EP Mandate                                                                    | Council Mandate                                                               | Draft Agreement                                                                                                          |
|-------------------------------------------------------------|-------------------------------------------------------------------------------|-------------------------------------------------------------------------------|-------------------------------------------------------------------------------|--------------------------------------------------------------------------------------------------------------------------|
| 742                                                         | (b) interlocking movable guards as referred to in section 1.4.2.2.            | (b) interlocking movable guards as referred to in section 1.4.2.2.            | (b) interlocking movable guards as referred to in section 1.4.2.2.            | (b) interlocking movable guards as referred to in section 1.4.2.2.<br><br>Text Origin:<br>Commission Proposal            |
| Annex III, 1, point (1.3)(1.3.8)(1.3.8.1), second paragraph |                                                                               |                                                                               |                                                                               |                                                                                                                          |
| 743                                                         | Interlocking movable guards shall be used where frequent access is envisaged. | Interlocking movable guards shall be used where frequent access is envisaged. | Interlocking movable guards shall be used where frequent access is envisaged. | Interlocking movable guards shall be used where frequent access is envisaged.<br><br>Text Origin:<br>Commission Proposal |

|                                                                               | Commission Proposal                                                                                                                  | EP Mandate                                                                                                                           | Council Mandate                                                                                                                               | Draft Agreement                                                                                                                               |
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|                                                                               |                                                                                                                                      |                                                                                                                                      |                                                                                                                                               |                                                                                                                                               |
| Annex III, 1, point (1.3)(1.3.8)(1.3.8.2), introductory part                  |                                                                                                                                      |                                                                                                                                      |                                                                                                                                               |                                                                                                                                               |
| 744                                                                           | 1.3.8.2. Moving parts involved in the process                                                                                        | 1.3.8.2. Moving parts involved in the process                                                                                        | 1.3.8.2. Moving parts involved in the process                                                                                                 | 1.3.8.2. Moving parts involved in the process<br><br>Text Origin:<br>Commission Proposal                                                      |
| Annex III, 1, point (1.3)(1.3.8)(1.3.8.2), first paragraph, introductory part |                                                                                                                                      |                                                                                                                                      |                                                                                                                                               |                                                                                                                                               |
| 745                                                                           | Guards or protective devices designed to protect persons against the hazards generated by moving parts involved in the process shall | Guards or protective devices designed to protect persons against the hazards generated by moving parts involved in the process shall | (i) -Guards or protective devices designed to protect persons against the hazards generated by moving parts involved in the process shall be: | (i) -Guards or protective devices designed to protect persons against the hazards generated by moving parts involved in the process shall be: |

|                                                               | Commission Proposal                                           | EP Mandate                                                    | Council Mandate                                               | Draft Agreement                                                                                          |
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|                                                               | be:                                                           | be:                                                           |                                                               | Text Origin: Council<br>Mandate                                                                          |
| Annex III, 1, point (1.3)(1.3.8)(1.3.8.2), first paragraph(a) |                                                               |                                                               |                                                               |                                                                                                          |
| 746                                                           | (a) either fixed guards as referred to in section 1.4.2.1, or | (a) either fixed guards as referred to in section 1.4.2.1, or | (a) either fixed guards as referred to in section 1.4.2.1, or | (a) either fixed guards as referred to in section 1.4.2.1, or<br><br>Text Origin:<br>Commission Proposal |
| Annex III, 1, point (1.3)(1.3.8)(1.3.8.2), first paragraph(b) |                                                               |                                                               |                                                               |                                                                                                          |
| 747                                                           | (b) interlocking movable guards as                            | (b) interlocking movable guards as                            | (b) interlocking movable guards as                            | (b) interlocking movable guards as                                                                       |

|                                                               | Commission Proposal                                        | EP Mandate                                                 | Council Mandate                                            | Draft Agreement                                                                                       |
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|                                                               | referred to in section 1.4.2.2, or                         | referred to in section 1.4.2.2, or                         | referred to in section 1.4.2.2, or                         | referred to in section 1.4.2.2, or<br><br>Text Origin:<br>Commission Proposal                         |
| Annex III, 1, point (1.3)(1.3.8)(1.3.8.2), first paragraph(c) |                                                            |                                                            |                                                            |                                                                                                       |
| 748                                                           | (c) protective devices as referred to in section 1.4.3, or | (c) protective devices as referred to in section 1.4.3, or | (c) protective devices as referred to in section 1.4.3, or | (c) protective devices as referred to in section 1.4.3, or<br><br>Text Origin:<br>Commission Proposal |
| Annex III, 1, point (1.3)(1.3.8)(1.3.8.2), first paragraph(d) |                                                            |                                                            |                                                            |                                                                                                       |

|                                                                                | Commission Proposal                                                                                                                                                                                               | EP Mandate                                                                                                                                                                                                        | Council Mandate                                                                                                                                                                                                         | Draft Agreement                                                                                                                                                                                                                                     |
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| 749                                                                            | (d) a combination of the above.                                                                                                                                                                                   | (d) a combination of the above.                                                                                                                                                                                   | (d) a combination of the above.                                                                                                                                                                                         | (d) a combination of the above.<br><br>Text Origin:<br>Commission Proposal                                                                                                                                                                          |
| Annex III, 1, point (1.3)(1.3.8)(1.3.8.2), second paragraph, introductory part |                                                                                                                                                                                                                   |                                                                                                                                                                                                                   |                                                                                                                                                                                                                         |                                                                                                                                                                                                                                                     |
| 750                                                                            | However, when certain moving parts directly involved in the process cannot be made completely inaccessible during operation owing to operations requiring operator intervention, such parts shall be fitted with: | However, when certain moving parts directly involved in the process cannot be made completely inaccessible during operation owing to operations requiring operator intervention, such parts shall be fitted with: | (ii) -However, when certain moving parts directly involved in the process cannot be made completely inaccessible during operation owing to operations requiring operator intervention, such parts shall be fitted with: | (ii) -However, when certain moving parts directly involved in the process cannot be made completely inaccessible during operation owing to operations requiring operator intervention, such parts shall be fitted with:<br><br>Text Origin: Council |

|                                                                | Commission Proposal                                                                                                                 | EP Mandate                                                                                                                          | Council Mandate                                                                                                                     | Draft Agreement                                                                                                                                                                |
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|                                                                |                                                                                                                                     |                                                                                                                                     |                                                                                                                                     | Mandate                                                                                                                                                                        |
| Annex III, 1, point (1.3)(1.3.8)(1.3.8.2), second paragraph(a) |                                                                                                                                     |                                                                                                                                     |                                                                                                                                     |                                                                                                                                                                                |
| 751                                                            | (a) fixed guards or interlocking movable guards preventing access to those sections of the parts that are not used in the work, and | (a) fixed guards or interlocking movable guards preventing access to those sections of the parts that are not used in the work, and | (a) fixed guards or interlocking movable guards preventing access to those sections of the parts that are not used in the work, and | (a) fixed guards or interlocking movable guards preventing access to those sections of the parts that are not used in the work, and<br><br>Text Origin:<br>Commission Proposal |
| Annex III, 1, point (1.3)(1.3.8)(1.3.8.2), second paragraph(b) |                                                                                                                                     |                                                                                                                                     |                                                                                                                                     |                                                                                                                                                                                |
| 752                                                            | (b) adjustable guards as referred to in section 1.4.2.3 restricting access to those sections of the moving                          | (b) adjustable guards as referred to in section 1.4.2.3 restricting access to those sections of the moving                          | (b) adjustable guards as referred to in section 1.4.2.3 restricting access to those sections of the moving                          | (b) adjustable guards as referred to in section 1.4.2.3 restricting access to those sections of the moving                                                                     |



|                                                     | Commission Proposal                    | EP Mandate                             | Council Mandate                        | Draft Agreement                                                                   |
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|                                                     | parts where access is necessary.       | parts where access is necessary.       | parts where access is necessary.       | parts where access is necessary.<br><br>Text Origin:<br>Commission Proposal       |
| Annex III, 1, point (1.3)(1.3.9), introductory part |                                        |                                        |                                        |                                                                                   |
| 753                                                 | 1.3.9. Risks of uncontrolled movements | 1.3.9. Risks of uncontrolled movements | 1.3.9. Risks of uncontrolled movements | 1.3.9. Risks of uncontrolled movements<br><br>Text Origin:<br>Commission Proposal |
| Annex III, 1, point (1.3)(1.3.9), first paragraph   |                                        |                                        |                                        |                                                                                   |

|                                              | Commission Proposal                                                                                                                                                                                                                  | EP Mandate                                                                                                                                                                                                                           | Council Mandate                                                                                                                                                                                                                                        | Draft Agreement                                                                                                                                                                                                                                                                                                  |
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| 754                                          | When a part of the machinery product has been stopped, any drift away from the stopping position, for whatever reason other than action on the control devices, shall be prevented or shall be such that it does not present a risk. | When a part of the machinery product has been stopped, any drift away from the stopping position, for whatever reason other than action on the control devices, shall be prevented or shall be such that it does not present a risk. | When a part of the machinery <u>or related</u> product has been stopped, any drift away from the stopping position, for whatever reason other than action on the control devices, shall be prevented or shall be such that it does not present a risk. | When a part of the machinery <u>or related</u> product has been stopped, any drift away from the stopping position, for whatever reason other than action on the control devices, shall be prevented or shall be such that it does not present a risk.<br><br>terminology<br><br>Text Origin: Council<br>Mandate |
| Annex III, 1, point (1.4), introductory part |                                                                                                                                                                                                                                      |                                                                                                                                                                                                                                      |                                                                                                                                                                                                                                                        |                                                                                                                                                                                                                                                                                                                  |

|                                                     | Commission Proposal                                            | EP Mandate                                                     | Council Mandate                                                | Draft Agreement                                                                                           |
|-----------------------------------------------------|----------------------------------------------------------------|----------------------------------------------------------------|----------------------------------------------------------------|-----------------------------------------------------------------------------------------------------------|
| 755                                                 | 1.4. REQUIRED CHARACTERISTICS OF GUARDS AND PROTECTIVE DEVICES | 1.4. REQUIRED CHARACTERISTICS OF GUARDS AND PROTECTIVE DEVICES | 1.4. REQUIRED CHARACTERISTICS OF GUARDS AND PROTECTIVE DEVICES | 1.4. REQUIRED CHARACTERISTICS OF GUARDS AND PROTECTIVE DEVICES<br><br>Text Origin:<br>Commission Proposal |
| Annex III, 1, point (1.4)(1.4.1), introductory part |                                                                |                                                                |                                                                |                                                                                                           |
| 756                                                 | 1.4.1. General requirements                                    | 1.4.1. General requirements                                    | 1.4.1. General requirements                                    | 1.4.1. General requirements<br><br>Text Origin:<br>Commission Proposal                                    |

|                                                                      | Commission Proposal                  | EP Mandate                           | Council Mandate                      | Draft Agreement                                                                 |
|----------------------------------------------------------------------|--------------------------------------|--------------------------------------|--------------------------------------|---------------------------------------------------------------------------------|
| Annex III, 1, point (1.4)(1.4.1), first paragraph, introductory part |                                      |                                      |                                      |                                                                                 |
| 757                                                                  | Guards and protective devices shall: | Guards and protective devices shall: | Guards and protective devices shall: | Guards and protective devices shall:<br><br>Text Origin:<br>Commission Proposal |
| Annex III, 1, point (1.4)(1.4.1), first paragraph(a)                 |                                      |                                      |                                      |                                                                                 |
| 758                                                                  | (a) be of robust construction;       | (a) be of robust construction;       | (a) be of robust construction;       | (a) be of robust construction;<br><br>Text Origin:<br>Commission Proposal       |

|                                                      | Commission Proposal                         | EP Mandate                                  | Council Mandate                             | Draft Agreement                                                                        |
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|                                                      |                                             |                                             |                                             |                                                                                        |
| Annex III, 1, point (1.4)(1.4.1), first paragraph(b) |                                             |                                             |                                             |                                                                                        |
| 759                                                  | (b) be securely held in place;              | (b) be securely held in place;              | (b) be securely held in place;              | (b) be securely held in place;<br><br>Text Origin:<br>Commission Proposal              |
| Annex III, 1, point (1.4)(1.4.1), first paragraph(c) |                                             |                                             |                                             |                                                                                        |
| 760                                                  | (c) not give rise to any additional hazard; | (c) not give rise to any additional hazard; | (c) not give rise to any additional hazard; | (c) not give rise to any additional hazard;<br><br>Text Origin:<br>Commission Proposal |

|                                                      | Commission Proposal                                          | EP Mandate                                                   | Council Mandate                                              | Draft Agreement                                                                                  |
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|                                                      |                                                              |                                                              |                                                              |                                                                                                  |
| Annex III, 1, point (1.4)(1.4.1), first paragraph(d) |                                                              |                                                              |                                                              |                                                                                                  |
| 761                                                  | (d) not be easy to by-pass or render non-operational;        | (d) not be easy to by-pass or render non-operational;        | (d) not be easy to by-pass or render non-operational;        | (d) not be easy to by-pass or render non-operational;<br><br>Text Origin:<br>Commission Proposal |
| Annex III, 1, point (1.4)(1.4.1), first paragraph(e) |                                                              |                                                              |                                                              |                                                                                                  |
| 762                                                  | (e) be located at an adequate distance from the danger zone; | (e) be located at an adequate distance from the danger zone; | (e) be located at an adequate distance from the danger zone; | (e) be located at an adequate distance from the danger zone;<br><br>Text Origin:                 |

|                                                      | Commission Proposal                                                                                                         | EP Mandate                                                                                                                  | Council Mandate                                                                                                             | Draft Agreement                                                                                                             |
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|                                                      |                                                                                                                             |                                                                                                                             |                                                                                                                             | Commission Proposal                                                                                                         |
| Annex III, 1, point (1.4)(1.4.1), first paragraph(f) |                                                                                                                             |                                                                                                                             |                                                                                                                             |                                                                                                                             |
| 763                                                  | (f) cause minimum obstruction to the view of the production process, and;                                                   | (f) cause minimum obstruction to the view of the production process, and;                                                   | (f) cause minimum obstruction to the view of the production process, and;                                                   | (f) cause minimum obstruction to the view of the production process, and;<br><br>Text Origin:<br>Commission Proposal        |
| Annex III, 1, point (1.4)(1.4.1), first paragraph(g) |                                                                                                                             |                                                                                                                             |                                                                                                                             |                                                                                                                             |
| 764                                                  | (g) enable essential work to be carried out on the installation and/or replacement of tools and for maintenance purposes by | (g) enable essential work to be carried out on the installation and/or replacement of tools and for maintenance purposes by | (g) enable essential work to be carried out on the installation and/or replacement of tools and for maintenance purposes by | (g) enable essential work to be carried out on the installation and/or replacement of tools and for maintenance purposes by |

|                                                    | Commission Proposal                                                                                                                                                          | EP Mandate                                                                                                                                                                   | Council Mandate                                                                                                                                                              | Draft Agreement                                                                                                                                                                                                         |
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|                                                    | restricting access exclusively to the area where the work has to be done, if possible without the guard having to be removed or the protective device having to be disabled. | restricting access exclusively to the area where the work has to be done, if possible without the guard having to be removed or the protective device having to be disabled. | restricting access exclusively to the area where the work has to be done, if possible without the guard having to be removed or the protective device having to be disabled. | restricting access exclusively to the area where the work has to be done, if possible without the guard having to be removed or the protective device having to be disabled.<br><br>Text Origin:<br>Commission Proposal |
| Annex III, 1, point (1.4)(1.4.1), second paragraph |                                                                                                                                                                              |                                                                                                                                                                              |                                                                                                                                                                              |                                                                                                                                                                                                                         |
| 765                                                | In addition, guards shall, where possible, protect against the ejection or falling of materials or objects and against emissions generated by the machinery                  | In addition, guards shall, where possible, protect against the ejection or falling of materials or objects and against emissions generated by the machinery                  | In addition, guards shall, where possible, protect against the ejection or falling of materials or objects and against emissions generated by the machinery <u>or</u>        | In addition, guards shall, where possible, protect against the ejection or falling of materials or objects and against emissions generated by the machinery <u>or</u>                                                   |



|                                                     | Commission Proposal                    | EP Mandate                             | Council Mandate                        | Draft Agreement                                                                   |
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|                                                     | product.                               | product.                               | <u>related</u> product.                | <u>related</u> product.<br><br>terminology<br><br>Text Origin: Council<br>Mandate |
| Annex III, 1, point (1.4)(1.4.2), introductory part |                                        |                                        |                                        |                                                                                   |
| 766                                                 | 1.4.2. Special requirements for guards | 1.4.2. Special requirements for guards | 1.4.2. Special requirements for guards | 1.4.2. Special requirements for guards<br><br>Text Origin:<br>Commission Proposal |

|                                                              | Commission Proposal                                                                   | EP Mandate                                                                            | Council Mandate                                                                       | Draft Agreement                                                                                                                  |
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| Annex III, 1, point (1.4)(1.4.2)(1.4.2.1), introductory part |                                                                                       |                                                                                       |                                                                                       |                                                                                                                                  |
| 767                                                          | 1.4.2.1. Fixed guards                                                                 | 1.4.2.1. Fixed guards                                                                 | 1.4.2.1. Fixed guards                                                                 | 1.4.2.1. Fixed guards<br><br>Text Origin:<br>Commission Proposal                                                                 |
| Annex III, 1, point (1.4)(1.4.2)(1.4.2.1), first paragraph   |                                                                                       |                                                                                       |                                                                                       |                                                                                                                                  |
| 768                                                          | Fixed guards shall be fixed by systems that can be opened or removed only with tools. | Fixed guards shall be fixed by systems that can be opened or removed only with tools. | Fixed guards shall be fixed by systems that can be opened or removed only with tools. | Fixed guards shall be fixed by systems that can be opened or removed only with tools.<br><br>Text Origin:<br>Commission Proposal |

|                                                             | Commission Proposal                                                                                                      | EP Mandate                                                                                                               | Council Mandate                                                                                                                            | Draft Agreement                                                                                                                                                                                       |
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| Annex III, 1, point (1.4)(1.4.2)(1.4.2.1), second paragraph |                                                                                                                          |                                                                                                                          |                                                                                                                                            |                                                                                                                                                                                                       |
| 769                                                         | <p>Their fixing systems shall remain attached to the guards or to the machinery product when the guards are removed.</p> | <p>Their fixing systems shall remain attached to the guards or to the machinery product when the guards are removed.</p> | <p>Their fixing systems shall remain attached to the guards or to the machinery <u>or related</u> product when the guards are removed.</p> | <p>Their fixing systems shall remain attached to the guards or to the machinery <u>or related</u> product when the guards are removed.</p> <p>terminology</p> <p>Text Origin: Council<br/>Mandate</p> |
| Annex III, 1, point (1.4)(1.4.2)(1.4.2.1), third paragraph  |                                                                                                                          |                                                                                                                          |                                                                                                                                            |                                                                                                                                                                                                       |

|                                                              | Commission Proposal                                                                    | EP Mandate                                                                             | Council Mandate                                                                        | Draft Agreement                                                                                                                   |
|--------------------------------------------------------------|----------------------------------------------------------------------------------------|----------------------------------------------------------------------------------------|----------------------------------------------------------------------------------------|-----------------------------------------------------------------------------------------------------------------------------------|
| 770                                                          | Where possible, guards shall be incapable of remaining in place without their fixings. | Where possible, guards shall be incapable of remaining in place without their fixings. | Where possible, guards shall be incapable of remaining in place without their fixings. | Where possible, guards shall be incapable of remaining in place without their fixings.<br><br>Text Origin:<br>Commission Proposal |
| Annex III, 1, point (1.4)(1.4.2)(1.4.2.2), introductory part |                                                                                        |                                                                                        |                                                                                        |                                                                                                                                   |
| 771                                                          | 1.4.2.2. Interlocking movable guards                                                   | 1.4.2.2. Interlocking movable guards                                                   | 1.4.2.2. Interlocking movable guards                                                   | 1.4.2.2. Interlocking movable guards<br><br>Text Origin:<br>Commission Proposal                                                   |

|                                                                               | Commission Proposal                                                        | EP Mandate                                                                 | Council Mandate                                                                              | Draft Agreement                                                                                                 |
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|                                                                               |                                                                            |                                                                            |                                                                                              |                                                                                                                 |
| Annex III, 1, point (1.4)(1.4.2)(1.4.2.2), first paragraph, introductory part |                                                                            |                                                                            |                                                                                              |                                                                                                                 |
| 772                                                                           | Interlocking movable guards shall:                                         | Interlocking movable guards shall:                                         | (i) Interlocking movable guards shall:                                                       | (i) Interlocking movable guards shall:<br><br>Text Origin: Council Mandate                                      |
| Annex III, 1, point (1.4)(1.4.2)(1.4.2.2), first paragraph(a)                 |                                                                            |                                                                            |                                                                                              |                                                                                                                 |
| 773                                                                           | (a) as far as possible remain attached to the machinery product when open; | (a) as far as possible remain attached to the machinery product when open; | (a) as far as possible remain attached to the machinery <u>or related</u> product when open; | (a) as far as possible remain attached to the machinery <u>or related</u> product when open;<br><br>terminology |

|                                                                                | Commission Proposal                                                                                             | EP Mandate                                                                                                      | Council Mandate                                                                                                 | Draft Agreement                                                                                                                                            |
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|                                                                                |                                                                                                                 |                                                                                                                 |                                                                                                                 | Text Origin: Council<br>Mandate                                                                                                                            |
| Annex III, 1, point (1.4)(1.4.2)(1.4.2.2), first paragraph(b)                  |                                                                                                                 |                                                                                                                 |                                                                                                                 |                                                                                                                                                            |
| 774                                                                            | (b) be designed and constructed in such a way that they can be adjusted only by means of an intentional action. | (b) be designed and constructed in such a way that they can be adjusted only by means of an intentional action. | (b) be designed and constructed in such a way that they can be adjusted only by means of an intentional action. | (b) be designed and constructed in such a way that they can be adjusted only by means of an intentional action.<br><br>Text Origin:<br>Commission Proposal |
| Annex III, 1, point (1.4)(1.4.2)(1.4.2.2), second paragraph, introductory part |                                                                                                                 |                                                                                                                 |                                                                                                                 |                                                                                                                                                            |

|                                                                | Commission Proposal                                                                       | EP Mandate                                                                                | Council Mandate                                                                                             | Draft Agreement                                                                                                                |
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| 775                                                            | Interlocking movable guards shall be associated with an interlocking device that:         | Interlocking movable guards shall be associated with an interlocking device that:         | (ii) -Interlocking movable guards shall be associated with an interlocking device that:                     | (ii) -Interlocking movable guards shall be associated with an interlocking device that:<br><br>Text Origin: Council<br>Mandate |
| Annex III, 1, point (1.4)(1.4.2)(1.4.2.2), second paragraph(a) |                                                                                           |                                                                                           |                                                                                                             |                                                                                                                                |
| 776                                                            | (a) prevents the start of hazardous machinery product functions until they are closed and | (a) prevents the start of hazardous machinery product functions until they are closed and | (a) prevents the start of hazardous machinery <i>or related</i> product functions until they are closed and | (a) prevents the start of hazardous machinery <i>or related</i> product functions until they are closed and<br><br>terminology |

|                                                                               | Commission Proposal                                          | EP Mandate                                                   | Council Mandate                                                      | Draft Agreement                                                                                         |
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|                                                                               |                                                              |                                                              |                                                                      | Text Origin: Council<br>Mandate                                                                         |
| Annex III, 1, point (1.4)(1.4.2)(1.4.2.2), second paragraph(b)                |                                                              |                                                              |                                                                      |                                                                                                         |
| 777                                                                           | (b) gives a stop command whenever they are no longer closed. | (b) gives a stop command whenever they are no longer closed. | (b) gives a stop command whenever they are no longer closed.         | (b) gives a stop command whenever they are no longer closed.<br><br>Text Origin:<br>Commission Proposal |
| Annex III, 1, point (1.4)(1.4.2)(1.4.2.2), third paragraph, introductory part |                                                              |                                                              |                                                                      |                                                                                                         |
| 778                                                                           | Where it is possible for an                                  | Where it is possible for an                                  | (iii) -Where it is possible for an operator to reach the danger zone | (iii) -Where it is possible for an operator to reach the danger zone                                    |



|                                                               | Commission Proposal                                                                                                                                                                                                       | EP Mandate                                                                                                                                                                                                                | Council Mandate                                                                                                                                                                                           | Draft Agreement                                                                                                                                                                                                                                                     |
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|                                                               | operator to reach the danger zone before the risk due to the hazardous machinery product functions has ceased, movable guards shall be associated with a guard locking device in addition to an interlocking device that: | operator to reach the danger zone before the risk due to the hazardous machinery product functions has ceased, movable guards shall be associated with a guard locking device in addition to an interlocking device that: | before the risk due to the hazardous machinery <u>or related</u> product functions has ceased, movable guards shall be associated with a guard locking device in addition to an interlocking device that: | before the risk due to the hazardous machinery <u>or related</u> product functions has ceased, movable guards shall be associated with a guard locking device in addition to an interlocking device that:<br><br>terminology<br><br>Text Origin: Council<br>Mandate |
| Annex III, 1, point (1.4)(1.4.2)(1.4.2.2), third paragraph(a) |                                                                                                                                                                                                                           |                                                                                                                                                                                                                           |                                                                                                                                                                                                           |                                                                                                                                                                                                                                                                     |
| 779                                                           | (a) prevents the start of hazardous machinery product functions until the guard is closed and locked, and                                                                                                                 | (a) prevents the start of hazardous machinery product functions until the guard is closed and locked, and                                                                                                                 | (a) prevents the start of hazardous machinery <u>or related</u> product functions until the guard is closed                                                                                               | (a) prevents the start of hazardous machinery <u>or related</u> product functions until the guard is closed                                                                                                                                                         |

|                                                               | Commission Proposal                                                                                                       | EP Mandate                                                                                                                | Council Mandate                                                                                                                      | Draft Agreement                                                                                                                                                |
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|                                                               |                                                                                                                           |                                                                                                                           | and locked, and                                                                                                                      | and locked, and<br><br>terminology<br><br>Text Origin: Council<br>Mandate                                                                                      |
| Annex III, 1, point (1.4)(1.4.2)(1.4.2.2), third paragraph(b) |                                                                                                                           |                                                                                                                           |                                                                                                                                      |                                                                                                                                                                |
| 780                                                           | (b) keeps the guard closed and locked until the risk of injury from the hazardous machinery product functions has ceased. | (b) keeps the guard closed and locked until the risk of injury from the hazardous machinery product functions has ceased. | (b) keeps the guard closed and locked until the risk of injury from the hazardous <del>machinery</del> product functions has ceased. | (b) keeps the guard closed and locked until the risk of injury from the hazardous machinery <u>or related</u> product functions has ceased.<br><br>terminology |

|                                                             | Commission Proposal                                                                                                                                                                      | EP Mandate                                                                                                                                                                               | Council Mandate                                                                                                                                                                                                   | Draft Agreement                                                                                                                                                                                                                      |
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|                                                             |                                                                                                                                                                                          |                                                                                                                                                                                          |                                                                                                                                                                                                                   | Text Origin:<br>Commission Proposal                                                                                                                                                                                                  |
| Annex III, 1, point (1.4)(1.4.2)(1.4.2.2), fourth paragraph |                                                                                                                                                                                          |                                                                                                                                                                                          |                                                                                                                                                                                                                   |                                                                                                                                                                                                                                      |
| 781                                                         | Interlocking movable guards shall be designed in such a way that the absence or failure of one of their components prevents starting or stops the hazardous machinery product functions. | Interlocking movable guards shall be designed in such a way that the absence or failure of one of their components prevents starting or stops the hazardous machinery product functions. | Interlocking movable guards shall be designed in such a way that the absence or failure of one of their components prevents starting or stops the hazardous machinery <u>or</u> <u>related</u> product functions. | Interlocking movable guards shall be designed in such a way that the absence or failure of one of their components prevents starting or stops the hazardous machinery <u>or</u> <u>related</u> product functions.<br><br>terminology |

|                                                                               | Commission Proposal                                               | EP Mandate                                                        | Council Mandate                                                   | Draft Agreement                                                                          |
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|                                                                               |                                                                   |                                                                   |                                                                   | Text Origin: Council<br>Mandate                                                          |
| Annex III, 1, point (1.4)(1.4.2)(1.4.2.3), introductory part                  |                                                                   |                                                                   |                                                                   |                                                                                          |
| 782                                                                           | 1.4.2.3. Adjustable guards restricting access                     | 1.4.2.3. Adjustable guards restricting access                     | 1.4.2.3. Adjustable guards restricting access                     | 1.4.2.3. Adjustable guards restricting access<br><br>Text Origin:<br>Commission Proposal |
| Annex III, 1, point (1.4)(1.4.2)(1.4.2.3), first paragraph, introductory part |                                                                   |                                                                   |                                                                   |                                                                                          |
| 783                                                                           | Adjustable guards restricting access to those areas of the moving | Adjustable guards restricting access to those areas of the moving | Adjustable guards restricting access to those areas of the moving | Adjustable guards restricting access to those areas of the moving                        |

|                                                               | Commission Proposal                                                                   | EP Mandate                                                                            | Council Mandate                                                                       | Draft Agreement                                                                                                                  |
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|                                                               | parts strictly necessary for the work shall be:                                       | parts strictly necessary for the work shall be:                                       | parts strictly necessary for the work shall be:                                       | parts strictly necessary for the work shall be:<br><br>Text Origin:<br>Commission Proposal                                       |
| Annex III, 1, point (1.4)(1.4.2)(1.4.2.3), first paragraph(a) |                                                                                       |                                                                                       |                                                                                       |                                                                                                                                  |
| 784                                                           | (a) adjustable manually or automatically, depending on the type of work involved; and | (a) adjustable manually or automatically, depending on the type of work involved; and | (a) adjustable manually or automatically, depending on the type of work involved; and | (a) adjustable manually or automatically, depending on the type of work involved; and<br><br>Text Origin:<br>Commission Proposal |

|                                                               | Commission Proposal                                | EP Mandate                                         | Council Mandate                                    | Draft Agreement                                                                               |
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| Annex III, 1, point (1.4)(1.4.2)(1.4.2.3), first paragraph(b) |                                                    |                                                    |                                                    |                                                                                               |
| 785                                                           | (b) readily adjustable without the use of tools.   | (b) readily adjustable without the use of tools.   | (b) readily adjustable without the use of tools.   | (b) readily adjustable without the use of tools.<br><br>Text Origin:<br>Commission Proposal   |
| Annex III, 1, point (1.4)(1.4.3), introductory part           |                                                    |                                                    |                                                    |                                                                                               |
| 786                                                           | 1.4.3. Special requirements for protective devices | 1.4.3. Special requirements for protective devices | 1.4.3. Special requirements for protective devices | 1.4.3. Special requirements for protective devices<br><br>Text Origin:<br>Commission Proposal |

|                                                                      | Commission Proposal                                                                               | EP Mandate                                                                                        | Council Mandate                                                                                   | Draft Agreement                                                                                                                              |
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| Annex III, 1, point (1.4)(1.4.3), first paragraph, introductory part |                                                                                                   |                                                                                                   |                                                                                                   |                                                                                                                                              |
| 787                                                                  | Protective devices shall be designed and incorporated into the control system in such a way that: | Protective devices shall be designed and incorporated into the control system in such a way that: | Protective devices shall be designed and incorporated into the control system in such a way that: | Protective devices shall be designed and incorporated into the control system in such a way that:<br><br>Text Origin:<br>Commission Proposal |
| Annex III, 1, point (1.4)(1.4.3), first paragraph(a)                 |                                                                                                   |                                                                                                   |                                                                                                   |                                                                                                                                              |
| 788                                                                  | (a) moving parts cannot start up while they are within the operator's reach;                      | (a) moving parts cannot start up while they are within the operator's reach;                      | (a) moving parts cannot start up while they are within the operator's reach;                      | (a) moving parts cannot start up while they are within the operator's reach;                                                                 |

|                                                      | Commission Proposal                                                     | EP Mandate                                                              | Council Mandate                                                         | Draft Agreement                                                                                                  |
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|                                                      |                                                                         |                                                                         |                                                                         | Text Origin:<br>Commission Proposal                                                                              |
| Annex III, 1, point (1.4)(1.4.3), first paragraph(b) |                                                                         |                                                                         |                                                                         |                                                                                                                  |
| 789                                                  | (b) persons cannot reach moving parts while the parts are moving, and   | (b) persons cannot reach moving parts while the parts are moving, and   | (b) persons cannot reach moving parts while the parts are moving, and   | (b) persons cannot reach moving parts while the parts are moving, and<br><br>Text Origin:<br>Commission Proposal |
| Annex III, 1, point (1.4)(1.4.3), first paragraph(c) |                                                                         |                                                                         |                                                                         |                                                                                                                  |
| 790                                                  | (c) the absence or failure of one of their components prevents starting | (c) the absence or failure of one of their components prevents starting | (c) the absence or failure of one of their components prevents starting | (c) the absence or failure of one of their components prevents starting                                          |



|                                                    | Commission Proposal                                                            | EP Mandate                                                                     | Council Mandate                                                                | Draft Agreement                                                                                                           |
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|                                                    | or stops the moving parts.                                                     | or stops the moving parts.                                                     | or stops the moving parts.                                                     | or stops the moving parts.<br><br>Text Origin:<br>Commission Proposal                                                     |
| Annex III, 1, point (1.4)(1.4.3), second paragraph |                                                                                |                                                                                |                                                                                |                                                                                                                           |
| 791                                                | Protective devices shall be adjustable only by means of an intentional action. | Protective devices shall be adjustable only by means of an intentional action. | Protective devices shall be adjustable only by means of an intentional action. | Protective devices shall be adjustable only by means of an intentional action.<br><br>Text Origin:<br>Commission Proposal |

|                                                     | Commission Proposal            | EP Mandate                     | Council Mandate                | Draft Agreement                                                           |
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| Annex III, 1, point (1.5), introductory part        |                                |                                |                                |                                                                           |
| 792                                                 | 1.5. RISKS DUE TO OTHER CAUSES | 1.5. RISKS DUE TO OTHER CAUSES | 1.5. RISKS DUE TO OTHER CAUSES | 1.5. RISKS DUE TO OTHER CAUSES<br><br>Text Origin:<br>Commission Proposal |
| Annex III, 1, point (1.5)(1.5.1), introductory part |                                |                                |                                |                                                                           |
| 793                                                 | 1.5.1. Electricity supply      | 1.5.1. Electricity supply      | 1.5.1. Electricity supply      | 1.5.1. Electricity supply<br><br>Text Origin:<br>Commission Proposal      |

|                                                    | Commission Proposal                                                                                                                                                                 | EP Mandate                                                                                                                                                                          | Council Mandate                                                                                                                                                                                       | Draft Agreement                                                                                                                                                                                                                                                 |
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| Annex III, 1, point (1.5)(1.5.1), first paragraph  |                                                                                                                                                                                     |                                                                                                                                                                                     |                                                                                                                                                                                                       |                                                                                                                                                                                                                                                                 |
| 794                                                | Where a machinery product has an electricity supply, it shall be designed, constructed and equipped in such a way that all hazards of an electrical nature are or can be prevented. | Where a machinery product has an electricity supply, it shall be designed, constructed and equipped in such a way that all hazards of an electrical nature are or can be prevented. | Where a machinery <u>or related</u> product has an electricity supply, it shall be designed, constructed and equipped in such a way that all hazards of an electrical nature are or can be prevented. | Where a machinery <u>or related</u> product has an electricity supply, it shall be designed, constructed and equipped in such a way that all hazards of an electrical nature are or can be prevented.<br><br>terminology<br><br>Text Origin: Council<br>Mandate |
| Annex III, 1, point (1.5)(1.5.1), second paragraph |                                                                                                                                                                                     |                                                                                                                                                                                     |                                                                                                                                                                                                       |                                                                                                                                                                                                                                                                 |

|     | Commission Proposal                                                                                                                                                                                                                                                                                                 | EP Mandate                                                                                                                                                                                                                                                                                                                     | Council Mandate                                                                                                                                                                                                                                                                                                                                         | Draft Agreement                                                                                                                                                                                                                                                                                                                                                                                                           |
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| 795 | <p>The safety objectives set out in Directive 2014/35/EU shall apply to a machinery product. However, the obligations concerning conformity assessment and the placing on the market and/or putting into service of a machinery product with regard to electrical risks are governed solely by this Regulation.</p> | <p>The safety objectives set out in Directive 2014/35/EU shall apply to a machinery product. However, the obligations concerning conformity assessment and the placing on the market <del>and/or</del> putting into service of a machinery product with regard to electrical risks are governed solely by this Regulation.</p> | <p>The safety objectives set out in Directive 2014/35/EU shall apply to a machinery <u>or related</u> product. However, the obligations concerning conformity assessment and the placing on the market and/or putting into service of a machinery <u>or related</u> product with regard to electrical risks are governed solely by this Regulation.</p> | <p>The safety objectives set out in Directive 2014/35/EU shall apply to a machinery <u>or related</u> product. However, the obligations concerning conformity assessment and the placing on the market <del>and/or</del> putting into service of a machinery <u>or related</u> product with regard to electrical risks are governed solely by this Regulation.</p> <p>terminology</p> <p>Text Origin: Council Mandate</p> |

|                                                     | Commission Proposal                                                                                                                                                               | EP Mandate                                                                                                                                                                        | Council Mandate                                                                                                                                                                                     | Draft Agreement                                                                                                                                                                                     |
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| Annex III, 1, point (1.5)(1.5.2), introductory part |                                                                                                                                                                                   |                                                                                                                                                                                   |                                                                                                                                                                                                     |                                                                                                                                                                                                     |
| 796                                                 | 1.5.2. Static electricity                                                                                                                                                         | 1.5.2. Static electricity                                                                                                                                                         | 1.5.2. Static electricity                                                                                                                                                                           | 1.5.2. Static electricity<br><br>Text Origin:<br>Commission Proposal                                                                                                                                |
| Annex III, 1, point (1.5)(1.5.2), first paragraph   |                                                                                                                                                                                   |                                                                                                                                                                                   |                                                                                                                                                                                                     |                                                                                                                                                                                                     |
| 797                                                 | A machinery product shall be designed and constructed to prevent or limit the build-up of potentially dangerous electrostatic charges and/or be fitted with a discharging system. | A machinery product shall be designed and constructed to prevent or limit the build-up of potentially dangerous electrostatic charges and/or be fitted with a discharging system. | A machinery <u>or related</u> product shall be designed and constructed to prevent or limit the build-up of potentially dangerous electrostatic charges and/or be fitted with a discharging system. | A machinery <u>or related</u> product shall be designed and constructed to prevent or limit the build-up of potentially dangerous electrostatic charges and/or be fitted with a discharging system. |

|                                                     | Commission Proposal                         | EP Mandate                                  | Council Mandate                             | Draft Agreement                                                                        |
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| Annex III, 1, point (1.5)(1.5.3), introductory part |                                             |                                             |                                             |                                                                                        |
| 798                                                 | 1.5.3. Energy supply other than electricity | 1.5.3. Energy supply other than electricity | 1.5.3. Energy supply other than electricity | 1.5.3. Energy supply other than electricity<br><br>Text Origin:<br>Commission Proposal |
| Annex III, 1, point (1.5)(1.5.3), first paragraph   |                                             |                                             |                                             |                                                                                        |

|                                                     | Commission Proposal                                                                                                                                                                                        | EP Mandate                                                                                                                                                                                                 | Council Mandate                                                                                                                                                                                                              | Draft Agreement                                                                                                                                                                                                                                                                        |
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| 799                                                 | Where a machinery product is powered by source of energy other than electricity, it shall be so designed, constructed and equipped as to avoid all potential risks associated with such sources of energy. | Where a machinery product is powered by source of energy other than electricity, it shall be so designed, constructed and equipped as to avoid all potential risks associated with such sources of energy. | Where a machinery <u>or related</u> product is powered by source of energy other than electricity, it shall be so designed, constructed and equipped as to avoid all potential risks associated with such sources of energy. | Where a machinery <u>or related</u> product is powered by source of energy other than electricity, it shall be so designed, constructed and equipped as to avoid all potential risks associated with such sources of energy.<br><br>terminology<br><br>Text Origin: Council<br>Mandate |
| Annex III, 1, point (1.5)(1.5.4), introductory part |                                                                                                                                                                                                            |                                                                                                                                                                                                            |                                                                                                                                                                                                                              |                                                                                                                                                                                                                                                                                        |

|                                                   | Commission Proposal                                                                                                                                                                                                                                                                          | EP Mandate                                                                                                                                                                                                                                                                                     | Council Mandate                                                                                                                                                                                                                                                                              | Draft Agreement                                                                                                                                                                                                                                                                                |
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| 800                                               | 1.5.4. Errors of fitting                                                                                                                                                                                                                                                                     | 1.5.4. Errors of fitting                                                                                                                                                                                                                                                                       | 1.5.4. Errors of fitting                                                                                                                                                                                                                                                                     | 1.5.4. Errors of fitting<br><br>Text Origin:<br>Commission Proposal                                                                                                                                                                                                                            |
| Annex III, 1, point (1.5)(1.5.4), first paragraph |                                                                                                                                                                                                                                                                                              |                                                                                                                                                                                                                                                                                                |                                                                                                                                                                                                                                                                                              |                                                                                                                                                                                                                                                                                                |
| 801                                               | Errors likely to be made when fitting or refitting certain parts, which could be a source of risk, shall be made impossible by the design and construction of such parts or, failing this, by information given on the parts themselves and/or their housings. The same information shall be | Errors likely to be made when fitting or refitting certain parts, which could be a source of risk, shall be made impossible by the design and construction of such parts or, failing this, by information given on the parts themselves <del>and/or</del> their housings. The same information | Errors likely to be made when fitting or refitting certain parts, which could be a source of risk, shall be made impossible by the design and construction of such parts or, failing this, by information given on the parts themselves and/or their housings. The same information shall be | Errors likely to be made when fitting or refitting certain parts, which could be a source of risk, shall be made impossible by the design and construction of such parts or, failing this, by information given on the parts themselves <del>and/or</del> their housings. The same information |



|                                                    | Commission Proposal                                                                                                     | EP Mandate                                                                                                                                  | Council Mandate                                                                                                         | Draft Agreement                                                                                                                                                               |
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|                                                    | given on moving parts and/or their housings where the direction of movement needs to be known in order to avoid a risk. | shall be given on moving parts <del>and/or</del> their housings where the direction of movement needs to be known in order to avoid a risk. | given on moving parts and/or their housings where the direction of movement needs to be known in order to avoid a risk. | shall be given on moving parts <del>and/or</del> their housings where the direction of movement needs to be known in order to avoid a risk.<br><br>Text Origin: EP<br>Mandate |
| Annex III, 1, point (1.5)(1.5.4), second paragraph |                                                                                                                         |                                                                                                                                             |                                                                                                                         |                                                                                                                                                                               |
| 802                                                | Where necessary, the instructions shall give further information on these risks.                                        | Where necessary, the instructions shall give further information on these risks.                                                            | Where necessary, the instructions shall give further information on these risks.                                        | Where necessary, the instructions shall give further information on these risks.<br><br>Text Origin:                                                                          |

|                                                   | Commission Proposal                                                                                                                                                                                                                      | EP Mandate                                                                                                                                                                                                                               | Council Mandate                                                                                                                                                                                                                          | Draft Agreement                                                                                                                                                                                                                                                                     |
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| Annex III, 1, point (1.5)(1.5.4), third paragraph |                                                                                                                                                                                                                                          |                                                                                                                                                                                                                                          |                                                                                                                                                                                                                                          |                                                                                                                                                                                                                                                                                     |
| 803                                               | Where a faulty connection can be the source of risk, incorrect connections shall be made impossible by design or, failing this, by information given on the elements to be connected and, where appropriate, on the means of connection. | Where a faulty connection can be the source of risk, incorrect connections shall be made impossible by design or, failing this, by information given on the elements to be connected and, where appropriate, on the means of connection. | Where a faulty connection can be the source of risk, incorrect connections shall be made impossible by design or, failing this, by information given on the elements to be connected and, where appropriate, on the means of connection. | Where a faulty connection can be the source of risk, incorrect connections shall be made impossible by design or, failing this, by information given on the elements to be connected and, where appropriate, on the means of connection.<br><br>Text Origin:<br>Commission Proposal |

|                                                     | Commission Proposal                                                                                                                                                   | EP Mandate                                                                                                                                                            | Council Mandate                                                                                                                                                                         | Draft Agreement                                                                                                                                                                         |
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| Annex III, 1, point (1.5)(1.5.5), introductory part |                                                                                                                                                                       |                                                                                                                                                                       |                                                                                                                                                                                         |                                                                                                                                                                                         |
| 804                                                 | 1.5.5. Extreme temperatures                                                                                                                                           | 1.5.5. Extreme temperatures                                                                                                                                           | 1.5.5. Extreme temperatures                                                                                                                                                             | 1.5.5. Extreme temperatures<br><br>Text Origin:<br>Commission Proposal                                                                                                                  |
| Annex III, 1, point (1.5)(1.5.5), first paragraph   |                                                                                                                                                                       |                                                                                                                                                                       |                                                                                                                                                                                         |                                                                                                                                                                                         |
| 805                                                 | Steps shall be taken to eliminate any risk of injury arising from contact with or proximity to machinery product parts or materials at high or very low temperatures. | Steps shall be taken to eliminate any risk of injury arising from contact with or proximity to machinery product parts or materials at high or very low temperatures. | Steps shall be taken to eliminate any risk of injury arising from contact with or proximity to machinery <u>or related</u> product parts or materials at high or very low temperatures. | Steps shall be taken to eliminate any risk of injury arising from contact with or proximity to machinery <u>or related</u> product parts or materials at high or very low temperatures. |

|                                                    | Commission Proposal                                                                                                      | EP Mandate                                                                                                               | Council Mandate                                                                                                          | Draft Agreement                                                                                                                                                     |
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| Annex III, 1, point (1.5)(1.5.5), second paragraph |                                                                                                                          |                                                                                                                          |                                                                                                                          |                                                                                                                                                                     |
| 806                                                | The necessary steps shall also be taken to avoid or protect against the risk of hot or very cold material being ejected. | The necessary steps shall also be taken to avoid or protect against the risk of hot or very cold material being ejected. | The necessary steps shall also be taken to avoid or protect against the risk of hot or very cold material being ejected. | The necessary steps shall also be taken to avoid or protect against the risk of hot or very cold material being ejected.<br><br>Text Origin:<br>Commission Proposal |

|                                                     | Commission Proposal                                                                                                                                         | EP Mandate                                                                                                                                                  | Council Mandate                                                                                                                                                                                | Draft Agreement                                                                                                                                                                                |
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| Annex III, 1, point (1.5)(1.5.6), introductory part |                                                                                                                                                             |                                                                                                                                                             |                                                                                                                                                                                                |                                                                                                                                                                                                |
| 807                                                 | 1.5.6. Fire                                                                                                                                                 | 1.5.6. Fire                                                                                                                                                 | 1.5.6. Fire                                                                                                                                                                                    | 1.5.6. Fire<br><br>Text Origin:<br>Commission Proposal                                                                                                                                         |
| Annex III, 1, point (1.5)(1.5.6), first paragraph   |                                                                                                                                                             |                                                                                                                                                             |                                                                                                                                                                                                |                                                                                                                                                                                                |
| 808                                                 | A machinery product shall be designed and constructed in such a way as to avoid any risk of fire or overheating posed by the machinery product itself or by | A machinery product shall be designed and constructed in such a way as to avoid any risk of fire or overheating posed by the machinery product itself or by | A machinery <u>or related</u> product shall be designed and constructed in such a way as to avoid any risk of fire or overheating <del>posed</del> <u>presented</u> by the machinery <u>or</u> | A machinery <u>or related</u> product shall be designed and constructed in such a way as to avoid any risk of fire or overheating <del>posed</del> <u>presented</u> by the machinery <u>or</u> |

|                                                     | Commission Proposal                                                                          | EP Mandate                                                                                   | Council Mandate                                                                                                                                    | Draft Agreement                                                                                                                                                                                           |
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|                                                     | gases, liquids, dust, vapours or other substances produced or used by the machinery product. | gases, liquids, dust, vapours or other substances produced or used by the machinery product. | <u>related</u> product itself or by gases, liquids, dust, vapours or other substances produced or used by the machinery <u>or related</u> product. | <u>related</u> product itself or by gases, liquids, dust, vapours or other substances produced or used by the machinery <u>or related</u> product.<br><br>terminology<br><br>Text Origin: Council Mandate |
| Annex III, 1, point (1.5)(1.5.7), introductory part |                                                                                              |                                                                                              |                                                                                                                                                    |                                                                                                                                                                                                           |
| 809                                                 | 1.5.7. Explosion                                                                             | 1.5.7. Explosion                                                                             | 1.5.7. Explosion                                                                                                                                   | 1.5.7. Explosion<br><br>Text Origin:                                                                                                                                                                      |

|                                                   | Commission Proposal                                                                                                                                                                                                                            | EP Mandate                                                                                                                                                                                                                                     | Council Mandate                                                                                                                                                                                                                                                                                                                | Draft Agreement                                                                                                                                                                                                                                                                                                                                     |
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|                                                   |                                                                                                                                                                                                                                                |                                                                                                                                                                                                                                                |                                                                                                                                                                                                                                                                                                                                | Commission Proposal                                                                                                                                                                                                                                                                                                                                 |
| Annex III, 1, point (1.5)(1.5.7), first paragraph |                                                                                                                                                                                                                                                |                                                                                                                                                                                                                                                |                                                                                                                                                                                                                                                                                                                                |                                                                                                                                                                                                                                                                                                                                                     |
| 810                                               | A machinery product shall be designed and constructed in such a way as to avoid any risk of explosion posed by the machinery product itself or by gases, liquids, dust, vapours or other substances produced or used by the machinery product. | A machinery product shall be designed and constructed in such a way as to avoid any risk of explosion posed by the machinery product itself or by gases, liquids, dust, vapours or other substances produced or used by the machinery product. | A machinery <u>or related</u> product shall be designed and constructed in such a way as to avoid any risk of explosion <del>posed</del> <u>presented</u> by the machinery <u>or relat</u> product itself or by gases, liquids, dust, vapours or other substances produced or used by the machinery <u>or related</u> product. | A machinery <u>or related</u> product shall be designed and constructed in such a way as to avoid any risk of explosion <del>posed</del> <u>presented</u> by the machinery <u>or related</u> product itself or by gases, liquids, dust, vapours or other substances produced or used by the machinery <u>or related</u> product.<br><br>terminology |

|                                                    | Commission Proposal                                                                                                                                                                                       | EP Mandate                                                                                                                                                                                                | Council Mandate                                                                                                                                                                                                             | Draft Agreement                                                                                                                                                                                                                                |
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|                                                    |                                                                                                                                                                                                           |                                                                                                                                                                                                           |                                                                                                                                                                                                                             | Text Origin: Council<br>Mandate                                                                                                                                                                                                                |
| Annex III, 1, point (1.5)(1.5.7), second paragraph |                                                                                                                                                                                                           |                                                                                                                                                                                                           |                                                                                                                                                                                                                             |                                                                                                                                                                                                                                                |
| 811                                                | A machinery product shall comply, as far as the risk of explosion due to its use in a potentially explosive atmosphere is concerned, with the provisions of the specific Union harmonisation legislation. | A machinery product shall comply, as far as the risk of explosion due to its use in a potentially explosive atmosphere is concerned, with the provisions of the specific Union harmonisation legislation. | A machinery <u>or related</u> product shall comply, as far as the risk of explosion due to its use in a potentially explosive atmosphere is concerned, with the provisions of the specific Union harmonisation legislation. | A machinery <u>or related</u> product shall comply, as far as the risk of explosion due to its use in a potentially explosive atmosphere is concerned, with the provisions of the specific Union harmonisation legislation.<br><br>terminology |



|                                                     | Commission Proposal                                                                               | EP Mandate                                                                                        | Council Mandate                                                                                            | Draft Agreement                                                                                            |
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|                                                     |                                                                                                   |                                                                                                   |                                                                                                            | Text Origin: Council<br>Mandate                                                                            |
| Annex III, 1, point (1.5)(1.5.8), introductory part |                                                                                                   |                                                                                                   |                                                                                                            |                                                                                                            |
| 812                                                 | 1.5.8. Noise                                                                                      | 1.5.8. Noise                                                                                      | 1.5.8. Noise                                                                                               | 1.5.8. Noise<br><br>Text Origin:<br>Commission Proposal                                                    |
| Annex III, 1, point (1.5)(1.5.8), first paragraph   |                                                                                                   |                                                                                                   |                                                                                                            |                                                                                                            |
| 813                                                 | A machinery product shall be designed and constructed in such a way that risks resulting from the | A machinery product shall be designed and constructed in such a way that risks resulting from the | A machinery <u>or related</u> product shall be designed and constructed in such a way that risks resulting | A machinery <u>or related</u> product shall be designed and constructed in such a way that risks resulting |

|     | Commission Proposal                                                                                                                                                        | EP Mandate                                                                                                                                                                 | Council Mandate                                                                                                                                                                     | Draft Agreement                                                                                                                                                                                                                               |
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|     | emission of airborne noise are reduced to the lowest level, taking account of technical progress and the availability of means of reducing noise, in particular at source. | emission of airborne noise are reduced to the lowest level, taking account of technical progress and the availability of means of reducing noise, in particular at source. | from the emission of airborne noise are reduced to the lowest level, taking account of technical progress and the availability of means of reducing noise, in particular at source. | from the emission of airborne noise are reduced to the lowest level, taking account of technical progress and the availability of means of reducing noise, in particular at source.<br><br>terminology<br><br>Text Origin: Council<br>Mandate |
|     | Annex III, 1, point (1.5)(1.5.8), second paragraph                                                                                                                         |                                                                                                                                                                            |                                                                                                                                                                                     |                                                                                                                                                                                                                                               |
| 814 | The level of noise emission may be                                                                                                                                         | The level of noise emission may be                                                                                                                                         | The level of noise emission may be                                                                                                                                                  | The level of noise emission may be                                                                                                                                                                                                            |

|                                                     | Commission Proposal                                                                 | EP Mandate                                                                          | Council Mandate                                                                                       | Draft Agreement                                                                                                                                              |
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|                                                     | assessed with reference to comparative emission data for similar machinery product. | assessed with reference to comparative emission data for similar machinery product. | assessed with reference to comparative emission data for similar machinery <u>or related</u> product. | assessed with reference to comparative emission data for similar machinery <u>or related</u> product.<br><br>terminology<br><br>Text Origin: Council Mandate |
| Annex III, 1, point (1.5)(1.5.9), introductory part |                                                                                     |                                                                                     |                                                                                                       |                                                                                                                                                              |
| 815                                                 | 1.5.9. Vibrations                                                                   | 1.5.9. Vibrations                                                                   | 1.5.9. Vibrations                                                                                     | 1.5.9. Vibrations<br><br>Text Origin:                                                                                                                        |

|                                                   | Commission Proposal                                                                                                                                                                                                                                                                            | EP Mandate                                                                                                                                                                                                                                                                                     | Council Mandate                                                                                                                                                                                                                                                                                                                    | Draft Agreement                                                                                                                                                                                                                                                                                                                                       |
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| Annex III, 1, point (1.5)(1.5.9), first paragraph |                                                                                                                                                                                                                                                                                                |                                                                                                                                                                                                                                                                                                |                                                                                                                                                                                                                                                                                                                                    |                                                                                                                                                                                                                                                                                                                                                       |
| 816                                               | A machinery product shall be designed and constructed in such a way that risks resulting from vibrations produced by the machinery product are reduced to the lowest level, taking account of technical progress and the availability of means of reducing vibration, in particular at source. | A machinery product shall be designed and constructed in such a way that risks resulting from vibrations produced by the machinery product are reduced to the lowest level, taking account of technical progress and the availability of means of reducing vibration, in particular at source. | A machinery <u>or related</u> product shall be designed and constructed in such a way that risks resulting from vibrations produced by the machinery <u>or related</u> product are reduced to the lowest level, taking account of technical progress and the availability of means of reducing vibration, in particular at source. | A machinery <u>or related</u> product shall be designed and constructed in such a way that risks resulting from vibrations produced by the machinery <u>or related</u> product are reduced to the lowest level, taking account of technical progress and the availability of means of reducing vibration, in particular at source.<br><br>terminology |

|                                                    | Commission Proposal                                                                                                         | EP Mandate                                                                                                                  | Council Mandate                                                                                                                               | Draft Agreement                                                                                                                                                  |
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| Annex III, 1, point (1.5)(1.5.9), second paragraph |                                                                                                                             |                                                                                                                             |                                                                                                                                               |                                                                                                                                                                  |
| 817                                                | The level of vibration emission may be assessed with reference to comparative emission data for similar machinery products. | The level of vibration emission may be assessed with reference to comparative emission data for similar machinery products. | The level of vibration emission may be assessed with reference to comparative emission data for similar machinery <u>or related</u> products. | The level of vibration emission may be assessed with reference to comparative emission data for similar machinery <u>or related</u> products.<br><br>terminology |

|                                                      | Commission Proposal                                                                             | EP Mandate                                                                                      | Council Mandate                                                                                        | Draft Agreement                                                                                        |
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| Annex III, 1, point (1.5)(1.5.10), introductory part |                                                                                                 |                                                                                                 |                                                                                                        |                                                                                                        |
| 818                                                  | 1.5.10. Radiation                                                                               | 1.5.10. Radiation                                                                               | 1.5.10. Radiation                                                                                      | 1.5.10. Radiation<br><br>Text Origin:<br>Commission Proposal                                           |
| Annex III, 1, point (1.5)(1.5.10), first paragraph   |                                                                                                 |                                                                                                 |                                                                                                        |                                                                                                        |
| 819                                                  | Undesirable radiation emissions from the machinery product shall be eliminated or be reduced to | Undesirable radiation emissions from the machinery product shall be eliminated or be reduced to | Undesirable radiation emissions from the machinery <u>or related</u> product shall be eliminated or be | Undesirable radiation emissions from the machinery <u>or related</u> product shall be eliminated or be |

|                                                     | Commission Proposal                                                                                                                                                       | EP Mandate                                                                                                                                                                | Council Mandate                                                                                                                                                             | Draft Agreement                                                                                                                                                             |
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|                                                     | levels that do not have adverse effects on persons.                                                                                                                       | levels that do not have adverse effects on persons.                                                                                                                       | reduced to levels that do not have adverse effects on persons.                                                                                                              | reduced to levels that do not have adverse effects on persons.<br><br>terminology<br><br>Text Origin: Council<br>Mandate                                                    |
| Annex III, 1, point (1.5)(1.5.10), second paragraph |                                                                                                                                                                           |                                                                                                                                                                           |                                                                                                                                                                             |                                                                                                                                                                             |
| 820                                                 | Any functional ionising radiation emissions shall be limited to the lowest level, which is sufficient for the proper functioning of the machinery product during setting, | Any functional ionising radiation emissions shall be limited to the lowest level, which is sufficient for the proper functioning of the machinery product during setting, | Any functional ionising radiation emissions shall be limited to the lowest level, which is sufficient for the proper functioning of the machinery <u>or related</u> product | Any functional ionising radiation emissions shall be limited to the lowest level, which is sufficient for the proper functioning of the machinery <u>or related</u> product |

|                                                    | Commission Proposal                                                                             | EP Mandate                                                                                      | Council Mandate                                                                                                | Draft Agreement                                                                                                                                                       |
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|                                                    | operation and cleaning. Where a risk exists, the necessary protective measures shall be taken.  | operation and cleaning. Where a risk exists, the necessary protective measures shall be taken.  | during setting, operation and cleaning. Where a risk exists, the necessary protective measures shall be taken. | during setting, operation and cleaning. Where a risk exists, the necessary protective measures shall be taken.<br><br>terminology<br><br>Text Origin: Council Mandate |
| Annex III, 1, point (1.5)(1.5.10), third paragraph |                                                                                                 |                                                                                                 |                                                                                                                |                                                                                                                                                                       |
| 821                                                | Any functional non-ionising radiation emissions during setting, operation and cleaning shall be | Any functional non-ionising radiation emissions during setting, operation and cleaning shall be | Any functional non-ionising radiation emissions during setting, operation and cleaning shall be                | Any functional non-ionising radiation emissions during setting, operation and cleaning shall be                                                                       |



|                                                      | Commission Proposal                                            | EP Mandate                                                     | Council Mandate                                                | Draft Agreement                                                                                           |
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|                                                      | limited to levels that do not have adverse effects on persons. | limited to levels that do not have adverse effects on persons. | limited to levels that do not have adverse effects on persons. | limited to levels that do not have adverse effects on persons.<br><br>Text Origin:<br>Commission Proposal |
| Annex III, 1, point (1.5)(1.5.11), introductory part |                                                                |                                                                |                                                                |                                                                                                           |
| 822                                                  | 1.5.11. External radiation                                     | 1.5.11. External radiation                                     | 1.5.11. External radiation                                     | 1.5.11. External radiation<br><br>Text Origin:<br>Commission Proposal                                     |
| Annex III, 1, point (1.5)(1.5.11), first paragraph   |                                                                |                                                                |                                                                |                                                                                                           |

|                                                      | Commission Proposal                                                                                                                | EP Mandate                                                                                                                         | Council Mandate                                                                                                                                      | Draft Agreement                                                                                                                                                                                                |
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| 823                                                  | A machinery product shall be designed and constructed in such a way that external radiation does not interfere with its operation. | A machinery product shall be designed and constructed in such a way that external radiation does not interfere with its operation. | A machinery <u>or related</u> product shall be designed and constructed in such a way that external radiation does not interfere with its operation. | A machinery <u>or related</u> product shall be designed and constructed in such a way that external radiation does not interfere with its operation.<br><br>terminology<br><br>Text Origin: Council<br>Mandate |
| Annex III, 1, point (1.5)(1.5.12), introductory part |                                                                                                                                    |                                                                                                                                    |                                                                                                                                                      |                                                                                                                                                                                                                |
| 824                                                  | 1.5.12. Laser radiation                                                                                                            | 1.5.12. Laser radiation                                                                                                            | 1.5.12. Laser radiation                                                                                                                              | 1.5.12. Laser radiation                                                                                                                                                                                        |

|                                                                       | Commission Proposal                                                       | EP Mandate                                                                | Council Mandate                                                            | Draft Agreement                                                                                                      |
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|                                                                       |                                                                           |                                                                           |                                                                            | Text Origin:<br>Commission Proposal                                                                                  |
| Annex III, 1, point (1.5)(1.5.12), first paragraph, introductory part |                                                                           |                                                                           |                                                                            |                                                                                                                      |
| 825                                                                   | Where laser equipment is used, the following shall be taken into account: | Where laser equipment is used, the following shall be taken into account: | -Where laser equipment is used, the following shall be taken into account: | Where laser equipment is used, the following shall be taken into account:<br><br>Text Origin:<br>Commission Proposal |
| Annex III, 1, point (1.5)(1.5.12), first paragraph(a)                 |                                                                           |                                                                           |                                                                            |                                                                                                                      |

|                                                       | Commission Proposal                                                                                                                       | EP Mandate                                                                                                                                | Council Mandate                                                                                                                                      | Draft Agreement                                                                                                                                                                                             |
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| 826                                                   | (a) laser equipment on a machinery product shall be designed and constructed in such a way as to prevent any accidental radiation;        | (a) laser equipment on a machinery product shall be designed and constructed in such a way as to prevent any accidental radiation;        | (a) laser equipment on a machinery <u>or related</u> product shall be designed and constructed in such a way as to prevent any accidental radiation; | (a) laser equipment on a machinery <u>or related</u> product shall be designed and constructed in such a way as to prevent any accidental radiation;<br><br>terminology<br><br>Text Origin: Council Mandate |
| Annex III, 1, point (1.5)(1.5.12), first paragraph(b) |                                                                                                                                           |                                                                                                                                           |                                                                                                                                                      |                                                                                                                                                                                                             |
| 827                                                   | (b) laser equipment on a machinery product shall be protected in such a way that effective radiation, radiation produced by reflection or | (b) laser equipment on a machinery product shall be protected in such a way that effective radiation, radiation produced by reflection or | (b) laser equipment on a machinery <u>or related</u> product shall be protected in such a way that effective radiation, radiation                    | (b) laser equipment on a machinery <u>or related</u> product shall be protected in such a way that effective radiation, radiation                                                                           |

|                                                       | Commission Proposal                                                                                                                                                | EP Mandate                                                                                                                                                         | Council Mandate                                                                                                                                                                      | Draft Agreement                                                                                                                                                                      |
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|                                                       | diffusion and secondary radiation do not damage health;                                                                                                            | diffusion and secondary radiation do not damage health;                                                                                                            | produced by reflection or diffusion and secondary radiation do not damage health;                                                                                                    | produced by reflection or diffusion and secondary radiation do not damage health;<br><br>terminology<br><br>Text Origin: Council Mandate                                             |
| Annex III, 1, point (1.5)(1.5.12), first paragraph(c) |                                                                                                                                                                    |                                                                                                                                                                    |                                                                                                                                                                                      |                                                                                                                                                                                      |
| 828                                                   | (c) optical equipment for the observation or adjustment of laser equipment on a machinery product shall be such that no health risk is created by laser radiation. | (c) optical equipment for the observation or adjustment of laser equipment on a machinery product shall be such that no health risk is created by laser radiation. | (c) optical equipment for the observation or adjustment of laser equipment on a machinery <u>or related</u> product shall be such that no health risk is created by laser radiation. | (c) optical equipment for the observation or adjustment of laser equipment on a machinery <u>or related</u> product shall be such that no health risk is created by laser radiation. |

|                                                      | Commission Proposal                                     | EP Mandate                                              | Council Mandate                                         | Draft Agreement                                                                                            |
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|                                                      |                                                         |                                                         |                                                         | <p>terminology</p> <p>Text Origin: Council<br/>Mandate</p>                                                 |
| Annex III, 1, point (1.5)(1.5.13), introductory part |                                                         |                                                         |                                                         |                                                                                                            |
| 829                                                  | 1.5.13. Emissions of hazardous materials and substances | 1.5.13. Emissions of hazardous materials and substances | 1.5.13. Emissions of hazardous materials and substances | <p>1.5.13. Emissions of hazardous materials and substances</p> <p>Text Origin:<br/>Commission Proposal</p> |

|                                                    | Commission Proposal                                                                                                                                                                                                                                                | EP Mandate                                                                                                                                                                                                                                                         | Council Mandate                                                                                                                                                                                                                                                                      | Draft Agreement                                                                                                                                                                                                                                                                                                                                        |
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| Annex III, 1, point (1.5)(1.5.13), first paragraph |                                                                                                                                                                                                                                                                    |                                                                                                                                                                                                                                                                    |                                                                                                                                                                                                                                                                                      |                                                                                                                                                                                                                                                                                                                                                        |
| 830                                                | A machinery product shall be designed and constructed in such a way that risks of inhalation, ingestion, contact with the skin, eyes and mucous membranes and penetration through the skin of hazardous materials and substances which it produces can be avoided. | A machinery product shall be designed and constructed in such a way that risks of inhalation, ingestion, contact with the skin, eyes and mucous membranes and penetration through the skin of hazardous materials and substances which it produces can be avoided. | A machinery <u>or related</u> product shall be designed and constructed in such a way that risks of inhalation, ingestion, contact with the skin, eyes and mucous membranes and penetration through the skin of hazardous materials and substances which it produces can be avoided. | <p>A machinery <u>or related</u> product shall be designed and constructed in such a way that risks of inhalation, ingestion, contact with the skin, eyes and mucous membranes and penetration through the skin of hazardous materials and substances which it produces can be avoided.</p> <p>terminology</p> <p>Text Origin: Council<br/>Mandate</p> |

|                                                     | Commission Proposal                                                                                                                                                                                                                                   | EP Mandate                                                                                                                                                                                                                                            | Council Mandate                                                                                                                                                                                                                                                         | Draft Agreement                                                                                                                                                                                                                                                                                                        |
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| Annex III, 1, point (1.5)(1.5.13), second paragraph |                                                                                                                                                                                                                                                       |                                                                                                                                                                                                                                                       |                                                                                                                                                                                                                                                                         |                                                                                                                                                                                                                                                                                                                        |
| 831                                                 | Where a risk cannot be eliminated, the machinery product shall be so equipped that hazardous materials and substances can be contained, captured, evacuated, precipitated by water spraying, filtered or treated by another equally effective method. | Where a risk cannot be eliminated, the machinery product shall be so equipped that hazardous materials and substances can be contained, captured, evacuated, precipitated by water spraying, filtered or treated by another equally effective method. | Where a risk cannot be eliminated, the machinery <u>or related</u> product shall be so equipped that hazardous materials and substances can be contained, captured, evacuated, precipitated by water spraying, filtered or treated by another equally effective method. | Where a risk cannot be eliminated, the machinery <u>or related</u> product shall be so equipped that hazardous materials and substances can be contained, captured, evacuated, precipitated by water spraying, filtered or treated by another equally effective method.<br><br>terminology<br><br>Text Origin: Council |



|                                                    | Commission Proposal                                                                                                                                                                                                                        | EP Mandate                                                                                                                                                                                                                                 | Council Mandate                                                                                                                                                                                                                                              | Draft Agreement                                                                                                                                                                                                                                                                 |
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|                                                    |                                                                                                                                                                                                                                            |                                                                                                                                                                                                                                            |                                                                                                                                                                                                                                                              | Mandate                                                                                                                                                                                                                                                                         |
| Annex III, 1, point (1.5)(1.5.13), third paragraph |                                                                                                                                                                                                                                            |                                                                                                                                                                                                                                            |                                                                                                                                                                                                                                                              |                                                                                                                                                                                                                                                                                 |
| 832                                                | Where the process is not totally enclosed during normal operation of the machinery product, the devices for containment or capture, filtration or separation and evacuation shall be situated in such a way as to have the maximum effect. | Where the process is not totally enclosed during normal operation of the machinery product, the devices for containment or capture, filtration or separation and evacuation shall be situated in such a way as to have the maximum effect. | Where the process is not totally enclosed during normal operation of the machinery <u>or related</u> product, the devices for containment or capture, filtration or separation and evacuation shall be situated in such a way as to have the maximum effect. | Where the process is not totally enclosed during normal operation of the machinery <u>or related</u> product, the devices for containment or capture, filtration or separation and evacuation shall be situated in such a way as to have the maximum effect.<br><br>terminology |

|                                                      | Commission Proposal                                               | EP Mandate                                                        | Council Mandate                                                              | Draft Agreement                                                                       |
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|                                                      |                                                                   |                                                                   |                                                                              | Text Origin: Council<br>Mandate                                                       |
| Annex III, 1, point (1.5)(1.5.14), introductory part |                                                                   |                                                                   |                                                                              |                                                                                       |
| 833                                                  | 1.5.14. Risk of being trapped in a machine                        | 1.5.14. Risk of being trapped in a machine                        | 1.5.14. Risk of being trapped in a machine                                   | 1.5.14. Risk of being trapped in a machine<br><br>Text Origin:<br>Commission Proposal |
| Annex III, 1, point (1.5)(1.5.14), first paragraph   |                                                                   |                                                                   |                                                                              |                                                                                       |
| 834                                                  | A machinery product shall be designed, constructed or fitted with | A machinery product shall be designed, constructed or fitted with | A machinery <del>product</del> <u>or related products</u> shall be designed, | A machinery <del>product</del> <u>or related products</u> shall be designed,          |

|                                                      | Commission Proposal                                                                                                     | EP Mandate                                                                                                              | Council Mandate                                                                                                                                    | Draft Agreement                                                                                                                                                                                           |
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|                                                      | a means of preventing a person from being enclosed within it or, if that is impossible, with a means of summoning help. | a means of preventing a person from being enclosed within it or, if that is impossible, with a means of summoning help. | constructed or fitted with a means of preventing a person from being enclosed within it or, if that is impossible, with a means of summoning help. | constructed or fitted with a means of preventing a person from being enclosed within it or, if that is impossible, with a means of summoning help.<br><br>terminology<br><br>Text Origin: Council Mandate |
| Annex III, 1, point (1.5)(1.5.15), introductory part |                                                                                                                         |                                                                                                                         |                                                                                                                                                    |                                                                                                                                                                                                           |
| 835                                                  | 1.5.15. Risk of slipping, tripping or falling                                                                           | 1.5.15. Risk of slipping, tripping or falling                                                                           | 1.5.15. Risk of slipping, tripping or falling                                                                                                      | 1.5.15. Risk of slipping, tripping or falling                                                                                                                                                             |

|                                                     | Commission Proposal | EP Mandate                                                                                                                                                                                                | Council Mandate                                                                                                                                                                                           | Draft Agreement                                                                                                                                                                                                                                 |
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| Annex III, 1, point (1.5)(1.5.15), first paragraph  |                     |                                                                                                                                                                                                           |                                                                                                                                                                                                           |                                                                                                                                                                                                                                                 |
| Y                                                   | 836                 | Parts of the machinery product where persons are liable to move about or stand shall be designed and constructed in such a way as to prevent persons slipping, tripping or falling on or off these parts. | Parts of the machinery product where persons are liable to move about or stand shall be designed and constructed in such a way as to prevent persons slipping, tripping or falling on or off these parts. | Parts of the machinery <del>product</del><br><u>related products</u> where persons are liable to move about or stand shall be designed and constructed in such a way as to prevent persons slipping, tripping or falling on or off these parts. |
| Annex III, 1, point (1.5)(1.5.15), second paragraph |                     |                                                                                                                                                                                                           |                                                                                                                                                                                                           |                                                                                                                                                                                                                                                 |
| G                                                   | 837                 |                                                                                                                                                                                                           |                                                                                                                                                                                                           |                                                                                                                                                                                                                                                 |

|                                                      | Commission Proposal                                                                                                                                 | EP Mandate                                                                                                                                          | Council Mandate                                                                                                                                     | Draft Agreement                                                                                                                                                                                |
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|                                                      | Where appropriate, these parts shall be fitted with handholds that are fixed relative to the user and that enable them to maintain their stability. | Where appropriate, these parts shall be fitted with handholds that are fixed relative to the user and that enable them to maintain their stability. | Where appropriate, these parts shall be fitted with handholds that are fixed relative to the user and that enable them to maintain their stability. | Where appropriate, these parts shall be fitted with handholds that are fixed relative to the user and that enable them to maintain their stability.<br><br>Text Origin:<br>Commission Proposal |
| Annex III, 1, point (1.5)(1.5.16), introductory part |                                                                                                                                                     |                                                                                                                                                     |                                                                                                                                                     |                                                                                                                                                                                                |
| 838                                                  | 1.5.16. Lightning                                                                                                                                   | 1.5.16. Lightning                                                                                                                                   | 1.5.16. Lightning                                                                                                                                   | 1.5.16. Lightning<br><br>Text Origin:<br>Commission Proposal                                                                                                                                   |

|                                                    | Commission Proposal                                                                                                                                                                | EP Mandate                                                                                                                                                                         | Council Mandate                                                                                                                                                                                      | Draft Agreement                                                                                                                                                                                                                                                    |
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| Annex III, 1, point (1.5)(1.5.16), first paragraph |                                                                                                                                                                                    |                                                                                                                                                                                    |                                                                                                                                                                                                      |                                                                                                                                                                                                                                                                    |
| 839                                                | A machinery product in need of protection against the effects of lightning while being used shall be fitted with a system for conducting the resultant electrical charge to earth. | A machinery product in need of protection against the effects of lightning while being used shall be fitted with a system for conducting the resultant electrical charge to earth. | A machinery <u>or related</u> product in need of protection against the effects of lightning while being used shall be fitted with a system for conducting the resultant electrical charge to earth. | <p>A machinery <u>or related</u> product in need of protection against the effects of lightning while being used shall be fitted with a system for conducting the resultant electrical charge to earth.</p> <p>terminology</p> <p>Text Origin: Council Mandate</p> |
| Annex III, 1, point (1.6), introductory part       |                                                                                                                                                                                    |                                                                                                                                                                                    |                                                                                                                                                                                                      |                                                                                                                                                                                                                                                                    |

|                                                     | Commission Proposal                  | EP Mandate                           | Council Mandate                                                  | Draft Agreement                                                                                                                |
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| 840                                                 | 1.6. MAINTENANCE                     | 1.6. MAINTENANCE                     | 1.6. MAINTENANCE                                                 | <p>Text Origin: Commission Proposal</p>                                                                                        |
| Annex III, 1, point (1.6)(1.6.1), introductory part |                                      |                                      |                                                                  |                                                                                                                                |
| 841                                                 | 1.6.1. Machinery product maintenance | 1.6.1. Machinery product maintenance | 1.6.1. <u>Machinery or related Machinery</u> product-maintenance | <p>1.6.1. <u>Machinery or related Machinery</u> product-maintenance</p> <p>terminology</p> <p>Text Origin: Council Mandate</p> |

|                                                   | Commission Proposal                                                                                                                                                                                                           | EP Mandate                                                                                                                                                                                                                    | Council Mandate                                                                                                                                                                                                                                 | Draft Agreement                                                                                                                                                                                                                                                                                           |
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| Annex III, 1, point (1.6)(1.6.1), first paragraph |                                                                                                                                                                                                                               |                                                                                                                                                                                                                               |                                                                                                                                                                                                                                                 |                                                                                                                                                                                                                                                                                                           |
| 842                                               | Adjustment and maintenance points shall be located outside danger zones. It shall be possible to carry out adjustment, maintenance, repair, cleaning and servicing operations while the machinery product is at a standstill. | Adjustment and maintenance points shall be located outside danger zones. It shall be possible to carry out adjustment, maintenance, repair, cleaning and servicing operations while the machinery product is at a standstill. | Adjustment and maintenance points shall be located outside danger zones. It shall be possible to carry out adjustment, maintenance, repair, cleaning and servicing operations while the machinery <u>or related</u> product is at a standstill. | Adjustment and maintenance points shall be located outside danger zones. It shall be possible to carry out adjustment, maintenance, repair, cleaning and servicing operations while the machinery <u>or related</u> product is at a standstill.<br><br>terminology<br><br>Text Origin: Council<br>Mandate |



|                                                    | Commission Proposal                                                                                                                                                                      | EP Mandate                                                                                                                                                                               | Council Mandate                                                                                                                                                                          | Draft Agreement                                                                                                                                                                                                                     |
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| Annex III, 1, point (1.6)(1.6.1), second paragraph |                                                                                                                                                                                          |                                                                                                                                                                                          |                                                                                                                                                                                          |                                                                                                                                                                                                                                     |
| 843                                                | If one or more of the above conditions cannot be satisfied for technical reasons, measures shall be taken to ensure that these operations can be carried out safely (see section 1.2.5). | If one or more of the above conditions cannot be satisfied for technical reasons, measures shall be taken to ensure that these operations can be carried out safely (see section 1.2.5). | If one or more of the above conditions cannot be satisfied for technical reasons, measures shall be taken to ensure that these operations can be carried out safely (see section 1.2.5). | If one or more of the above conditions cannot be satisfied for technical reasons, measures shall be taken to ensure that these operations can be carried out safely (see section 1.2.5).<br><br>Text Origin:<br>Commission Proposal |
| Annex III, 1, point (1.6)(1.6.1), third paragraph  |                                                                                                                                                                                          |                                                                                                                                                                                          |                                                                                                                                                                                          |                                                                                                                                                                                                                                     |

|                                                    | Commission Proposal                                                                                                                                                      | EP Mandate                                                                                                                                                               | Council Mandate                                                                                                                                                                            | Draft Agreement                                                                                                                                                                                                                                      |
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| 844                                                | In the case of automated machinery and, where necessary, other machinery product, a connecting device for mounting diagnostic fault-finding equipment shall be provided. | In the case of automated machinery and, where necessary, other machinery product, a connecting device for mounting diagnostic fault-finding equipment shall be provided. | In the case of automated machinery and, where necessary, other machinery <u>or related</u> product, a connecting device for mounting diagnostic fault-finding equipment shall be provided. | In the case of automated machinery and, where necessary, other machinery <u>or related</u> product, a connecting device for mounting diagnostic fault-finding equipment shall be provided.<br><br>terminology<br><br>Text Origin: Council<br>Mandate |
| Annex III, 1, point (1.6)(1.6.1), fourth paragraph |                                                                                                                                                                          |                                                                                                                                                                          |                                                                                                                                                                                            |                                                                                                                                                                                                                                                      |
| 845                                                |                                                                                                                                                                          |                                                                                                                                                                          |                                                                                                                                                                                            |                                                                                                                                                                                                                                                      |

|                                                     | Commission Proposal                                                                                                                                                                                                                                                                            | EP Mandate                                                                                                                                                                                                                                                                                     | Council Mandate                                                                                                                                                                                                                                                                                | Draft Agreement                                                                                                                                                                                                                                                                                                                           |
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|                                                     | Automated machinery components, which have to be changed frequently, shall be capable of being removed and replaced easily and safely. Access to the components shall enable these tasks to be carried out with the necessary technical means in accordance with a specified operating method. | Automated machinery components, which have to be changed frequently, shall be capable of being removed and replaced easily and safely. Access to the components shall enable these tasks to be carried out with the necessary technical means in accordance with a specified operating method. | Automated machinery components, which have to be changed frequently, shall be capable of being removed and replaced easily and safely. Access to the components shall enable these tasks to be carried out with the necessary technical means in accordance with a specified operating method. | Automated machinery components, which have to be changed frequently, shall be capable of being removed and replaced easily and safely. Access to the components shall enable these tasks to be carried out with the necessary technical means in accordance with a specified operating method.<br><br>Text Origin:<br>Commission Proposal |
| Annex III, 1, point (1.6)(1.6.2), introductory part |                                                                                                                                                                                                                                                                                                |                                                                                                                                                                                                                                                                                                |                                                                                                                                                                                                                                                                                                |                                                                                                                                                                                                                                                                                                                                           |
| 846                                                 | 1.6.2. Access to operating positions and servicing points                                                                                                                                                                                                                                      | 1.6.2. Access to operating positions and servicing points                                                                                                                                                                                                                                      | 1.6.2. Access to operating positions and servicing points                                                                                                                                                                                                                                      | 1.6.2. Access to operating positions and servicing points                                                                                                                                                                                                                                                                                 |

|                                                   | Commission Proposal                                                                                                                                                                                                 | EP Mandate                                                                                                                                                                                                          | Council Mandate                                                                                                                                                                                                     | Draft Agreement                                                                                                                                                                                                                         |
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| Annex III, 1, point (1.6)(1.6.2), first paragraph |                                                                                                                                                                                                                     |                                                                                                                                                                                                                     |                                                                                                                                                                                                                     |                                                                                                                                                                                                                                         |
| 847                                               | <p>Machinery shall be designed and constructed in such a way as to allow access in safety to all areas where intervention is necessary during operation, adjustment, maintenance and cleaning of the machinery.</p> | <p>Machinery shall be designed and constructed in such a way as to allow access in safety to all areas where intervention is necessary during operation, adjustment, maintenance and cleaning of the machinery.</p> | <p>Machinery shall be designed and constructed in such a way as to allow access in safety to all areas where intervention is necessary during operation, adjustment, maintenance and cleaning of the machinery.</p> | <p>Machinery shall be designed and constructed in such a way as to allow access in safety to all areas where intervention is necessary during operation, adjustment, maintenance and cleaning of the machinery.</p> <p>Text Origin:</p> |

|                                                    | Commission Proposal                                                                                                                                                                                                                                                  | EP Mandate                                                                                                                                                                                                                                                                                                                                               | Council Mandate                                                                                                                                                                                                                                                                                                            | Draft Agreement                                                                                                                                                                                                                                                                                                                                                     |
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| Annex III, 1, point (1.6)(1.6.2), second paragraph |                                                                                                                                                                                                                                                                      |                                                                                                                                                                                                                                                                                                                                                          |                                                                                                                                                                                                                                                                                                                            |                                                                                                                                                                                                                                                                                                                                                                     |
| 848                                                | In the case of machinery into which persons shall enter for operation, adjustment, maintenance or cleaning, the machinery accesses shall be dimensioned and adapted for the use of rescue equipment in such a way that a timely rescue of the persons is guaranteed. | In the case of machinery into which persons shall enter for operation, adjustment, maintenance or cleaning, the machinery accesses shall be <del>dimensioned and adapted for the use of rescue equipment in such</del> <u>designed in</u> a way that <u>guarantees</u> a timely <u>emergency</u> rescue of the persons <del>is</del> <u>guaranteed</u> . | In the case of machinery into which persons shall enter for operation, adjustment, maintenance or cleaning, the machinery accesses shall be dimensioned and adapted for the use of rescue equipment in such a way that a <del>timely</del> <u>emergency</u> rescue of the persons is <del>guaranteed</del> <u>possible</u> | In the case of machinery into which persons shall enter for operation, adjustment, maintenance or cleaning, the machinery accesses shall be dimensioned and adapted for the use of rescue equipment in such a way that a <del>timely</del> <u>emergency</u> rescue of the persons is <del>guaranteed</del> <u>possible</u> .<br><br>Text Origin: Council<br>Mandate |

|                                                     | Commission Proposal                                                                                                                                                        | EP Mandate                                                                                                                                                                 | Council Mandate                                                                                                                                                                    | Draft Agreement                                                                                                                                                                    |
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| Annex III, 1, point (1.6)(1.6.3), introductory part |                                                                                                                                                                            |                                                                                                                                                                            |                                                                                                                                                                                    |                                                                                                                                                                                    |
| 849                                                 | 1.6.3. Isolation of energy sources                                                                                                                                         | 1.6.3. Isolation of energy sources                                                                                                                                         | 1.6.3. Isolation of energy sources                                                                                                                                                 | 1.6.3. Isolation of energy sources<br><br>Text Origin:<br>Commission Proposal                                                                                                      |
| Annex III, 1, point (1.6)(1.6.3), first paragraph   |                                                                                                                                                                            |                                                                                                                                                                            |                                                                                                                                                                                    |                                                                                                                                                                                    |
| 850                                                 | A machinery product shall be fitted with means to isolate it from all energy sources. Such isolators shall be clearly identified. They shall be capable of being locked if | A machinery product shall be fitted with means to isolate it from all energy sources. Such isolators shall be clearly identified. They shall be capable of being locked if | A machinery <u>or related</u> product shall be fitted with means to isolate it from all energy sources. Such isolators shall be clearly identified. They shall be capable of being | A machinery <u>or related</u> product shall be fitted with means to isolate it from all energy sources. Such isolators shall be clearly identified. They shall be capable of being |

|     | Commission Proposal                                                                                                                                                                                                | EP Mandate                                                                                                                                                                                                         | Council Mandate                                                                                                                                                                                                              | Draft Agreement                                                                                                                                                                                                                                                                        |
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|     | reconnection could endanger persons. Isolators shall also be capable of being locked where an operator is unable, from any of the points to which he or she has access, to check that the energy is still cut off. | reconnection could endanger persons. Isolators shall also be capable of being locked where an operator is unable, from any of the points to which he or she has access, to check that the energy is still cut off. | locked if reconnection could endanger persons. Isolators shall also be capable of being locked where an operator is unable, from any of the points to which he or she has access, to check that the energy is still cut off. | locked if reconnection could endanger persons. Isolators shall also be capable of being locked where an operator is unable, from any of the points to which he or she has access, to check that the energy is still cut off.<br><br>terminology<br><br>Text Origin: Council<br>Mandate |
|     | Annex III, 1, point (1.6)(1.6.3), second paragraph                                                                                                                                                                 |                                                                                                                                                                                                                    |                                                                                                                                                                                                                              |                                                                                                                                                                                                                                                                                        |
| 851 |                                                                                                                                                                                                                    |                                                                                                                                                                                                                    |                                                                                                                                                                                                                              |                                                                                                                                                                                                                                                                                        |

|                                                   | Commission Proposal                                                                                                                                                                                                                     | EP Mandate                                                                                                                                                                                                                              | Council Mandate                                                                                                                                                                                                                                           | Draft Agreement                                                                                                                                                                                                                                                                                                     |
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|                                                   | In the case of machinery products capable of being plugged into an electricity supply, removal of the plug is sufficient, if the operator can check from any of the points to which he or she has access that the plug remains removed. | In the case of machinery products capable of being plugged into an electricity supply, removal of the plug is sufficient, if the operator can check from any of the points to which he or she has access that the plug remains removed. | In the case of machinery <u>or related</u> products capable of being plugged into an electricity supply, removal of the plug is sufficient, if the operator can check from any of the points to which he or she has access that the plug remains removed. | In the case of machinery <u>or related</u> products capable of being plugged into an electricity supply, removal of the plug is sufficient, if the operator can check from any of the points to which he or she has access that the plug remains removed.<br><br>terminology<br><br>Text Origin: Council<br>Mandate |
| Annex III, 1, point (1.6)(1.6.3), third paragraph |                                                                                                                                                                                                                                         |                                                                                                                                                                                                                                         |                                                                                                                                                                                                                                                           |                                                                                                                                                                                                                                                                                                                     |



|                                                    | Commission Proposal                                                                                                                                                      | EP Mandate                                                                                                                                                               | Council Mandate                                                                                                                                                                            | Draft Agreement                                                                                                                                                                                                                                      |
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| 852                                                | After the energy is cut off, it shall be possible to dissipate normally any energy remaining or stored in the circuits of the machinery product without risk to persons. | After the energy is cut off, it shall be possible to dissipate normally any energy remaining or stored in the circuits of the machinery product without risk to persons. | After the energy is cut off, it shall be possible to dissipate normally any energy remaining or stored in the circuits of the machinery <u>or related</u> product without risk to persons. | After the energy is cut off, it shall be possible to dissipate normally any energy remaining or stored in the circuits of the machinery <u>or related</u> product without risk to persons.<br><br>terminology<br><br>Text Origin: Council<br>Mandate |
| Annex III, 1, point (1.6)(1.6.3), fourth paragraph |                                                                                                                                                                          |                                                                                                                                                                          |                                                                                                                                                                                            |                                                                                                                                                                                                                                                      |
| 853                                                |                                                                                                                                                                          |                                                                                                                                                                          |                                                                                                                                                                                            |                                                                                                                                                                                                                                                      |

|                                                     | Commission Proposal                                                                                                                                                                                                                                                                                 | EP Mandate                                                                                                                                                                                                                                                                                          | Council Mandate                                                                                                                                                                                                                                                                                     | Draft Agreement                                                                                                                                                                                                                                                                                                                                |
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|                                                     | As an exception to the requirement laid down in the previous paragraphs, certain circuits may remain connected to their energy sources in order, for example, to hold parts, to protect information, to light interiors, etc. In this case, special steps shall be taken to ensure operator safety. | As an exception to the requirement laid down in the previous paragraphs, certain circuits may remain connected to their energy sources in order, for example, to hold parts, to protect information, to light interiors, etc. In this case, special steps shall be taken to ensure operator safety. | As an exception to the requirement laid down in the previous paragraphs, certain circuits may remain connected to their energy sources in order, for example, to hold parts, to protect information, to light interiors, etc. In this case, special steps shall be taken to ensure operator safety. | As an exception to the requirement laid down in the previous paragraphs, certain circuits may remain connected to their energy sources in order, for example, to hold parts, to protect information, to light interiors, etc. In this case, special steps shall be taken to ensure operator safety.<br><br>Text Origin:<br>Commission Proposal |
| Annex III, 1, point (1.6)(1.6.4), introductory part |                                                                                                                                                                                                                                                                                                     |                                                                                                                                                                                                                                                                                                     |                                                                                                                                                                                                                                                                                                     |                                                                                                                                                                                                                                                                                                                                                |
| 854                                                 | 1.6.4. Operator intervention                                                                                                                                                                                                                                                                        | 1.6.4. Operator intervention                                                                                                                                                                                                                                                                        | 1.6.4. Operator intervention                                                                                                                                                                                                                                                                        | 1.6.4. Operator intervention                                                                                                                                                                                                                                                                                                                   |

|                                                   | Commission Proposal                                                                                                                                                                                                          | EP Mandate                                                                                                                                                                                                                   | Council Mandate                                                                                                                                                                                                                                | Draft Agreement                                                                                                                                                                                                                                                   |
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| Annex III, 1, point (1.6)(1.6.4), first paragraph |                                                                                                                                                                                                                              |                                                                                                                                                                                                                              |                                                                                                                                                                                                                                                |                                                                                                                                                                                                                                                                   |
| 855                                               | The machinery product shall be so designed, constructed and equipped that the need for operator intervention is limited. If operator intervention cannot be avoided, it shall be possible to carry it out easily and safely. | The machinery product shall be so designed, constructed and equipped that the need for operator intervention is limited. If operator intervention cannot be avoided, it shall be possible to carry it out easily and safely. | The machinery <u>or related</u> product shall be so designed, constructed and equipped that the need for operator intervention is limited. If operator intervention cannot be avoided, it shall be possible to carry it out easily and safely. | The machinery <u>or related</u> product shall be so designed, constructed and equipped that the need for operator intervention is limited. If operator intervention cannot be avoided, it shall be possible to carry it out easily and safely.<br><br>terminology |

|                                                     | Commission Proposal                                                                                        | EP Mandate                                                                                                 | Council Mandate                                                                                            | Draft Agreement                                                                                            |
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| Annex III, 1, point (1.6)(1.6.5), introductory part |                                                                                                            |                                                                                                            |                                                                                                            |                                                                                                            |
| 856                                                 | 1.6.5. Cleaning of internal parts                                                                          | 1.6.5. Cleaning of internal parts                                                                          | 1.6.5. Cleaning of internal parts                                                                          | 1.6.5. Cleaning of internal parts<br><br>Text Origin:<br>Commission Proposal                               |
| Annex III, 1, point (1.6)(1.6.5), first paragraph   |                                                                                                            |                                                                                                            |                                                                                                            |                                                                                                            |
| 857                                                 | The machinery shall be designed and constructed in such a way that it is possible to clean internal parts, | The machinery shall be designed and constructed in such a way that it is possible to clean internal parts, | The machinery shall be designed and constructed in such a way that it is possible to clean internal parts, | The machinery shall be designed and constructed in such a way that it is possible to clean internal parts, |

|                                              | Commission Proposal                                                                                                                                                                                                                                                                                   | EP Mandate                                                                                                                                                                                                                                                                                            | Council Mandate                                                                                                                                                                                                                                                                                       | Draft Agreement                                                                                                                                                                                                                                                                                                                                  |
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|                                              | which have contained dangerous substances or preparations without entering them; any necessary unblocking shall also be possible from the outside. If it is impossible to avoid entering the machinery, it shall be designed and constructed in such a way as to allow cleaning to take place safely. | which have contained dangerous substances or preparations without entering them; any necessary unblocking shall also be possible from the outside. If it is impossible to avoid entering the machinery, it shall be designed and constructed in such a way as to allow cleaning to take place safely. | which have contained dangerous substances or preparations without entering them; any necessary unblocking shall also be possible from the outside. If it is impossible to avoid entering the machinery, it shall be designed and constructed in such a way as to allow cleaning to take place safely. | which have contained dangerous substances or preparations without entering them; any necessary unblocking shall also be possible from the outside. If it is impossible to avoid entering the machinery, it shall be designed and constructed in such a way as to allow cleaning to take place safely.<br><br>Text Origin:<br>Commission Proposal |
| Annex III, 1, point (1.7), introductory part |                                                                                                                                                                                                                                                                                                       |                                                                                                                                                                                                                                                                                                       |                                                                                                                                                                                                                                                                                                       |                                                                                                                                                                                                                                                                                                                                                  |
| 858                                          | 1.7. INFORMATION                                                                                                                                                                                                                                                                                      | 1.7. INFORMATION                                                                                                                                                                                                                                                                                      | 1.7. INFORMATION                                                                                                                                                                                                                                                                                      | 1.7. INFORMATION                                                                                                                                                                                                                                                                                                                                 |

|                                                     | Commission Proposal                                      | EP Mandate                                               | Council Mandate                                                             | Draft Agreement                                                                                                                       |
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|                                                     |                                                          |                                                          |                                                                             | Text Origin:<br>Commission Proposal                                                                                                   |
| Annex III, 1, point (1.7)(1.7.1), introductory part |                                                          |                                                          |                                                                             |                                                                                                                                       |
| 859                                                 | 1.7.1. Information and warnings on the machinery product | 1.7.1. Information and warnings on the machinery product | 1.7.1. -Information and warnings on the machinery <u>or related</u> product | 1.7.1. -Information and warnings on the machinery <u>or related</u> product<br><br>terminology<br><br>Text Origin: Council<br>Mandate |
| Annex III, 1, point (1.7)(1.7.1), first paragraph   |                                                          |                                                          |                                                                             |                                                                                                                                       |

|                                      | Commission Proposal                                                                                                                         | EP Mandate                                                                                                                                  | Council Mandate                                                                                                                                               | Draft Agreement                                                                                                                                                                                                         |
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| 860                                  | Information and warnings on the machinery product shall preferably be provided in the form of readily understandable symbols or pictograms. | Information and warnings on the machinery product shall preferably be provided in the form of readily understandable symbols or pictograms. | Information and warnings on the machinery <u>or related</u> product shall preferably be provided in the form of readily understandable symbols or pictograms. | Information and warnings on the machinery <u>or related</u> product shall preferably be provided in the form of readily understandable symbols or pictograms.<br><br>terminology<br><br>Text Origin: Council<br>Mandate |
| Annex III, 1, point (1.7)(1.7.1)(-a) |                                                                                                                                             |                                                                                                                                             |                                                                                                                                                               |                                                                                                                                                                                                                         |
| 860a                                 |                                                                                                                                             |                                                                                                                                             | <u>Any written or verbal information</u>                                                                                                                      | <u>Any written or verbal information</u>                                                                                                                                                                                |

|                                                              | Commission Proposal                          | EP Mandate                                   | Council Mandate                                                                                                                           | Draft Agreement                                                                                                                                                               |
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|                                                              |                                              |                                              | <u>and warnings must be expressed in a language which can be easily understood by users, as determined by the Member State concerned.</u> | <u>and warnings must be expressed in a language which can be easily understood by users, as determined by the Member State concerned.</u><br><br>Text Origin: Council Mandate |
| Annex III, 1, point (1.7)(1.7.1)(1.7.1.1), introductory part |                                              |                                              |                                                                                                                                           |                                                                                                                                                                               |
| 861                                                          | 1.7.1.1. Information and information devices | 1.7.1.1. Information and information devices | 1.7.1.1. Information and information devices                                                                                              | 1.7.1.1. Information and information devices<br><br>Text Origin: Commission Proposal                                                                                          |



|                                                            | Commission Proposal                                                                                                                                                                               | EP Mandate                                                                                                                                                                                        | Council Mandate                                                                                                                                                                                                     | Draft Agreement                                                                                                                                                                                                                                                                       |
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| Annex III, 1, point (1.7)(1.7.1)(1.7.1.1), first paragraph |                                                                                                                                                                                                   |                                                                                                                                                                                                   |                                                                                                                                                                                                                     |                                                                                                                                                                                                                                                                                       |
| 862                                                        | The information needed to control a machinery product shall be provided in a form that is unambiguous and easily understood. It shall not be excessive to the extent of overloading the operator. | The information needed to control a machinery product shall be provided in a form that is unambiguous and easily understood. It shall not be excessive to the extent of overloading the operator. | The information needed to control a machinery <u>or related</u> product shall be provided in a form that is unambiguous and easily understood. It shall not be excessive to the extent of overloading the operator. | <p>The information needed to control a machinery <u>or related</u> product shall be provided in a form that is unambiguous and easily understood. It shall not be excessive to the extent of overloading the operator.</p> <p>terminology</p> <p>Text Origin: Council<br/>Mandate</p> |

|                                                             | Commission Proposal                                                                                                                                             | EP Mandate                                                                                                                                                      | Council Mandate                                                                                                                                                                   | Draft Agreement                                                                                                                                                                                                                             |
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| Annex III, 1, point (1.7)(1.7.1)(1.7.1.1), second paragraph |                                                                                                                                                                 |                                                                                                                                                                 |                                                                                                                                                                                   |                                                                                                                                                                                                                                             |
| 863                                                         | Visual display units or any other interactive means of communication between the operator and the machinery product shall be easily understood and easy to use. | Visual display units or any other interactive means of communication between the operator and the machinery product shall be easily understood and easy to use. | Visual display units or any other interactive means of communication between the operator and the machinery <u>or related</u> product shall be easily understood and easy to use. | Visual display units or any other interactive means of communication between the operator and the machinery <u>or related</u> product shall be easily understood and easy to use.<br><br>terminology<br><br>Text Origin: Council<br>Mandate |

|                                                              | Commission Proposal                                                                                                                                                                                                          | EP Mandate                                                                                                                                                                                                                   | Council Mandate                                                                                                                                                                                                                                                              | Draft Agreement                                                                                                                                                                                                                                                              |
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| Annex III, 1, point (1.7)(1.7.1)(1.7.1.2), introductory part |                                                                                                                                                                                                                              |                                                                                                                                                                                                                              |                                                                                                                                                                                                                                                                              |                                                                                                                                                                                                                                                                              |
| 864                                                          | 1.7.1.2. Warning devices                                                                                                                                                                                                     | 1.7.1.2. Warning devices                                                                                                                                                                                                     | 1.7.1.2. Warning devices                                                                                                                                                                                                                                                     | 1.7.1.2. Warning devices<br><br>Text Origin:<br>Commission Proposal                                                                                                                                                                                                          |
| Annex III, 1, point (1.7)(1.7.1)(1.7.1.2), first paragraph   |                                                                                                                                                                                                                              |                                                                                                                                                                                                                              |                                                                                                                                                                                                                                                                              |                                                                                                                                                                                                                                                                              |
| 865                                                          | Where the health and safety of persons may be endangered by a fault in the operation of an unsupervised machinery product, the machinery product shall be equipped in such a way as to give an appropriate acoustic or light | Where the health and safety of persons may be endangered by a fault in the operation of an unsupervised machinery product, the machinery product shall be equipped in such a way as to give an appropriate acoustic or light | Where the health and safety of persons may be endangered by a fault in the operation of an unsupervised machinery <u>or related</u> product, the machinery <u>or related</u> product shall be equipped in such a way as to give an appropriate acoustic or light signal as a | Where the health and safety of persons may be endangered by a fault in the operation of an unsupervised machinery <u>or related</u> product, the machinery <u>or related</u> product shall be equipped in such a way as to give an appropriate acoustic or light signal as a |

|                                                             | Commission Proposal                                                                                                                                                                            | EP Mandate                                                                                                                                                                                     | Council Mandate                                                                                                                                                                                  | Draft Agreement                                                                                                                                                                                  |
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|                                                             | signal as a warning.                                                                                                                                                                           | signal as a warning.                                                                                                                                                                           | warning-                                                                                                                                                                                         | warning.<br><br>terminology<br><br>Text Origin: Council<br>Mandate                                                                                                                               |
| Annex III, 1, point (1.7)(1.7.1)(1.7.1.2), second paragraph |                                                                                                                                                                                                |                                                                                                                                                                                                |                                                                                                                                                                                                  |                                                                                                                                                                                                  |
| 866                                                         | Where a machinery product is equipped with warning devices, these shall be unambiguous and easily perceived. The operator shall have facilities to check the operation of such warning devices | Where a machinery product is equipped with warning devices, these shall be unambiguous and easily perceived. The operator shall have facilities to check the operation of such warning devices | Where a machinery <u>or related</u> product is equipped with warning devices, these shall be unambiguous and easily perceived. The operator shall have facilities to check the operation of such | Where a machinery <u>or related</u> product is equipped with warning devices, these shall be unambiguous and easily perceived. The operator shall have facilities to check the operation of such |

|                                                            | Commission Proposal                                                                                              | EP Mandate                                                                                                       | Council Mandate                                                                                                  | Draft Agreement                                                                                                  |
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|                                                            | at all times.                                                                                                    | at all times.                                                                                                    | warning devices at all times.                                                                                    | warning devices at all times.<br><br>terminology<br><br>Text Origin: Council<br>Mandate                          |
| Annex III, 1, point (1.7)(1.7.1)(1.7.1.2), third paragraph |                                                                                                                  |                                                                                                                  |                                                                                                                  |                                                                                                                  |
| 867                                                        | The requirements of the specific Union legislation concerning colours and safety signals shall be complied with. | The requirements of the specific Union legislation concerning colours and safety signals shall be complied with. | The requirements of the specific Union legislation concerning colours and safety signals shall be complied with. | The requirements of the specific Union legislation concerning colours and safety signals shall be complied with. |

|                                                     | Commission Proposal                                                                          | EP Mandate                                                                                   | Council Mandate                                                                              | Draft Agreement                                                                              |
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| Annex III, 1, point (1.7)(1.7.2), introductory part |                                                                                              |                                                                                              |                                                                                              |                                                                                              |
| 868                                                 | 1.7.2. Warning of residual risks                                                             | 1.7.2. Warning of residual risks                                                             | 1.7.2. Warning of residual risks                                                             | 1.7.2. Warning of residual risks<br><br>Text Origin:<br>Commission Proposal                  |
| Annex III, 1, point (1.7)(1.7.2), first paragraph   |                                                                                              |                                                                                              |                                                                                              |                                                                                              |
| 869                                                 | Where risks remain despite the inherent safe design measures, safeguarding and complementary | Where risks remain despite the inherent safe design measures, safeguarding and complementary | Where risks remain despite the inherent safe design measures, safeguarding and complementary | Where risks remain despite the inherent safe design measures, safeguarding and complementary |

|                                                     | Commission Proposal                                                                                | EP Mandate                                                                                         | Council Mandate                                                                                    | Draft Agreement                                                                                                                               |
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|                                                     | protective measures adopted, the necessary warnings, including warning devices, shall be provided. | protective measures adopted, the necessary warnings, including warning devices, shall be provided. | protective measures adopted, the necessary warnings, including warning devices, shall be provided. | protective measures adopted, the necessary warnings, including warning devices, shall be provided.<br><br>Text Origin:<br>Commission Proposal |
| Annex III, 1, point (1.7)(1.7.3), introductory part |                                                                                                    |                                                                                                    |                                                                                                    |                                                                                                                                               |
| 870                                                 | 1.7.3. Marking of a machinery product                                                              | 1.7.3. Marking of a machinery product                                                              | 1.7.3. -Marking of a machinery <u>or related</u> product                                           | 1.7.3. -Marking of a machinery <u>or related</u> product<br><br>terminology<br><br>Text Origin: Council                                       |

|                                                                      | Commission Proposal                                                                                           | EP Mandate                                                                                                    | Council Mandate                                                                                                                                                                                                                 | Draft Agreement |
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| Annex III, 1, point (1.7)(1.7.3), first paragraph, introductory part |                                                                                                               |                                                                                                               |                                                                                                                                                                                                                                 |                 |
| 871                                                                  | All machinery products shall be marked visibly, legibly and indelibly with the following minimum particulars: | All machinery products shall be marked visibly, legibly and indelibly with the following minimum particulars: | <u>In addition to the marking requirements in article 10 and 20,</u><br><del>All</del> machinery <u>or related</u> products shall be marked visibly, legibly and indelibly <del>with the following minimum particulars:</del> . |                 |
| Annex III, 1, point (1.7)(1.7.3), first paragraph(a)                 |                                                                                                               |                                                                                                               |                                                                                                                                                                                                                                 |                 |
| 872                                                                  | (a) the business name and full address of the manufacturer and, where applicable, his or her                  | (a) the business name and full address of the manufacturer and, where applicable, his or her                  | <del>(a) the business name and full address of the manufacturer and, where applicable, his or her</del>                                                                                                                         |                 |



|                                                      | Commission Proposal                       | EP Mandate                                | Council Mandate                                      | Draft Agreement |
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|                                                      | authorised representative;                | authorised representative;                | <del>authorised representative;</del>                |                 |
| Annex III, 1, point (1.7)(1.7.3), first paragraph(b) |                                           |                                           |                                                      |                 |
| 873                                                  | (b) designation of the machinery product; | (b) designation of the machinery product; | <del>(b) designation of the machinery product;</del> |                 |
| Annex III, 1, point (1.7)(1.7.3), first paragraph(c) |                                           |                                           |                                                      |                 |
| 874                                                  | (c) the CE marking;                       | (c) the CE marking;                       | <del>(c) the CE marking;</del>                       |                 |
| Annex III, 1, point (1.7)(1.7.3), first paragraph(d) |                                           |                                           |                                                      |                 |
| 875                                                  | (d) designation of series or type;        | (d) designation of series or type;        | <del>(d) designation of series or type;</del>        |                 |

|   | Commission Proposal                                  | EP Mandate                                                                                      | Council Mandate                                                                                 | Draft Agreement                                                                                                                                               |
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|   | Annex III, 1, point (1.7)(1.7.3), first paragraph(e) |                                                                                                 |                                                                                                 |                                                                                                                                                               |
| Y | 876                                                  | (e) serial number, if any;                                                                      | (e) serial number, if any;                                                                      | <del>(e) serial number, if any;</del>                                                                                                                         |
|   | Annex III, 1, point (1.7)(1.7.3), first paragraph(f) |                                                                                                 |                                                                                                 |                                                                                                                                                               |
| Y | 877                                                  | (f) the year of construction, that is the year in which the manufacturing process is completed. | (f) the year of construction, that is the year in which the manufacturing process is completed. | <del>(f) the year of construction, that is the year in which the manufacturing process is completed.</del>                                                    |
|   | Annex III, 1, point (1.7)(1.7.3), second paragraph   |                                                                                                 |                                                                                                 |                                                                                                                                                               |
| Y | 878                                                  | It is prohibited to pre-date or post-date the machinery product when affixing the CE marking.   | It is prohibited to pre-date or post-date the machinery product when affixing the CE marking.   | <del>It is prohibited to pre-date or post-date the machinery product when affixing the CE marking</del><br><u>Products covered by Annex III points 2 to 6</u> |

|                                                   | Commission Proposal                                                                                                                  | EP Mandate                                                                                                                           | Council Mandate                                                                                                                                        | Draft Agreement                                                                                                                                                                                       |
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|                                                   |                                                                                                                                      |                                                                                                                                      | <u>shall also be marked according to the additional requirements set out in these sections.</u>                                                        |                                                                                                                                                                                                       |
| Annex III, 1, point (1.7)(1.7.3), third paragraph |                                                                                                                                      |                                                                                                                                      |                                                                                                                                                        |                                                                                                                                                                                                       |
| 879                                               | Furthermore, a machinery product designed and constructed for use in a potentially explosive atmosphere shall be marked accordingly. | Furthermore, a machinery product designed and constructed for use in a potentially explosive atmosphere shall be marked accordingly. | Furthermore, a machinery <u>or related</u> product designed and constructed for use in a potentially explosive atmosphere shall be marked accordingly. | Furthermore, a machinery <u>or related</u> product designed and constructed for use in a potentially explosive atmosphere shall be marked accordingly.<br><br>terminology<br><br>Text Origin: Council |

|                                                    | Commission Proposal                                                                                                                                                             | EP Mandate                                                                                                                                                                      | Council Mandate                                                                                                                                                                                   | Draft Agreement                                                                                                                                                                                                                                             |
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|                                                    |                                                                                                                                                                                 |                                                                                                                                                                                 |                                                                                                                                                                                                   | Mandate                                                                                                                                                                                                                                                     |
| Annex III, 1, point (1.7)(1.7.3), fourth paragraph |                                                                                                                                                                                 |                                                                                                                                                                                 |                                                                                                                                                                                                   |                                                                                                                                                                                                                                                             |
| 880                                                | A machinery product shall also bear full information relevant to its type and essential for safe use. Such information is subject to the requirements set out in section 1.7.1. | A machinery product shall also bear full information relevant to its type and essential for safe use. Such information is subject to the requirements set out in section 1.7.1. | A machinery <u>or related</u> product shall also bear full information relevant to its type and essential for safe use. Such information is subject to the requirements set out in section 1.7.1. | A machinery <u>or related</u> product shall also bear full information relevant to its type and essential for safe use. Such information is subject to the requirements set out in section 1.7.1.<br><br>terminology<br><br>Text Origin: Council<br>Mandate |

|   | Commission Proposal                                                                                                                                       | EP Mandate                                                                                                                                         | Council Mandate                                                                                                                                                                                      | Draft Agreement                         |
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|   | Annex III, 1, point (1.7)(1.7.3), fifth paragraph                                                                                                         |                                                                                                                                                    |                                                                                                                                                                                                      |                                         |
| Y | 881<br>Where a machine product part shall be handled during use with lifting equipment, its mass shall be indicated legibly, indelibly and unambiguously. | Where a machine product part shall be handled during use with lifting equipment, its mass shall be indicated legibly, indelibly and unambiguously. | Where a <del>machine</del> <u>machinery or related</u> product part shall be handled during use with <del>lifting</del> equipment, its mass shall be indicated legibly, indelibly and unambiguously. | Y                                       |
|   | Annex III, 1, point (1.7)(1.7.4), introductory part                                                                                                       |                                                                                                                                                    |                                                                                                                                                                                                      |                                         |
| G | 882<br>1.7.4. Instructions                                                                                                                                | 1.7.4. Instructions                                                                                                                                | 1.7.4. Instructions                                                                                                                                                                                  | 1.7.4. Instructions<br><br>Text Origin: |

|                                                    | Commission Proposal                                                                                                                                                                                                           | EP Mandate                                                                                                                                                                                                                    | Council Mandate                                                                                                                                                                                                                          | Draft Agreement     |
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|                                                    |                                                                                                                                                                                                                               |                                                                                                                                                                                                                               |                                                                                                                                                                                                                                          | Commission Proposal |
| Annex III, 1, point (1.7)(1.7.4), first paragraph  |                                                                                                                                                                                                                               |                                                                                                                                                                                                                               |                                                                                                                                                                                                                                          |                     |
| 883                                                | The instructions accompanying the machinery product shall be either 'Original instructions' or a 'Translation of the original instructions', in which case the translation shall be accompanied by the original instructions. | The instructions accompanying the machinery product shall be either 'Original instructions' or a 'Translation of the original instructions', in which case the translation shall be accompanied by the original instructions. | <del>The instructions accompanying the machinery product shall be either 'Original instructions' or a 'Translation of the original instructions', in which case the translation shall be accompanied by the original instructions.</del> |                     |
| Annex III, 1, point (1.7)(1.7.4), second paragraph |                                                                                                                                                                                                                               |                                                                                                                                                                                                                               |                                                                                                                                                                                                                                          |                     |
| 884                                                | By way of exception, the                                                                                                                                                                                                      | By way of exception, the                                                                                                                                                                                                      | By way of exception, the                                                                                                                                                                                                                 |                     |

|                                                   | Commission Proposal                                                                                                                                                                                                                                   | EP Mandate                                                                                                                                                                                                                                                              | Council Mandate                                                                                                                                                                                                                                       | Draft Agreement |
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|                                                   | <p>maintenance instructions intended for use by specialised personnel mandated by the manufacturer or his or her authorised representative may be supplied in only one official language of the Union which the specialised personnel understand.</p> | <p>maintenance instructions intended for use by specialised personnel mandated by the manufacturer <del>or</del> <i>his or her authorised representative</i> may be supplied in only one official language of the Union which the specialised personnel understand.</p> | <p>maintenance instructions intended for use by specialised personnel mandated by the manufacturer or his or her authorised representative may be supplied in only one official language of the Union which the specialised personnel understand.</p> |                 |
| Annex III, 1, point (1.7)(1.7.4), third paragraph |                                                                                                                                                                                                                                                       |                                                                                                                                                                                                                                                                         |                                                                                                                                                                                                                                                       |                 |
| 885                                               | <p>The instructions may be provided in a digital format. However, upon purchaser's request at the time of the purchase of the machinery product, the instructions shall be provided in paper format free of charge.</p>                               | <p>The instructions may be provided in a digital format. However, upon purchaser's request at the time of the purchase of the machinery product, the instructions shall be provided in paper format free of charge.</p>                                                 | <p><del>The instructions may be provided in a digital format. However, upon purchaser's request at the time of the purchase of the machinery product, the instructions shall be provided in paper format free of charge.</del></p>                    |                 |

|     | Commission Proposal                                                                                    | EP Mandate                                                                                             | Council Mandate                                                                                                   | Draft Agreement |
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|     |                                                                                                        |                                                                                                        |                                                                                                                   |                 |
|     | Annex III, 1, point (1.7)(1.7.4), fourth paragraph, introductory part                                  |                                                                                                        |                                                                                                                   |                 |
| 886 | When the instructions are provided in digital format, the manufacturer shall:                          | When the instructions are provided in digital format, the manufacturer shall:                          | <del>When the instructions are provided in digital format, the manufacturer shall:</del>                          |                 |
|     | Annex III, 1, point (1.7)(1.7.4), fourth paragraph(a)                                                  |                                                                                                        |                                                                                                                   |                 |
| 887 | (a) mark on the machinery product and in an accompanying paper how to access the digital instructions; | (a) mark on the machinery product and in an accompanying paper how to access the digital instructions; | <del>(a) mark on the machinery product and in an accompanying paper how to access the digital instructions;</del> |                 |
|     | Annex III, 1, point (1.7)(1.7.4), fourth paragraph(b)                                                  |                                                                                                        |                                                                                                                   |                 |



|                                                       | Commission Proposal                                                                                                                                                                                                                                                                                                                                                                                                        | EP Mandate                                                                                                                                                                                                                                                                                                                                                                                                                                                                                         | Council Mandate                                                                                                                                                                                                                                                                                                                                                                                                                       | Draft Agreement |
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| 888                                                   | (b) clearly describe which version of the instructions corresponds to the machinery product model;                                                                                                                                                                                                                                                                                                                         | (b) clearly describe which version of the instructions corresponds to the machinery product model;                                                                                                                                                                                                                                                                                                                                                                                                 | (b) <del>clearly describe which version of the instructions corresponds to the machinery product model;</del>                                                                                                                                                                                                                                                                                                                         |                 |
| Annex III, 1, point (1.7)(1.7.4), fourth paragraph(c) |                                                                                                                                                                                                                                                                                                                                                                                                                            |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                    |                                                                                                                                                                                                                                                                                                                                                                                                                                       |                 |
| 889                                                   | (c) be presented in a format that makes it is possible for the end user to download the instructions and save them on an electronic device so that he or she can access them at all times, in particular during a breakdown of the machine. This requirement also applies to a machinery product where the instruction manual is embedded in the software of the machinery product. General principles for the drafting of | (c) be presented in a format that makes it <del>is</del> possible for the end user to download the instructions <u>over the lifetime of the machinery product</u> and save them on an electronic device so that he or she can access them at all times, in particular during a breakdown of the machine. This requirement also applies to a machinery product where the instruction manual is embedded in the software of the machinery product. <del>General principles for the drafting of</del> | (c) <del>be presented in a format that makes it is possible for the end user to download the instructions and save them on an electronic device so that he or she can access them at all times, in particular during a breakdown of the machine. This requirement also applies to a machinery product where the instruction manual is embedded in the software of the machinery product. General principles for the drafting of</del> |                 |

|                                                              | Commission Proposal | EP Mandate                                                   | Council Mandate                                                                                             | Draft Agreement                                                                                         |
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|                                                              | instructions        | <del>instructions</del>                                      | <del>instructions</del>                                                                                     |                                                                                                         |
| Annex III, 1, point (1.7)(1.7.4), fourth paragraph(ca)       |                     |                                                              |                                                                                                             |                                                                                                         |
| R                                                            | 889a                |                                                              | <u>In addition to the obligations set out in Article 10 (7), instructions shall be drawn up as follows.</u> | R                                                                                                       |
| Annex III, 1, point (1.7)(1.7.4)(1.7.4.1), introductory part |                     |                                                              |                                                                                                             |                                                                                                         |
| G                                                            | 890                 | 1.7.4.1. General principles for the drafting of instructions | 1.7.4.1. General principles for the drafting of instructions                                                | 1.7.4.1. General principles for the drafting of instructions<br><br>Text Origin:<br>Commission Proposal |

|                                              | Commission Proposal                                                                                                                                                                                                                   | EP Mandate                                                                                                                                                                                                                            | Council Mandate                                                                                                                                                                                                                                  | Draft Agreement |
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| Annex III, 1, point (1.7)(1.7.4)(1.7.4.1)(a) |                                                                                                                                                                                                                                       |                                                                                                                                                                                                                                       |                                                                                                                                                                                                                                                  |                 |
| 891                                          | (a) The instructions shall be drafted in one or more official languages of the Union. The words ‘Original instructions’ shall appear on the language version(s) verified by the manufacturer or his or her authorised representative; | (a) The instructions shall be drafted in one or more official languages of the Union. The words ‘Original instructions’ shall appear on the language version(s) verified by the manufacturer or his or her authorised representative; | (a) <del>The instructions shall be drafted in one or more official languages of the Union. The words ‘Original instructions’ shall appear on the language version(s) verified by the manufacturer or his or her authorised representative;</del> |                 |
| Annex III, 1, point (1.7)(1.7.4)(1.7.4.1)(b) |                                                                                                                                                                                                                                       |                                                                                                                                                                                                                                       |                                                                                                                                                                                                                                                  |                 |
| 892                                          | (b) Where no ‘Original instructions’ exist in the official language or languages of the Member State where the machinery product is to be used, a translation into that/those language(s) shall be                                    | (b) Where no ‘Original instructions’ exist in the official language or languages of the Member State where the machinery product is to be used, a translation into that/those language(s) shall be                                    | (b) <del>Where no ‘Original instructions’ exist in the official language or languages of the Member State where the machinery product is to be used, a translation into that/those language(s) shall be</del>                                    |                 |

|                                              | Commission Proposal                                                                                                                                                                                                                        | EP Mandate                                                                                                                                                                                                                                 | Council Mandate                                                                                                                                                                                                                                       | Draft Agreement |
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|                                              | provided by the manufacturer or his or her authorised representative or by the person bringing the machinery product into the language area in question. The translations shall bear the words 'Translation of the original instructions'; | provided by the manufacturer or his or her authorised representative or by the person bringing the machinery product into the language area in question. The translations shall bear the words 'Translation of the original instructions'; | <del>provided by the manufacturer or his or her authorised representative or by the person bringing the machinery product into the language area in question. The translations shall bear the words 'Translation of the original instructions';</del> |                 |
| Annex III, 1, point (1.7)(1.7.4)(1.7.4.1)(c) |                                                                                                                                                                                                                                            |                                                                                                                                                                                                                                            |                                                                                                                                                                                                                                                       |                 |
| 893                                          | (c) The contents of the instructions shall cover not only the intended use of the machinery product but also take into account any reasonably foreseeable misuse thereof;                                                                  | (c) The contents of the instructions shall cover not only the intended use of the machinery product but also take into account any reasonably foreseeable misuse thereof;                                                                  | ( <del>e</del> )(a) The contents of the instructions shall cover not only the intended use of the machinery <u>or related</u> product but also take into account any reasonably foreseeable misuse thereof;                                           |                 |

|                                               | Commission Proposal                                                                                                                                                                                                                                              | EP Mandate                                                                                                                                                                                                                                                       | Council Mandate                                                                                                                                                                                                                                                                                | Draft Agreement |
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| Annex III, 1, point (1.7)(1.7.4)(1.7.4.1)(d)  |                                                                                                                                                                                                                                                                  |                                                                                                                                                                                                                                                                  |                                                                                                                                                                                                                                                                                                |                 |
| 894                                           | (d) In the case of a machinery product intended for use by non-professional operators, the wording and layout of the instructions for use shall take into account the level of general education and acumen that can reasonably be expected from such operators. | (d) In the case of a machinery product intended for use by non-professional operators, the wording and layout of the instructions for use shall take into account the level of general education and acumen that can reasonably be expected from such operators. | (d) In the case of a machinery <u>or related</u> product intended for use by non-professional operators, the wording and layout of the instructions <del>for use</del> shall take into account the level of general education and acumen that can reasonably be expected from such operators-; |                 |
| Annex III, 1, point (1.7)(1.7.4)(1.7.4.1)(da) |                                                                                                                                                                                                                                                                  |                                                                                                                                                                                                                                                                  |                                                                                                                                                                                                                                                                                                |                 |
| 894a                                          |                                                                                                                                                                                                                                                                  |                                                                                                                                                                                                                                                                  | <u>(e) clearly describe which version of the instructions corresponds to the machinery product model.</u>                                                                                                                                                                                      |                 |

|                                                                 | Commission Proposal                                                                             | EP Mandate                                                                                      | Council Mandate                                                                                                                | Draft Agreement                                                                  |
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| Annex III, 1, point (1.7)(1.7.4)(1.7.4.2), introductory part    |                                                                                                 |                                                                                                 |                                                                                                                                |                                                                                  |
| G 895                                                           | 1.7.4.2. Contents of the instructions                                                           | 1.7.4.2. Contents of the instructions                                                           | 1.7.4.2. Contents of the instructions                                                                                          | 1.7.4.2. Contents of the instructions<br><br>Text Origin:<br>Commission Proposal |
| Annex III, 1, point (1.7)(1.7.4)(1.7.4.2)(1), introductory part |                                                                                                 |                                                                                                 |                                                                                                                                |                                                                                  |
| Y 896                                                           | 1. Each instruction manual shall contain, where applicable, at least the following information: | 1. Each instruction manual shall contain, where applicable, at least the following information: | 1. <del>Each instruction manual</del> <u>Instructions</u> shall contain, where applicable, at least the following information: |                                                                                  |
| Annex III, 1, point (1.7)(1.7.4)(1.7.4.2)(1)(a)                 |                                                                                                 |                                                                                                 |                                                                                                                                |                                                                                  |

|                                                 | Commission Proposal                                                                                                                       | EP Mandate                                                                                                                                | Council Mandate                                                                                                                                                               | Draft Agreement                                                                                                                                                               |
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| 897                                             | (a) the business name and full address of the manufacturer and, where applicable, of his or her authorised representative;                | (a) the business name and full address of the manufacturer and, where applicable, of his or her authorised representative;                | (a) the business name and full address of the manufacturer and, where applicable, of his or her authorised representative;                                                    | (a) the business name and full address of the manufacturer and, where applicable, of his or her authorised representative;<br><br>Text Origin:<br>Commission Proposal         |
| Annex III, 1, point (1.7)(1.7.4)(1.7.4.2)(1)(b) |                                                                                                                                           |                                                                                                                                           |                                                                                                                                                                               |                                                                                                                                                                               |
| 898                                             | (b) the designation of the machinery product as marked on the machinery product itself, except for the serial number (see section 1.7.3); | (b) the designation of the machinery product as marked on the machinery product itself, except for the serial number (see section 1.7.3); | (b) the designation of the machinery <u>or related</u> product as marked on the machinery <u>or related</u> product itself, except for the serial number (see section 1.7.3); | (b) the designation of the machinery <u>or related</u> product as marked on the machinery <u>or related</u> product itself, except for the serial number (see section 1.7.3); |

|                                                 | Commission Proposal                                                                                                                                                                                                                                                                                                | EP Mandate                                                                                                                                                                                                                                                                                                                                                            | Council Mandate                                                                                                                                                                                                                                                                                                                                                                        | Draft Agreement                                    |
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|                                                 |                                                                                                                                                                                                                                                                                                                    |                                                                                                                                                                                                                                                                                                                                                                       | PUBLIC                                                                                                                                                                                                                                                                                                                                                                                 | terminology<br><br>Text Origin: Council<br>Mandate |
| Annex III, 1, point (1.7)(1.7.4)(1.7.4.2)(1)(c) |                                                                                                                                                                                                                                                                                                                    |                                                                                                                                                                                                                                                                                                                                                                       |                                                                                                                                                                                                                                                                                                                                                                                        |                                                    |
| 899                                             | (c) the EU declaration of conformity, or a document setting out the contents of the EU declaration of conformity, showing the particulars of the machinery product, not necessarily including the serial number and the signature, or the internet address where the EU declaration of conformity can be accessed. | (c) the EU declaration of conformity, or a document setting out the contents of the EU declaration of conformity, showing the particulars of the machinery product, not necessarily including the serial number and the signature, or the internet address where the EU declaration of conformity can be accessed- <u>over the lifetime of the machinery product;</u> | (c) the EU declaration of conformity, <del>or a document setting out the contents of the EU declaration of conformity, showing the particulars of the machinery product, not necessarily including the serial number and the signature</del> <u>or the internet address or machine readable code,</u> <del>or the internet address</del> where the EU declaration of conformity can be |                                                    |



|                                                 | Commission Proposal                                       | EP Mandate                                                | Council Mandate                                                       | Draft Agreement                                                                                                                 |
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|                                                 |                                                           |                                                           | accessed.                                                             |                                                                                                                                 |
| Annex III, 1, point (1.7)(1.7.4)(1.7.4.2)(1)(d) |                                                           |                                                           |                                                                       |                                                                                                                                 |
| 900                                             | (d) a general description of the machinery product;       | (d) a general description of the machinery product;       | (d) a general description of the machinery <u>or related</u> product; | (d) a general description of the machinery <u>or related</u> product;<br><br>terminology<br><br>Text Origin: Council<br>Mandate |
| Annex III, 1, point (1.7)(1.7.4)(1.7.4.2)(1)(e) |                                                           |                                                           |                                                                       |                                                                                                                                 |
| 901                                             | (e) the drawings, diagrams, descriptions and explanations | (e) the drawings, diagrams, descriptions and explanations | (e) the drawings, diagrams, descriptions and explanations             | (e) the drawings, diagrams, descriptions and explanations                                                                       |

|                                                 | Commission Proposal                                                                                              | EP Mandate                                                                                                       | Council Mandate                                                                                                                    | Draft Agreement                                                                                                                                                                           |
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|                                                 | necessary for the use, maintenance and repair of the machinery product and for checking its correct functioning; | necessary for the use, maintenance and repair of the machinery product and for checking its correct functioning; | necessary for the use, maintenance and repair of the machinery <u>or related</u> product and for checking its correct functioning; | necessary for the use, maintenance and repair of the machinery <u>or related</u> product and for checking its correct functioning;<br><br>terminology<br><br>Text Origin: Council Mandate |
| Annex III, 1, point (1.7)(1.7.4)(1.7.4.2)(1)(f) |                                                                                                                  |                                                                                                                  |                                                                                                                                    |                                                                                                                                                                                           |
| 902                                             | (f) a description of the workstation(s) likely to be occupied by operators;                                      | (f) a description of the workstation(s) likely to be occupied by operators;                                      | (f) a description of the workstation(s) likely to be occupied by operators;                                                        | (f) a description of the workstation(s) likely to be occupied by operators;                                                                                                               |

|                                                 | Commission Proposal                                             | EP Mandate                                                      | Council Mandate                                                                   | Draft Agreement                                                                                                                          |
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| Annex III, 1, point (1.7)(1.7.4)(1.7.4.2)(1)(g) |                                                                 |                                                                 |                                                                                   |                                                                                                                                          |
| 903                                             | (g) a description of the intended use of the machinery product; | (g) a description of the intended use of the machinery product; | (g) a description of the intended use of the machinery <u>or related</u> product; | (g) a description of the intended use of the machinery <u>or related</u> product;<br><br>terminology<br><br>Text Origin: Council Mandate |
| Annex III, 1, point (1.7)(1.7.4)(1.7.4.2)(1)(h) |                                                                 |                                                                 |                                                                                   |                                                                                                                                          |

|                                                 | Commission Proposal                                                                                                                                                    | EP Mandate                                                                                                                                                             | Council Mandate                                                                                                                                                        | Draft Agreement                                                                                                                                                                                  |
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| 904                                             | (h) warnings concerning ways in which the machinery product shall not be used that experience has shown might occur;                                                   | (h) warnings concerning ways in which the machinery product shall not be used that experience has shown might occur;                                                   | (h) warnings concerning ways in which the machinery <u>or related</u> product shall not be used that experience has shown might occur;                                 | (h) warnings concerning ways in which the machinery <u>or related</u> product shall not be used that experience has shown might occur;<br><br>terminology<br><br>Text Origin: Council<br>Mandate |
| Annex III, 1, point (1.7)(1.7.4)(1.7.4.2)(1)(i) |                                                                                                                                                                        |                                                                                                                                                                        |                                                                                                                                                                        |                                                                                                                                                                                                  |
| 905                                             | (i) assembly, installation and connection instructions, including drawings, diagrams and the means of attachment and the designation of the chassis or installation on | (i) assembly, installation and connection instructions, including drawings, diagrams and the means of attachment and the designation of the chassis or installation on | (i) assembly, installation and connection instructions, including drawings, diagrams and the means of attachment and the designation of the chassis or installation on | (i) assembly, installation and connection instructions, including drawings, diagrams and the means of attachment and the designation of the chassis or installation on                           |

|                                                 | Commission Proposal                                                                     | EP Mandate                                                                              | Council Mandate                                                                         | Draft Agreement                                                                                                        |
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|                                                 | which the machinery product is to be mounted;                                           | which the machinery product is to be mounted;                                           | which the machinery <u>or related</u> product is to be mounted;                         | which the machinery <u>or related</u> product is to be mounted;<br><br>terminology<br><br>Text Origin: Council Mandate |
| Annex III, 1, point (1.7)(1.7.4)(1.7.4.2)(1)(j) |                                                                                         |                                                                                         |                                                                                         |                                                                                                                        |
| 906                                             | (j) instructions relating to installation and assembly for reducing noise or vibration; | (j) instructions relating to installation and assembly for reducing noise or vibration; | (j) instructions relating to installation and assembly for reducing noise or vibration; | (j) instructions relating to installation and assembly for reducing noise or vibration;<br><br>Text Origin:            |

|                                                 | Commission Proposal                                                                                                                           | EP Mandate                                                                                                                                    | Council Mandate                                                                                                                                                 | Draft Agreement                                                                                                                                                                                                           |
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|                                                 |                                                                                                                                               |                                                                                                                                               |                                                                                                                                                                 | Commission Proposal                                                                                                                                                                                                       |
| Annex III, 1, point (1.7)(1.7.4)(1.7.4.2)(1)(k) |                                                                                                                                               |                                                                                                                                               |                                                                                                                                                                 |                                                                                                                                                                                                                           |
| 907                                             | (k) instructions for the putting into service and use of the machinery product and, if necessary, instructions for the training of operators; | (k) instructions for the putting into service and use of the machinery product and, if necessary, instructions for the training of operators; | (k) instructions for the putting into service and use of the machinery <u>or related</u> product and, if necessary, instructions for the training of operators; | (k) instructions for the putting into service and use of the machinery <u>or related</u> product and, if necessary, instructions for the training of operators;<br><br>terminology<br><br>Text Origin: Council<br>Mandate |

|                                                 | Commission Proposal                                                                                                                                         | EP Mandate                                                                                                                                                  | Council Mandate                                                                                                                                             | Draft Agreement                                                                                                                                                                                        |
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| Annex III, 1, point (1.7)(1.7.4)(1.7.4.2)(1)(l) |                                                                                                                                                             |                                                                                                                                                             |                                                                                                                                                             |                                                                                                                                                                                                        |
| 908                                             | (l) information about the residual risks that remain despite the inherent safe design measures, safeguarding and complementary protective measures adopted; | (l) information about the residual risks that remain despite the inherent safe design measures, safeguarding and complementary protective measures adopted; | (l) information about the residual risks that remain despite the inherent safe design measures, safeguarding and complementary protective measures adopted; | (l) information about the residual risks that remain despite the inherent safe design measures, safeguarding and complementary protective measures adopted;<br><br>Text Origin:<br>Commission Proposal |
| Annex III, 1, point (1.7)(1.7.4)(1.7.4.2)(1)(m) |                                                                                                                                                             |                                                                                                                                                             |                                                                                                                                                             |                                                                                                                                                                                                        |
| 909                                             | (m) instructions on the protective measures to be taken by the user, including, where appropriate, the personal protective equipment to be provided;        | (m) instructions on the protective measures to be taken by the user, including, where appropriate, the personal protective equipment to be provided;        | (m) instructions on the protective measures to be taken by the user, including, where appropriate, the personal protective equipment to be provided;        | (m) instructions on the protective measures to be taken by the user, including, where appropriate, the personal protective equipment to be provided;                                                   |

|                                                 | Commission Proposal                                                                       | EP Mandate                                                                                | Council Mandate                                                                                             | Draft Agreement                                                                                                                                                       |
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| Annex III, 1, point (1.7)(1.7.4)(1.7.4.2)(1)(n) |                                                                                           |                                                                                           |                                                                                                             |                                                                                                                                                                       |
| 910                                             | (n) the essential characteristics of tools, which may be fitted to the machinery product; | (n) the essential characteristics of tools, which may be fitted to the machinery product; | (n) the essential characteristics of tools, which may be fitted to the machinery <u>or related</u> product; | (n) the essential characteristics of tools, which may be fitted to the machinery <u>or related</u> product;<br><br>terminology<br><br>Text Origin: Council<br>Mandate |



|                                                 | Commission Proposal                                                                                                                                                                            | EP Mandate                                                                                                                                                                                     | Council Mandate                                                                                                                                                                                                  | Draft Agreement                                                                                                                                                                                                                                                            |
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| Annex III, 1, point (1.7)(1.7.4)(1.7.4.2)(1)(o) |                                                                                                                                                                                                |                                                                                                                                                                                                |                                                                                                                                                                                                                  |                                                                                                                                                                                                                                                                            |
| 911                                             | (o) the conditions in which the machinery product meets the requirement of stability during use, transportation, assembly, dismantling when out of service, testing or foreseeable breakdowns; | (o) the conditions in which the machinery product meets the requirement of stability during use, transportation, assembly, dismantling when out of service, testing or foreseeable breakdowns; | (o) the conditions in which the machinery <u>or related</u> product meets the requirement of stability during use, transportation, assembly, dismantling when out of service, testing or foreseeable breakdowns; | (o) the conditions in which the machinery <u>or related</u> product meets the requirement of stability during use, transportation, assembly, dismantling when out of service, testing or foreseeable breakdowns;<br><br>terminology<br><br>Text Origin: Council<br>Mandate |
| Annex III, 1, point (1.7)(1.7.4)(1.7.4.2)(1)(p) |                                                                                                                                                                                                |                                                                                                                                                                                                |                                                                                                                                                                                                                  |                                                                                                                                                                                                                                                                            |

|                                                 | Commission Proposal                                                                                                                                                                                                                    | EP Mandate                                                                                                                                                                                                                             | Council Mandate                                                                                                                                                                                                                                          | Draft Agreement                                                                                                                                                                                                                                                                                                    |
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| 912                                             | (p) instructions with a view to ensuring that transport, handling and storage operations can be made safely, giving the mass of the machinery product and of its various parts where these are regularly to be transported separately; | (p) instructions with a view to ensuring that transport, handling and storage operations can be made safely, giving the mass of the machinery product and of its various parts where these are regularly to be transported separately; | (p) instructions with a view to ensuring that transport, handling and storage operations can be made safely, giving the mass of the machinery <u>or related</u> product and of its various parts where these are regularly to be transported separately; | (p) instructions with a view to ensuring that transport, handling and storage operations can be made safely, giving the mass of the machinery <u>or related</u> product and of its various parts where these are regularly to be transported separately;<br><br>terminology<br><br>Text Origin: Council<br>Mandate |
| Annex III, 1, point (1.7)(1.7.4)(1.7.4.2)(1)(q) |                                                                                                                                                                                                                                        |                                                                                                                                                                                                                                        |                                                                                                                                                                                                                                                          |                                                                                                                                                                                                                                                                                                                    |

|                                                 | Commission Proposal                                                                                                                                                                                        | EP Mandate                                                                                                                                                                                                 | Council Mandate                                                                                                                                                                                            | Draft Agreement                                                                                                                                                                                                                                       |
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| 913                                             | (q) the operating method to be followed in the event of accident or breakdown; if a blockage is likely to occur, the operating method to be followed so as to enable the equipment to be safely unblocked; | (q) the operating method to be followed in the event of accident or breakdown; if a blockage is likely to occur, the operating method to be followed so as to enable the equipment to be safely unblocked; | (q) the operating method to be followed in the event of accident or breakdown; if a blockage is likely to occur, the operating method to be followed so as to enable the equipment to be safely unblocked; | (q) the operating method to be followed in the event of accident or breakdown; if a blockage is likely to occur, the operating method to be followed so as to enable the equipment to be safely unblocked;<br><br>Text Origin:<br>Commission Proposal |
| Annex III, 1, point (1.7)(1.7.4)(1.7.4.2)(1)(r) |                                                                                                                                                                                                            |                                                                                                                                                                                                            |                                                                                                                                                                                                            |                                                                                                                                                                                                                                                       |
| 914                                             | (r) the description of the adjustment and maintenance operations that should be carried out by the user and the preventive maintenance measures that should be observed taking account of the              | (r) the description of the adjustment and maintenance operations that should be carried out by the user and the preventive maintenance measures that should be observed taking account of the              | (r) the description of the adjustment and maintenance operations that should be carried out by the user and the preventive maintenance measures that should be observed taking account of the              | (r) the description of the adjustment and maintenance operations that should be carried out by the user and the preventive maintenance measures that should be observed taking account of the                                                         |

|                                                 | Commission Proposal                                                                                                                                                      | EP Mandate                                                                                                                                                               | Council Mandate                                                                                                                                                          | Draft Agreement                                                                                                                                                          |
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|                                                 | design and the use of the machinery product;                                                                                                                             | design and the use of the machinery product;                                                                                                                             | design and the use of the machinery <u>or related</u> product;                                                                                                           | design and the use of the machinery <u>or related</u> product;<br><br>terminology<br><br>Text Origin: Council Mandate                                                    |
| Annex III, 1, point (1.7)(1.7.4)(1.7.4.2)(1)(s) |                                                                                                                                                                          |                                                                                                                                                                          |                                                                                                                                                                          |                                                                                                                                                                          |
| 915                                             | (s) instructions designed to enable adjustment and maintenance to be carried out safely, including the protective measures that should be taken during these operations; | (s) instructions designed to enable adjustment and maintenance to be carried out safely, including the protective measures that should be taken during these operations; | (s) instructions designed to enable adjustment and maintenance to be carried out safely, including the protective measures that should be taken during these operations; | (s) instructions designed to enable adjustment and maintenance to be carried out safely, including the protective measures that should be taken during these operations; |

|                                                                    | Commission Proposal                                                                                         | EP Mandate                                                                                                  | Council Mandate                                                                                             | Draft Agreement                                                                                                                                        |
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| Annex III, 1, point (1.7)(1.7.4)(1.7.4.2)(1)(t)                    |                                                                                                             |                                                                                                             |                                                                                                             |                                                                                                                                                        |
| 916                                                                | (t) the specifications of the spare parts to be used, when these affect the health and safety of operators; | (t) the specifications of the spare parts to be used, when these affect the health and safety of operators; | (t) the specifications of the spare parts to be used, when these affect the health and safety of operators; | (t) the specifications of the spare parts to be used, when these affect the health and safety of operators;<br><br>Text Origin:<br>Commission Proposal |
| Annex III, 1, point (1.7)(1.7.4)(1.7.4.2)(1)(u), introductory part |                                                                                                             |                                                                                                             |                                                                                                             |                                                                                                                                                        |
| 917                                                                | (u) the following information on airborne noise emissions:                                                  | (u) the following information on airborne noise emissions:                                                  | (u) the following information on airborne noise emissions:                                                  | (u) the following information on airborne noise emissions:                                                                                             |

|                                                    | Commission Proposal                                                                                                                                                      | EP Mandate                                                                                                                                                               | Council Mandate                                                                                                                                                          | Draft Agreement                                                                                                                                                                                                     |
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| Annex III, 1, point (1.7)(1.7.4)(1.7.4.2)(1)(u)(i) |                                                                                                                                                                          |                                                                                                                                                                          |                                                                                                                                                                          |                                                                                                                                                                                                                     |
| 918                                                | i. the A-weighted emission sound pressure level at workstations, where this exceeds 70 dB (A); where this level does not exceed 70 dB (A), this fact shall be indicated; | i. the A-weighted emission sound pressure level at workstations, where this exceeds 70 dB (A); where this level does not exceed 70 dB (A), this fact shall be indicated; | i. the A-weighted emission sound pressure level at workstations, where this exceeds 70 dB (A); where this level does not exceed 70 dB (A), this fact shall be indicated; | i. the A-weighted emission sound pressure level at workstations, where this exceeds 70 dB (A); where this level does not exceed 70 dB (A), this fact shall be indicated;<br><br>Text Origin:<br>Commission Proposal |

|                                                      | Commission Proposal                                                                                                                  | EP Mandate                                                                                                                           | Council Mandate                                                                                                                      | Draft Agreement                                                                                                                                                                 |
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| Annex III, 1, point (1.7)(1.7.4)(1.7.4.2)(1)(u)(ii)  |                                                                                                                                      |                                                                                                                                      |                                                                                                                                      |                                                                                                                                                                                 |
| 919                                                  | ii. the peak C-weighted instantaneous sound pressure value at workstations, where this exceeds 63 Pa (130 dB in relation to 20 µPa); | ii. the peak C-weighted instantaneous sound pressure value at workstations, where this exceeds 63 Pa (130 dB in relation to 20 µPa); | ii. the peak C-weighted instantaneous sound pressure value at workstations, where this exceeds 63 Pa (130 dB in relation to 20 µPa); | ii. the peak C-weighted instantaneous sound pressure value at workstations, where this exceeds 63 Pa (130 dB in relation to 20 µPa);<br><br>Text Origin:<br>Commission Proposal |
| Annex III, 1, point (1.7)(1.7.4)(1.7.4.2)(1)(u)(iii) |                                                                                                                                      |                                                                                                                                      |                                                                                                                                      |                                                                                                                                                                                 |
| 920                                                  | iii. the A-weighted sound power level emitted by the machinery                                                                       | iii. the A-weighted sound power level emitted by the machinery                                                                       | iii. the A-weighted sound power level emitted by the machinery <u>or</u>                                                             | iii. the A-weighted sound power level emitted by the machinery <u>or</u>                                                                                                        |

|                                                                  | Commission Proposal                                                                           | EP Mandate                                                                                    | Council Mandate                                                                                              | Draft Agreement                                                                                                                                                     |
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|                                                                  | product, where the A-weighted emission sound pressure level at workstations exceeds 80 dB(A). | product, where the A-weighted emission sound pressure level at workstations exceeds 80 dB(A). | <u>related</u> product, where the A-weighted emission sound pressure level at workstations exceeds 80 dB(A). | <u>related</u> product, where the A-weighted emission sound pressure level at workstations exceeds 80 dB(A).<br><br>terminology<br><br>Text Origin: Council Mandate |
| Annex III, 1, point (1.7)(1.7.4)(1.7.4.2)(1)(u), first paragraph |                                                                                               |                                                                                               |                                                                                                              |                                                                                                                                                                     |
| 921                                                              | These values shall be either those actually measured for the machinery product in question or | These values shall be either those actually measured for the machinery product in question or | These values shall be either those actually measured for the machinery <u>or related</u> product in          | These values shall be either those actually measured for the machinery <u>or related</u> product in                                                                 |



|                                                                   | Commission Proposal                                                                                                                                                   | EP Mandate                                                                                                                                                            | Council Mandate                                                                                                                                                                                                       | Draft Agreement                                                                                                                                                                                                                                                                 |
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|                                                                   | those established on the basis of measurements taken for a technically comparable machinery product, which is representative of the machinery product to be produced. | those established on the basis of measurements taken for a technically comparable machinery product, which is representative of the machinery product to be produced. | question or those established on the basis of measurements taken for a technically comparable machinery <u>or related</u> product, which is representative of the machinery <u>or related</u> product to be produced. | question or those established on the basis of measurements taken for a technically comparable machinery <u>or related</u> product, which is representative of the machinery <u>or related</u> product to be produced.<br><br>terminology<br><br>Text Origin: Council<br>Mandate |
| Annex III, 1, point (1.7)(1.7.4)(1.7.4.2)(1)(u), second paragraph |                                                                                                                                                                       |                                                                                                                                                                       |                                                                                                                                                                                                                       |                                                                                                                                                                                                                                                                                 |
| 922                                                               | In the case of a very large                                                                                                                                           | In the case of a very large                                                                                                                                           | In the case of a very large                                                                                                                                                                                           | In the case of a very large                                                                                                                                                                                                                                                     |

|     | Commission Proposal                                                                                                                                                                        | EP Mandate                                                                                                                                                                                 | Council Mandate                                                                                                                                                                                                                | Draft Agreement                                                                                                                                                                                                                                                                       |
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|     | <p>machinery product, instead of the A-weighted sound power level, the A-weighted emission sound pressure levels at specified positions around the machinery product may be indicated.</p> | <p>machinery product, instead of the A-weighted sound power level, the A-weighted emission sound pressure levels at specified positions around the machinery product may be indicated.</p> | <p>machinery <u>or related</u> product, instead of the A-weighted sound power level, the A-weighted emission sound pressure levels at specified positions around the machinery <u>or related</u> product may be indicated.</p> | <p>machinery <u>or related</u> product, instead of the A-weighted sound power level, the A-weighted emission sound pressure levels at specified positions around the machinery <u>or related</u> product may be indicated.</p> <p>terminology</p> <p>Text Origin: Council Mandate</p> |
|     | Annex III, 1, point (1.7)(1.7.4)(1.7.4.2)(1)(u), third paragraph                                                                                                                           |                                                                                                                                                                                            |                                                                                                                                                                                                                                |                                                                                                                                                                                                                                                                                       |
| 923 |                                                                                                                                                                                            |                                                                                                                                                                                            |                                                                                                                                                                                                                                |                                                                                                                                                                                                                                                                                       |

|                                                                   | Commission Proposal                                                                                                                                                                                                                                                                                                                                                                                                                                                       | EP Mandate                                                                                                                                                                                                                                                                                                                                                                                                                                                                | Council Mandate                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                        | Draft Agreement |
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|                                                                   | Where the harmonised standards or technical specifications adopted by the Commission in accordance with Article 17(3) cannot be applied, sound levels shall be measured using the most appropriate method for the machinery product. Whenever sound emission values are indicated, the uncertainties surrounding these values shall be specified. The operating conditions of the machinery product during measurement and the measuring methods used shall be described. | Where the harmonised standards or technical specifications adopted by the Commission in accordance with Article 17(3) cannot be applied, sound levels shall be measured using the most appropriate method for the machinery product. Whenever sound emission values are indicated, the uncertainties surrounding these values shall be specified. The operating conditions of the machinery product during measurement and the measuring methods used shall be described. | Where the harmonised standards or <del>technical</del> <u>common</u> specifications adopted by the Commission in accordance with Article 17(3) cannot be applied, sound levels shall be measured using the most appropriate method for the machinery <u>or related</u> product. Whenever sound emission values are indicated, the uncertainties surrounding these values shall be specified. The operating conditions of the machinery <u>or related</u> product during measurement and the measuring methods used shall be described. |                 |
| Annex III, 1, point (1.7)(1.7.4)(1.7.4.2)(1)(u), fourth paragraph |                                                                                                                                                                                                                                                                                                                                                                                                                                                                           |                                                                                                                                                                                                                                                                                                                                                                                                                                                                           |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                        |                 |

|     | Commission Proposal                                                                                                                                                                                                                                                                                                           | EP Mandate                                                                                                                                                                                                                                                                                                                    | Council Mandate                                                                                                                                                                                                                                                                                                                                 | Draft Agreement                                                                                                                                                                                                                                                                                                                                                                                           |
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| 924 | Where the workstation(s) are undefined or cannot be defined, A-weighted sound pressure levels shall be measured at a distance of 1 metre from the surface of the machinery product and at a height of 1, 6 metres from the floor or access platform. The position and value of the maximum sound pressure shall be indicated. | Where the workstation(s) are undefined or cannot be defined, A-weighted sound pressure levels shall be measured at a distance of 1 metre from the surface of the machinery product and at a height of 1, 6 metres from the floor or access platform. The position and value of the maximum sound pressure shall be indicated. | Where the workstation(s) are undefined or cannot be defined, A-weighted sound pressure levels shall be measured at a distance of 1 metre from the surface of the machinery <u>or related</u> product and at a height of 1, 6 metres from the floor or access platform. The position and value of the maximum sound pressure shall be indicated. | Where the workstation(s) are undefined or cannot be defined, A-weighted sound pressure levels shall be measured at a distance of 1 metre from the surface of the machinery <u>or related</u> product and at a height of 1, 6 metres from the floor or access platform. The position and value of the maximum sound pressure shall be indicated.<br><br>terminology<br><br>Text Origin: Council<br>Mandate |

|                                                                  | Commission Proposal                                                                                                                                                                                   | EP Mandate                                                                                                                                                                                            | Council Mandate                                                                                                                                                                                                         | Draft Agreement                                                                                                                                                                                                                                                                   |
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| Annex III, 1, point (1.7)(1.7.4)(1.7.4.2)(1)(u), fifth paragraph |                                                                                                                                                                                                       |                                                                                                                                                                                                       |                                                                                                                                                                                                                         |                                                                                                                                                                                                                                                                                   |
| 925                                                              | With respect to noise reduction machinery products, the instructions shall specify, where appropriate, how to correctly assemble and install that equipment (see also section 1.7.4.2(1), point (j)). | With respect to noise reduction machinery products, the instructions shall specify, where appropriate, how to correctly assemble and install that equipment (see also section 1.7.4.2(1), point (j)). | With respect to noise reduction machinery <u>or related</u> products, the instructions shall specify, where appropriate, how to correctly assemble and install that equipment (see also section 1.7.4.2(1), point (j)). | With respect to noise reduction machinery <u>or related</u> products, the instructions shall specify, where appropriate, how to correctly assemble and install that equipment (see also section 1.7.4.2(1), point (j)).<br><br>terminology<br><br>Text Origin: Council<br>Mandate |

|                                                                    | Commission Proposal                                                                                                                                                                                                                   | EP Mandate                                                                                                                                                                                                                            | Council Mandate                                                                                                                                                                                                                       | Draft Agreement                                                                                                                                                                                                                                                                  |
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| Annex III, 1, point (1.7)(1.7.4)(1.7.4.2)(1)(u), sixth paragraph   |                                                                                                                                                                                                                                       |                                                                                                                                                                                                                                       |                                                                                                                                                                                                                                       |                                                                                                                                                                                                                                                                                  |
| 926                                                                | Where specific Union legislation lays down other requirements for the measurement of sound pressure levels or sound power levels, those legal acts shall be applied and the corresponding provisions of this section shall not apply; | Where specific Union legislation lays down other requirements for the measurement of sound pressure levels or sound power levels, those legal acts shall be applied and the corresponding provisions of this section shall not apply; | Where specific Union legislation lays down other requirements for the measurement of sound pressure levels or sound power levels, those legal acts shall be applied and the corresponding provisions of this section shall not apply; | Where specific Union legislation lays down other requirements for the measurement of sound pressure levels or sound power levels, those legal acts shall be applied and the corresponding provisions of this section shall not apply;<br><br>Text Origin:<br>Commission Proposal |
| Annex III, 1, point (1.7)(1.7.4)(1.7.4.2)(1)(u), sixth paragraph a |                                                                                                                                                                                                                                       |                                                                                                                                                                                                                                       |                                                                                                                                                                                                                                       |                                                                                                                                                                                                                                                                                  |
| 926a                                                               |                                                                                                                                                                                                                                       |                                                                                                                                                                                                                                       | <u>(ua) information on the necessary precautions, devices and means</u>                                                                                                                                                               |                                                                                                                                                                                                                                                                                  |

|                                                 | Commission Proposal                                                                                                                                                                                                                                                      | EP Mandate                                                                                                                                                                                                                                                               | Council Mandate                                                                                                                                                                                                                                                                            | Draft Agreement                                                                                                                                                                                                                                                                                               |
|-------------------------------------------------|--------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|--------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|--------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|---------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
|                                                 |                                                                                                                                                                                                                                                                          |                                                                                                                                                                                                                                                                          | <u>for the immediate and gentle rescue of persons;</u>                                                                                                                                                                                                                                     |                                                                                                                                                                                                                                                                                                               |
| Annex III, 1, point (1.7)(1.7.4)(1.7.4.2)(1)(v) |                                                                                                                                                                                                                                                                          |                                                                                                                                                                                                                                                                          |                                                                                                                                                                                                                                                                                            |                                                                                                                                                                                                                                                                                                               |
| 927                                             | (v) where a machinery product is likely to emit non-ionising radiation, which may cause harm to persons, in particular persons with active or non-active implantable medical devices, information concerning the radiation emitted for the operator and exposed persons; | (v) where a machinery product is likely to emit non-ionising radiation, which may cause harm to persons, in particular persons with active or non-active implantable medical devices, information concerning the radiation emitted for the operator and exposed persons; | (v) where a machinery <u>or related</u> product is likely to emit non-ionising radiation, which may cause harm to persons, in particular persons with active or non-active implantable medical devices, information concerning the radiation emitted for the operator and exposed persons; | (v) where a machinery <u>or related</u> product is likely to emit non-ionising radiation, which may cause harm to persons, in particular persons with active or non-active implantable medical devices, information concerning the radiation emitted for the operator and exposed persons;<br><br>terminology |

|                                                                    | Commission Proposal                                                                                                                                                                                                                                                   | EP Mandate                                                                                                                                                                                                                                                            | Council Mandate                                                                                                                                                                                                                                                                                                              | Draft Agreement                                                                                                                                                                                                                                                                                                                                 |
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|                                                                    |                                                                                                                                                                                                                                                                       |                                                                                                                                                                                                                                                                       |                                                                                                                                                                                                                                                                                                                              | Text Origin: Council<br>Mandate                                                                                                                                                                                                                                                                                                                 |
| Annex III, 1, point (1.7)(1.7.4)(1.7.4.2)(1)(w), introductory part |                                                                                                                                                                                                                                                                       |                                                                                                                                                                                                                                                                       |                                                                                                                                                                                                                                                                                                                              |                                                                                                                                                                                                                                                                                                                                                 |
| 928                                                                | (w) where the machinery product design allows emissions of hazardous substances from the machinery product, the characteristics of the capturing, filtration or discharge device if such device is not provided with the machinery product, and any of the following: | (w) where the machinery product design allows emissions of hazardous substances from the machinery product, the characteristics of the capturing, filtration or discharge device if such device is not provided with the machinery product, and any of the following: | (w) -where the machinery <u>or related</u> product design allows emissions of hazardous substances from the machinery <u>or related</u> product, the characteristics of the capturing, filtration or discharge device if such device is not provided with the machinery <u>or related</u> product, and any of the following: | (w) -where the machinery <u>or related</u> product design allows emissions of hazardous substances from the machinery <u>or related</u> product, the characteristics of the capturing, filtration or discharge device if such device is not provided with the machinery <u>or related</u> product, and any of the following:<br><br>terminology |



|                                                    | Commission Proposal                                                                                 | EP Mandate                                                                                          | Council Mandate                                                                                                       | Draft Agreement                                                                                                                                                      |
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|                                                    |                                                                                                     |                                                                                                     |                                                                                                                       | Text Origin: Council<br>Mandate                                                                                                                                      |
| Annex III, 1, point (1.7)(1.7.4)(1.7.4.2)(1)(w)(i) |                                                                                                     |                                                                                                     |                                                                                                                       |                                                                                                                                                                      |
| 929                                                | i. the flow rate for the emission of hazardous materials and substances from the machinery product, | i. the flow rate for the emission of hazardous materials and substances from the machinery product, | i. the flow rate for the emission of hazardous materials and substances from the machinery <u>pr related</u> product, | i. the flow rate for the emission of hazardous materials and substances from the machinery <u>or related</u> product,<br><br>terminology<br><br>Text Origin: Council |

|                                                     | Commission Proposal                                                                                                                                                                        | EP Mandate                                                                                                                                                                                 | Council Mandate                                                                                                                                                                                                                                             | Draft Agreement                                                                                                                                                                                                                                                                                 |
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|                                                     |                                                                                                                                                                                            |                                                                                                                                                                                            |                                                                                                                                                                                                                                                             | Mandate                                                                                                                                                                                                                                                                                         |
| Annex III, 1, point (1.7)(1.7.4)(1.7.4.2)(1)(w)(ii) |                                                                                                                                                                                            |                                                                                                                                                                                            |                                                                                                                                                                                                                                                             |                                                                                                                                                                                                                                                                                                 |
| 930                                                 | ii. the concentration of hazardous materials or substances around the machinery product coming from the machinery product or from materials or substances used with the machinery product, | ii. the concentration of hazardous materials or substances around the machinery product coming from the machinery product or from materials or substances used with the machinery product, | ii. <u>ii)</u> the concentration of hazardous materials or substances around the machinery <u>or related</u> product coming from the machinery <u>or related</u> product or from materials or substances used with the machinery <u>or related</u> product, | ii. the concentration of hazardous materials or substances around the machinery <u>or related</u> product coming from the machinery <u>or related</u> product or from materials or substances used with the machinery <u>or related</u> product,<br><br>terminology<br><br>Text Origin: Council |

|                                                                  | Commission Proposal                                                                                                                     | EP Mandate                                                                                                                              | Council Mandate                                                                                                                         | Draft Agreement                                                                                                                                                                    |
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|                                                                  |                                                                                                                                         |                                                                                                                                         |                                                                                                                                         | Mandate                                                                                                                                                                            |
| Annex III, 1, point (1.7)(1.7.4)(1.7.4.2)(1)(w)(iii)             |                                                                                                                                         |                                                                                                                                         |                                                                                                                                         |                                                                                                                                                                                    |
| 931                                                              | iii. the effectiveness of the capturing or filtration device and the conditions to be observed to maintain its effectiveness over time. | iii. the effectiveness of the capturing or filtration device and the conditions to be observed to maintain its effectiveness over time. | iii. the effectiveness of the capturing or filtration device and the conditions to be observed to maintain its effectiveness over time. | iii. the effectiveness of the capturing or filtration device and the conditions to be observed to maintain its effectiveness over time.<br><br>Text Origin:<br>Commission Proposal |
| Annex III, 1, point (1.7)(1.7.4)(1.7.4.2)(1)(w), first paragraph |                                                                                                                                         |                                                                                                                                         |                                                                                                                                         |                                                                                                                                                                                    |

|     | Commission Proposal                                                                                                                                                                                                                                                             | EP Mandate                                                                                                                                                                                                                                                                      | Council Mandate                                                                                                                                                                                                                                                                                                     | Draft Agreement                                                                                                                                                                                                                                                                                                                                                            |
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| 932 | <p>The values referred to in the first subparagraph shall either be actually measured for the machinery product in question or established based on measurements in respect of a technically comparable machinery product, which is representative of the state of the art.</p> | <p>The values referred to in the first subparagraph shall either be actually measured for the machinery product in question or established based on measurements in respect of a technically comparable machinery product, which is representative of the state of the art.</p> | <p>The values referred to in the first subparagraph shall either be actually measured for the machinery <u>or related</u> product in question or established based on measurements in respect of a technically comparable machinery <u>or related</u> product, which is representative of the state of the art.</p> | <p>The values referred to in the first subparagraph shall either be actually measured for the machinery <u>or related</u> product in question or established based on measurements in respect of a technically comparable machinery <u>or related</u> product, which is representative of the state of the art.</p> <p>terminology</p> <p>Text Origin: Council Mandate</p> |

|   | Commission Proposal                                          | EP Mandate                                                                                                                                                                                                                                                                                                         | Council Mandate                                                                                                                                                                                                                                                                                                    | Draft Agreement                                                                                                                                                                                                                                                                                                                                                                            |
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|   | Annex III, 1, point (1.7)(1.7.4)(1.7.4.3), introductory part |                                                                                                                                                                                                                                                                                                                    |                                                                                                                                                                                                                                                                                                                    |                                                                                                                                                                                                                                                                                                                                                                                            |
| Y | 933                                                          | 1.7.4.3. Sales literature                                                                                                                                                                                                                                                                                          | 1.7.4.3. Sales literature                                                                                                                                                                                                                                                                                          | 1.7.4.3. Sales literature                                                                                                                                                                                                                                                                                                                                                                  |
|   | Annex III, 1, point (1.7)(1.7.4)(1.7.4.3), first paragraph   |                                                                                                                                                                                                                                                                                                                    |                                                                                                                                                                                                                                                                                                                    |                                                                                                                                                                                                                                                                                                                                                                                            |
| G | 934                                                          | <p>Sales literature describing the machinery product shall not contradict the instructions as regards health and safety aspects.</p> <p>Sales literature describing the performance characteristics of machinery products shall contain the same information on emissions as is contained in the instructions.</p> | <p>Sales literature describing the machinery product shall not contradict the instructions as regards health and safety aspects.</p> <p>Sales literature describing the performance characteristics of machinery products shall contain the same information on emissions as is contained in the instructions.</p> | <p>Sales literature describing the machinery <u>or related</u> product shall not contradict the instructions as regards health and safety aspects.</p> <p>Sales literature describing the performance characteristics of <u>the</u> machinery <del>products</del><u>or related</u> <u>product</u> shall contain the same information on emissions as is contained in the instructions.</p> |

|              | Commission Proposal                                                                                                  | EP Mandate                                                                                                           | Council Mandate                                                                                                                            | Draft Agreement                                                                                                                                               |
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|              |                                                                                                                      |                                                                                                                      |                                                                                                                                            | terminology<br><br>Text Origin: Council<br>Mandate                                                                                                            |
| Annex III, 2 |                                                                                                                      |                                                                                                                      |                                                                                                                                            |                                                                                                                                                               |
| 935          | 2 2. SUPPLEMENTARY<br>ESSENTIAL HEALTH AND<br>SAFETY REQUIREMENTS FOR<br>CERTAIN CATEGORIES OF<br>MACHINERY PRODUCTS | 2 2. SUPPLEMENTARY<br>ESSENTIAL HEALTH AND<br>SAFETY REQUIREMENTS FOR<br>CERTAIN CATEGORIES OF<br>MACHINERY PRODUCTS | 2 2. SUPPLEMENTARY<br>ESSENTIAL HEALTH AND<br>SAFETY REQUIREMENTS FOR<br>CERTAIN CATEGORIES OF<br>MACHINERY <u>AND RELATED</u><br>PRODUCTS | 2 2. SUPPLEMENTARY<br>ESSENTIAL HEALTH AND<br>SAFETY REQUIREMENTS FOR<br>CERTAIN CATEGORIES OF<br>MACHINERY <u>AND RELATED</u><br>PRODUCTS<br><br>terminology |

|                               | Commission Proposal                                                                                                                                                                                                                                                                                                                                                                                | EP Mandate                                                                                                                                                                                                                                                                                                                                                                                         | Council Mandate                                                                                                                                                                                                                                                                                                                                                                                    | Draft Agreement                                                                                                                                                                                                                                                                                                                                                                                    |
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|                               |                                                                                                                                                                                                                                                                                                                                                                                                    |                                                                                                                                                                                                                                                                                                                                                                                                    |                                                                                                                                                                                                                                                                                                                                                                                                    | Text Origin: Council<br>Mandate                                                                                                                                                                                                                                                                                                                                                                    |
| Annex III, 2, first paragraph |                                                                                                                                                                                                                                                                                                                                                                                                    |                                                                                                                                                                                                                                                                                                                                                                                                    |                                                                                                                                                                                                                                                                                                                                                                                                    |                                                                                                                                                                                                                                                                                                                                                                                                    |
| 936                           | Foodstuffs machinery, machinery for cosmetics or pharmaceutical products, hand-held and/or hand-guided machinery, portable fixing and other impact machinery, machinery for working wood and material with similar physical characteristics and machinery for pesticide application shall meet all the essential health and safety requirements described in this chapter (see General Principles, | Foodstuffs machinery, machinery for cosmetics or pharmaceutical products, hand-held and/or hand-guided machinery, portable fixing and other impact machinery, machinery for working wood and material with similar physical characteristics and machinery for pesticide application shall meet all the essential health and safety requirements described in this chapter (see General Principles, | Foodstuffs machinery, machinery for cosmetics or pharmaceutical products, hand-held and/or hand-guided machinery, portable fixing and other impact machinery, machinery for working wood and material with similar physical characteristics and machinery for pesticide application shall meet all the essential health and safety requirements described in this chapter (see General Principles, | Foodstuffs machinery, machinery for cosmetics or pharmaceutical products, hand-held and/or hand-guided machinery, portable fixing and other impact machinery, machinery for working wood and material with similar physical characteristics and machinery for pesticide application shall meet all the essential health and safety requirements described in this chapter (see General Principles, |

|                                              | Commission Proposal                                                                          | EP Mandate                                                                                   | Council Mandate                                                                                                                                                                     | Draft Agreement                                                                                                                                                                                                          |
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|                                              | point 4).                                                                                    | point 4).                                                                                    | point 4).                                                                                                                                                                           | point 4).<br><br>Text Origin:<br>Commission Proposal                                                                                                                                                                     |
| Annex III, 2, point (2.1), introductory part |                                                                                              |                                                                                              |                                                                                                                                                                                     |                                                                                                                                                                                                                          |
| 937                                          | 2.1. FOODSTUFFS<br>MACHINERY AND<br>MACHINERY FOR COSMETICS<br>OR PHARMACEUTICAL<br>PRODUCTS | 2.1. FOODSTUFFS<br>MACHINERY AND<br>MACHINERY FOR COSMETICS<br>OR PHARMACEUTICAL<br>PRODUCTS | 2.1. <u>MACHINERY AND<br/>RELATED PRODUCTS FOR</u><br>FOODSTUFFS MACHINERY<br>AND MACHINERY <u>AND</u><br><u>RELATED PRODUCTS</u> FOR<br>COSMETICS OR<br>PHARMACEUTICAL<br>PRODUCTS | 2.1. <u>MACHINERY AND<br/>RELATED PRODUCTS FOR</u><br>FOODSTUFFS <u>AND</u><br>MACHINERY AND<br><del>MACHINERY</del> <u>RELATED</u><br><u>PRODUCTS</u> FOR COSMETICS<br>OR PHARMACEUTICAL<br>PRODUCTS<br><br>terminology |



|                                                     | Commission Proposal             | EP Mandate                      | Council Mandate                     | Draft Agreement                     |
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|                                                     |                                 |                                 |                                     | Text Origin: Council<br>Mandate     |
| Annex III, 2, point (2.1)(2.1.1), introductory part |                                 |                                 |                                     |                                     |
| 938                                                 | 2.1.1. General                  | 2.1.1. General                  | 2.1.1. General                      | Text Origin:<br>Commission Proposal |
| Annex III, 2, point (2.1)(2.1.1), first paragraph   |                                 |                                 |                                     |                                     |
| 939                                                 | Machinery intended for use with | Machinery intended for use with | Machinery <u>or related product</u> | Machinery <u>or related product</u> |

|     | Commission Proposal                                                                                                                                               | EP Mandate                                                                                                                                                        | Council Mandate                                                                                                                                                                         | Draft Agreement                                                                                                                                                                                                                                   |
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|     | foodstuffs or with cosmetics or pharmaceutical products shall be designed and constructed in such a way as to avoid any risk of infection, sickness or contagion. | foodstuffs or with cosmetics or pharmaceutical products shall be designed and constructed in such a way as to avoid any risk of infection, sickness or contagion. | intended for use with foodstuffs or with cosmetics or pharmaceutical products shall be designed and constructed in such a way as to avoid any risk of infection, sickness or contagion. | intended for use with foodstuffs or with cosmetics or pharmaceutical products shall be designed and constructed in such a way as to avoid any risk of infection, sickness or contagion.<br><br>terminology<br><br>Text Origin: Council<br>Mandate |
|     | Annex III, 2, point (2.1)(2.1.1), second paragraph, introductory part                                                                                             |                                                                                                                                                                   |                                                                                                                                                                                         |                                                                                                                                                                                                                                                   |
| 940 | The following requirements shall                                                                                                                                  | The following requirements shall                                                                                                                                  | The following requirements shall                                                                                                                                                        | The following requirements shall                                                                                                                                                                                                                  |

|                                                       | Commission Proposal                                                                                                                                                                                                                                                                                                                                                       | EP Mandate                                                                                                                                                                                                                                                                                                                                                                | Council Mandate                                                                                                                                                                                                                                                                                                                                                                                    | Draft Agreement                                         |
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|                                                       | be observed:                                                                                                                                                                                                                                                                                                                                                              | be observed:                                                                                                                                                                                                                                                                                                                                                              | be observed:                                                                                                                                                                                                                                                                                                                                                                                       | be observed:<br><br>Text Origin:<br>Commission Proposal |
| Annex III, 2, point (2.1)(2.1.1), second paragraph(a) |                                                                                                                                                                                                                                                                                                                                                                           |                                                                                                                                                                                                                                                                                                                                                                           |                                                                                                                                                                                                                                                                                                                                                                                                    |                                                         |
| 941                                                   | (a) materials in contact with, or intended to come into contact with, foodstuffs or cosmetics or pharmaceutical products shall satisfy the conditions set down in the relevant Union legal acts. The machinery shall be designed and constructed in such a way that these materials can be cleaned before each use. Where this is not possible, disposable parts shall be | (a) materials in contact with, or intended to come into contact with, foodstuffs or cosmetics or pharmaceutical products shall satisfy the conditions set down in the relevant Union legal acts. The machinery shall be designed and constructed in such a way that these materials can be cleaned before each use. Where this is not possible, disposable parts shall be | (a) materials in contact with, or intended to come into contact with, foodstuffs or <u>water intended for human consumption or</u> cosmetics or pharmaceutical products shall satisfy the conditions set down in the relevant Union legal acts. The machinery <u>or related product</u> shall be designed and constructed in such a way that these materials can be cleaned before each use. Where |                                                         |

|                                                                          | Commission Proposal                                                                                                                  | EP Mandate                                                                                                                           | Council Mandate                                                                                                                                                                     | Draft Agreement                                                                               |
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|                                                                          | used;                                                                                                                                | used;                                                                                                                                | this is not possible, disposable parts shall be used;                                                                                                                               |                                                                                               |
| Annex III, 2, point (2.1)(2.1.1), second paragraph(b), introductory part |                                                                                                                                      |                                                                                                                                      |                                                                                                                                                                                     |                                                                                               |
| 942                                                                      | (b) all surfaces in contact with foodstuffs or cosmetics or pharmaceutical products, other than surfaces of disposable parts, shall: | (b) all surfaces in contact with foodstuffs or cosmetics or pharmaceutical products, other than surfaces of disposable parts, shall: | (b) all surfaces in contact with foodstuffs or <u>water intended for human consumption or</u> cosmetics or pharmaceutical products, other than surfaces of disposable parts, shall: |                                                                                               |
| Annex III, 2, point (2.1)(2.1.1), second paragraph(b)(i)                 |                                                                                                                                      |                                                                                                                                      |                                                                                                                                                                                     |                                                                                               |
| 943                                                                      | i. be smooth and have neither ridges nor crevices, which could harbour organic materials. The                                        | i. be smooth and have neither ridges nor crevices, which could harbour organic materials. The                                        | i. be smooth and have neither ridges nor crevices, which could harbour organic materials. The                                                                                       | i. be smooth and have neither ridges nor crevices, which could harbour organic materials. The |

|                                                           | Commission Proposal                                                                                                        | EP Mandate                                                                                                                 | Council Mandate                                                                                                            | Draft Agreement                                                                                                                                                       |
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|                                                           | same applies to their joinings;                                                                                            | same applies to their joinings;                                                                                            | same applies to their joinings;                                                                                            | same applies to their joinings;<br><br>Text Origin:<br>Commission Proposal                                                                                            |
| Annex III, 2, point (2.1)(2.1.1), second paragraph(b)(ii) |                                                                                                                            |                                                                                                                            |                                                                                                                            |                                                                                                                                                                       |
| 944                                                       | ii. be designed and constructed in such a way as to reduce the projections, edges and recesses of assemblies to a minimum; | ii. be designed and constructed in such a way as to reduce the projections, edges and recesses of assemblies to a minimum; | ii. be designed and constructed in such a way as to reduce the projections, edges and recesses of assemblies to a minimum; | ii. be designed and constructed in such a way as to reduce the projections, edges and recesses of assemblies to a minimum;<br><br>Text Origin:<br>Commission Proposal |

|                                                            | Commission Proposal                                                                                                                                                                        | EP Mandate                                                                                                                                                                                 | Council Mandate                                                                                                                                                                            | Draft Agreement                                                                                                                                                                                                                       |
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| Annex III, 2, point (2.1)(2.1.1), second paragraph(b)(iii) |                                                                                                                                                                                            |                                                                                                                                                                                            |                                                                                                                                                                                            |                                                                                                                                                                                                                                       |
| 945                                                        | iii. be easily cleaned and disinfected, where necessary after removing easily dismantled parts; the inside surfaces shall have curves with a radius sufficient to allow thorough cleaning; | iii. be easily cleaned and disinfected, where necessary after removing easily dismantled parts; the inside surfaces shall have curves with a radius sufficient to allow thorough cleaning; | iii. be easily cleaned and disinfected, where necessary after removing easily dismantled parts; the inside surfaces shall have curves with a radius sufficient to allow thorough cleaning; | iii. be easily cleaned and disinfected, where necessary after removing easily dismantled parts; the inside surfaces shall have curves with a radius sufficient to allow thorough cleaning;<br><br>Text Origin:<br>Commission Proposal |
| Annex III, 2, point (2.1)(2.1.1), second paragraph(c)      |                                                                                                                                                                                            |                                                                                                                                                                                            |                                                                                                                                                                                            |                                                                                                                                                                                                                                       |

|                                                       | Commission Proposal                                                                                                                                                                                                                                                       | EP Mandate                                                                                                                                                                                                                                                                | Council Mandate                                                                                                                                                                                                                                                                                     | Draft Agreement                                                                                                                                                                                                                                                                                                                                               |
|-------------------------------------------------------|---------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|---------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|-----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|---------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| 946                                                   | (c) it shall be possible for liquids, gases and aerosols deriving from foodstuffs, cosmetics or pharmaceutical products as well as from cleaning, disinfecting and rinsing fluids to be completely discharged from the machinery (if possible, in a 'cleaning' position); | (c) it shall be possible for liquids, gases and aerosols deriving from foodstuffs, cosmetics or pharmaceutical products as well as from cleaning, disinfecting and rinsing fluids to be completely discharged from the machinery (if possible, in a 'cleaning' position); | (c) it shall be possible for liquids, gases and aerosols deriving from foodstuffs, cosmetics or pharmaceutical products as well as from cleaning, disinfecting and rinsing fluids to be completely discharged from the machinery <u>or related product</u> (if possible, in a 'cleaning' position); | (c) it shall be possible for liquids, gases and aerosols deriving from foodstuffs, cosmetics or pharmaceutical products as well as from cleaning, disinfecting and rinsing fluids to be completely discharged from the machinery <u>or related product</u> (if possible, in a 'cleaning' position);<br><br>terminology<br><br>Text Origin: Council<br>Mandate |
| Annex III, 2, point (2.1)(2.1.1), second paragraph(d) |                                                                                                                                                                                                                                                                           |                                                                                                                                                                                                                                                                           |                                                                                                                                                                                                                                                                                                     |                                                                                                                                                                                                                                                                                                                                                               |

|                                                       | Commission Proposal                                                                                                                                                                                                             | EP Mandate                                                                                                                                                                                                                      | Council Mandate                                                                                                                                                                                                                                           | Draft Agreement                                                                                                                                                                                                                                                                                                     |
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| 947                                                   | (d) machinery shall be designed and constructed in such a way as to prevent any substances or living creatures, in particular insects, from entering, or any organic matter from accumulating in, areas that cannot be cleaned; | (d) machinery shall be designed and constructed in such a way as to prevent any substances or living creatures, in particular insects, from entering, or any organic matter from accumulating in, areas that cannot be cleaned; | (d) machinery <u>or related product</u> shall be designed and constructed in such a way as to prevent any substances or living creatures, in particular insects, from entering, or any organic matter from accumulating in, areas that cannot be cleaned; | (d) machinery <u>or related product</u> shall be designed and constructed in such a way as to prevent any substances or living creatures, in particular insects, from entering, or any organic matter from accumulating in, areas that cannot be cleaned;<br><br>terminology<br><br>Text Origin: Council<br>Mandate |
| Annex III, 2, point (2.1)(2.1.1), second paragraph(e) |                                                                                                                                                                                                                                 |                                                                                                                                                                                                                                 |                                                                                                                                                                                                                                                           |                                                                                                                                                                                                                                                                                                                     |



|     | Commission Proposal                                                                                                                                                                                                                                                                                                                                                     | EP Mandate                                                                                                                                                                                                                                                                                                                                                              | Council Mandate                                                                                                                                                                                                                                                                                                                                                                                                             | Draft Agreement                                                                                                                                                                                                                                                                                                                                                                                                                                                                       |
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| 948 | (e) machinery shall be designed and constructed in such a way that no ancillary substances hazardous to health, including the lubricants used, can come into contact with foodstuffs, cosmetics or pharmaceutical products. Where necessary, machinery shall be designed and constructed in such a way that continuing compliance with this requirement can be checked. | (e) machinery shall be designed and constructed in such a way that no ancillary substances hazardous to health, including the lubricants used, can come into contact with foodstuffs, cosmetics or pharmaceutical products. Where necessary, machinery shall be designed and constructed in such a way that continuing compliance with this requirement can be checked. | (e) machinery <u>or related product</u> shall be designed and constructed in such a way that no ancillary substances hazardous to health, including the lubricants used, can come into contact with foodstuffs, cosmetics or pharmaceutical products. Where necessary, machinery <u>or related product</u> shall be designed and constructed in such a way that continuing compliance with this requirement can be checked. | (e) machinery <u>or related product</u> shall be designed and constructed in such a way that no ancillary substances hazardous to health, including the lubricants used, can come into contact with foodstuffs, cosmetics or pharmaceutical products. Where necessary, machinery <u>or related product</u> shall be designed and constructed in such a way that continuing compliance with this requirement can be checked.<br><br>terminology<br><br>Text Origin: Council<br>Mandate |

|                                                     | Commission Proposal                                                                                                                               | EP Mandate                                                                                                                                        | Council Mandate                                                                                                                                                     | Draft Agreement                                                                                                                                                     |
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|                                                     |                                                                                                                                                   |                                                                                                                                                   |                                                                                                                                                                     |                                                                                                                                                                     |
| Annex III, 2, point (2.1)(2.1.2), introductory part |                                                                                                                                                   |                                                                                                                                                   |                                                                                                                                                                     |                                                                                                                                                                     |
| 949                                                 | 2.1.2. Instructions                                                                                                                               | 2.1.2. Instructions                                                                                                                               | 2.1.2. Instructions                                                                                                                                                 | 2.1.2. Instructions<br><br>Text Origin:<br>Commission Proposal                                                                                                      |
| Annex III, 2, point (2.1)(2.1.2), first paragraph   |                                                                                                                                                   |                                                                                                                                                   |                                                                                                                                                                     |                                                                                                                                                                     |
| 950                                                 | The instructions for foodstuffs machinery and machinery for use with cosmetics or pharmaceutical products shall indicate recommended products and | The instructions for foodstuffs machinery and machinery for use with cosmetics or pharmaceutical products shall indicate recommended products and | The instructions for foodstuffs machinery <u>or related product</u> and machinery <u>or related product</u> for use with cosmetics or pharmaceutical products shall | The instructions for foodstuffs machinery <u>or related product</u> and machinery <u>or related product</u> for use with cosmetics or pharmaceutical products shall |

|                                              | Commission Proposal                                                                                                                                   | EP Mandate                                                                                                                                            | Council Mandate                                                                                                                                                                         | Draft Agreement                                                                                                                                                                                                                                |
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|                                              | methods for cleaning, disinfecting and rinsing, not only for easily accessible areas but also for areas to which access is impossible or inadvisable. | methods for cleaning, disinfecting and rinsing, not only for easily accessible areas but also for areas to which access is impossible or inadvisable. | indicate recommended products and methods for cleaning, disinfecting and rinsing, not only for easily accessible areas but also for areas to which access is impossible or inadvisable. | indicate recommended products and methods for cleaning, disinfecting and rinsing, not only for easily accessible areas but also for areas to which access is impossible or inadvisable.<br><br>terminology<br><br>Text Origin: Council Mandate |
| Annex III, 2, point (2.2), introductory part |                                                                                                                                                       |                                                                                                                                                       |                                                                                                                                                                                         |                                                                                                                                                                                                                                                |
| 951                                          | 2.2. PORTABLE HAND-HELD AND/OR HAND-GUIDED MACHINERY                                                                                                  | 2.2. PORTABLE HAND-HELD <del>AND/OR</del> HAND-GUIDED MACHINERY                                                                                       | 2.2. PORTABLE HAND-HELD <del>AND/OR</del> HAND-GUIDED MACHINERY <u>OR RELATED</u>                                                                                                       | 2.2. PORTABLE HAND-HELD <del>AND/OR</del> HAND-GUIDED MACHINERY <u>OR RELATED</u>                                                                                                                                                              |

|                                                     | Commission Proposal | EP Mandate     | Council Mandate | Draft Agreement                                                           |
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|                                                     |                     |                | <u>PRODUCTS</u> | <u>PRODUCTS</u><br><br>terminology<br><br>Text Origin: Council<br>Mandate |
| Annex III, 2, point (2.2)(2.2.1), introductory part |                     |                |                 |                                                                           |
| 952                                                 | 2.2.1. General      | 2.2.1. General | 2.2.1. General  | 2.2.1. General<br><br>Text Origin:<br>Commission Proposal                 |

|                                                                      | Commission Proposal                                       | EP Mandate                                                         | Council Mandate                                                                             | Draft Agreement                                                                                                                                       |
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| Annex III, 2, point (2.2)(2.2.1), first paragraph, introductory part |                                                           |                                                                    |                                                                                             |                                                                                                                                                       |
| 953                                                                  | Portable hand-held and/or hand-guided machinery shall:    | -Portable hand-held <del>and/or</del> hand-guided machinery shall: | Portable hand-held <del>and/or</del> hand-guided machinery <u>or related product</u> shall: | Portable hand-held <del>and/or</del> hand-guided machinery <u>or related product</u> shall:<br><br>terminology<br><br>Text Origin: Council<br>Mandate |
| Annex III, 2, point (2.2)(2.2.1), first paragraph(a)                 |                                                           |                                                                    |                                                                                             |                                                                                                                                                       |
| 954                                                                  | (a) depending on the type of machinery, have a supporting | (a) depending on the type of machinery, have a supporting          | (a) depending on the type of machinery <u>or related product</u> , have                     | (a) depending on the type of machinery <u>or related product</u> , have                                                                               |

|                                                      | Commission Proposal                                                                                                                                                                                                 | EP Mandate                                                                                                                                                                                                          | Council Mandate                                                                                                                                                                                                                                            | Draft Agreement                                                                                                                                                                                                                                                                                                   |
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|                                                      | surface of sufficient size and have a sufficient number of handles and supports of an appropriate size, arranged in such a way as to ensure the stability of the machinery under the intended operating conditions; | surface of sufficient size and have a sufficient number of handles and supports of an appropriate size, arranged in such a way as to ensure the stability of the machinery under the intended operating conditions; | a supporting surface of sufficient size and have a sufficient number of handles and supports of an appropriate size, arranged in such a way as to ensure the stability of the machinery <u>or related product</u> under the intended operating conditions; | a supporting surface of sufficient size and have a sufficient number of handles and supports of an appropriate size, arranged in such a way as to ensure the stability of the machinery <u>or related product</u> under the intended operating conditions;<br><br>terminology<br><br>Text Origin: Council Mandate |
| Annex III, 2, point (2.2)(2.2.1), first paragraph(b) |                                                                                                                                                                                                                     |                                                                                                                                                                                                                     |                                                                                                                                                                                                                                                            |                                                                                                                                                                                                                                                                                                                   |
| 955                                                  | (b) except where technically                                                                                                                                                                                        | (b) except where technically                                                                                                                                                                                        | (b) except where technically                                                                                                                                                                                                                               | (b) except where technically                                                                                                                                                                                                                                                                                      |

|                                                      | Commission Proposal                                                                                                                                                                                                                                                            | EP Mandate                                                                                                                                                                                                                                                                     | Council Mandate                                                                                                                                                                                                                                                                | Draft Agreement                                                                                                                                                                                                                                                                                                           |
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|                                                      | impossible, or where there is an independent control device, in the case of handles which cannot be released in complete safety, be fitted with manual start and stop control devices arranged in such a way that the operator can operate them without releasing the handles; | impossible, or where there is an independent control device, in the case of handles which cannot be released in complete safety, be fitted with manual start and stop control devices arranged in such a way that the operator can operate them without releasing the handles; | impossible, or where there is an independent control device, in the case of handles which cannot be released in complete safety, be fitted with manual start and stop control devices arranged in such a way that the operator can operate them without releasing the handles; | impossible, or where there is an independent control device, in the case of handles which cannot be released in complete safety, be fitted with manual start and stop control devices arranged in such a way that the operator can operate them without releasing the handles;<br><br>Text Origin:<br>Commission Proposal |
| Annex III, 2, point (2.2)(2.2.1), first paragraph(c) |                                                                                                                                                                                                                                                                                |                                                                                                                                                                                                                                                                                |                                                                                                                                                                                                                                                                                |                                                                                                                                                                                                                                                                                                                           |
| 956                                                  | (c) present no risks of accidental starting and/or continued operation after the operator has released the handles. Equivalent steps shall be                                                                                                                                  | (c) present no risks of accidental starting <del>and/or</del> continued operation after the operator has released the handles. Equivalent                                                                                                                                      | (c) present no risks of accidental starting and/or continued operation after the operator has released the handles. Equivalent steps shall be                                                                                                                                  |                                                                                                                                                                                                                                                                                                                           |

|                                                      | Commission Proposal                                                                                                                 | EP Mandate                                                                                                                          | Council Mandate                                                                                                                     | Draft Agreement                                                                                                                                                                |
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|                                                      | taken if this requirement is not technically feasible;                                                                              | steps shall be taken if this requirement is not technically feasible;                                                               | taken if this requirement is not technically feasible;                                                                              |                                                                                                                                                                                |
| Annex III, 2, point (2.2)(2.2.1), first paragraph(d) |                                                                                                                                     |                                                                                                                                     |                                                                                                                                     |                                                                                                                                                                                |
| 957                                                  | (d) permit, where necessary, visual observation of the danger zone and of the action of the tool with the material being processed. | (d) permit, where necessary, visual observation of the danger zone and of the action of the tool with the material being processed. | (d) permit, where necessary, visual observation of the danger zone and of the action of the tool with the material being processed. | (d) permit, where necessary, visual observation of the danger zone and of the action of the tool with the material being processed.<br><br>Text Origin:<br>Commission Proposal |
| Annex III, 2, point (2.2)(2.2.1), first paragraph(e) |                                                                                                                                     |                                                                                                                                     |                                                                                                                                     |                                                                                                                                                                                |



|     | Commission Proposal                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                               | EP Mandate                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                             | Council Mandate                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                   | Draft Agreement |
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| 958 | <p>(e) have a device or a connected exhaust system, with an extraction connection outlet or equivalent system to capture or reduce emissions of hazardous substances. This requirement does not apply where its application would result in the creation of a new risk, where the main function of the machinery is the spraying of hazardous substances and to emissions of internal combustion engines. The handles of portable machinery shall be designed and constructed in such a way as to make starting and stopping straightforward.</p> | <p>(e) have a device or a connected exhaust system, with an extraction connection outlet or equivalent system to capture or reduce emissions of hazardous substances. This requirement does not apply where its application would result in the creation of a new risk, where the main function of the machinery is the spraying of hazardous substances and to emissions of internal combustion engines. <del>The handles of portable machinery shall be designed and constructed in such a way as to make starting and stopping straightforward</del> <u>Where the use of external devices is not feasible, information on the use of appropriate personal protective equipment (PPE) shall be provided in the instructions.</u></p> | <p>(e) have a device or a connected exhaust system, with an extraction connection outlet or equivalent system to capture or reduce emissions of hazardous substances. This requirement does not apply <del>where its application would result in the creation of</del> <u>if it leads to</u> a new <del>risk,</del> <u>hazard or</u> where the main function of the machinery <u>or related product</u> is the <del>spraying</del> <u>application</u> of hazardous substances and to emissions of internal combustion engines. <del>The handles of portable machinery shall be designed and constructed in such a way as to make starting and stopping straightforward.</del></p> |                 |

|   | Commission Proposal                                      | EP Mandate                                                                                                                                                | Council Mandate                                                                                                                                            | Draft Agreement |
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|   | Annex III, 2, point (2.2)(2.2.1), first paragraph(ea)    |                                                                                                                                                           |                                                                                                                                                            |                 |
| Y | 958a                                                     |                                                                                                                                                           | <u>(f) be designed and constructed in such a way that the handles of portable machinery or related product make starting and stopping straightforward.</u> | Y               |
|   | Annex III, 2, point (2.2)(2.2.1), subparagraph 1 a (new) |                                                                                                                                                           |                                                                                                                                                            |                 |
| Y | 958b                                                     | <u>The handles of portable machinery shall be designed and constructed in such a way as to make starting and stopping that machinery straightforward.</u> |                                                                                                                                                            | Y               |

|                                                                               | Commission Proposal                                                                                                                                                        | EP Mandate                                                                                                                                                                 | Council Mandate                                                                                                                                                            | Draft Agreement                                                                                                                                                            |
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| Annex III, 2, point (2.2)(2.2.1)(2.2.1.1), introductory part                  |                                                                                                                                                                            |                                                                                                                                                                            |                                                                                                                                                                            |                                                                                                                                                                            |
| 959                                                                           | 2.2.1.1. Instructions                                                                                                                                                      | 2.2.1.1. Instructions                                                                                                                                                      | 2.2.1.1. Instructions                                                                                                                                                      | 2.2.1.1. Instructions<br><br>Text Origin:<br>Commission Proposal                                                                                                           |
| Annex III, 2, point (2.2)(2.2.1)(2.2.1.1), first paragraph, introductory part |                                                                                                                                                                            |                                                                                                                                                                            |                                                                                                                                                                            |                                                                                                                                                                            |
| 960                                                                           | The instructions shall give the following information concerning vibrations, expressed as acceleration (m/s <sup>2</sup> ), and transmitted by portable handheld and hand- | The instructions shall give the following information concerning vibrations, expressed as acceleration (m/s <sup>2</sup> ), and transmitted by portable handheld and hand- | The instructions shall give the following information concerning vibrations, expressed as acceleration (m/s <sup>2</sup> ), and transmitted by portable handheld and hand- | The instructions shall give the following information concerning vibrations, expressed as acceleration (m/s <sup>2</sup> ), and transmitted by portable handheld and hand- |

|                                                               | Commission Proposal                                                                                 | EP Mandate                                                                                          | Council Mandate                                                                                     | Draft Agreement                                                                                                         |
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|                                                               | guided machinery:                                                                                   | guided machinery:                                                                                   | guided machinery <u>or related product</u> :                                                        | guided machinery <u>or related product</u> :<br><br>terminology<br><br>Text Origin: Council<br>Mandate                  |
| Annex III, 2, point (2.2)(2.2.1)(2.2.1.1), first paragraph(a) |                                                                                                     |                                                                                                     |                                                                                                     |                                                                                                                         |
| 961                                                           | (a) the vibration total value from continuous vibrations to which the hand-arm system is subjected; | (a) the vibration total value from continuous vibrations to which the hand-arm system is subjected; | (a) the vibration total value from continuous vibrations to which the hand-arm system is subjected; | (a) the vibration total value from continuous vibrations to which the hand-arm system is subjected;<br><br>Text Origin: |

|                                                               | Commission Proposal                                                                                                                     | EP Mandate                                                                                                                              | Council Mandate                                                                                                                         | Draft Agreement                                                                                                                                                                    |
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| Annex III, 2, point (2.2)(2.2.1)(2.2.1.1), first paragraph(b) |                                                                                                                                         |                                                                                                                                         |                                                                                                                                         |                                                                                                                                                                                    |
| 962                                                           | (b) the mean value of the peak amplitude of the acceleration from repeated shock vibrations, to which the hand-arm system is subjected; | (b) the mean value of the peak amplitude of the acceleration from repeated shock vibrations, to which the hand-arm system is subjected; | (b) the mean value of the peak amplitude of the acceleration from repeated shock vibrations, to which the hand-arm system is subjected; | (b) the mean value of the peak amplitude of the acceleration from repeated shock vibrations, to which the hand-arm system is subjected;<br><br>Text Origin:<br>Commission Proposal |
| Annex III, 2, point (2.2)(2.2.1)(2.2.1.1), first paragraph(c) |                                                                                                                                         |                                                                                                                                         |                                                                                                                                         |                                                                                                                                                                                    |
| 963                                                           | (c) the uncertainty of both measurements.                                                                                               | (c) the uncertainty of both measurements.                                                                                               | (c) the uncertainty of both measurements.                                                                                               | (c) the uncertainty of both measurements.                                                                                                                                          |

|                                                             | Commission Proposal                                                                                                                                                                                                                                                                 | EP Mandate                                                                                                                                                                                                                                                                          | Council Mandate                                                                                                                                                                                                                                                                                                                  | Draft Agreement                                                                                                                                                                                                                                                                                                                  |
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|                                                             |                                                                                                                                                                                                                                                                                     |                                                                                                                                                                                                                                                                                     |                                                                                                                                                                                                                                                                                                                                  | Text Origin:<br>Commission Proposal                                                                                                                                                                                                                                                                                              |
| Annex III, 2, point (2.2)(2.2.1)(2.2.1.1), second paragraph |                                                                                                                                                                                                                                                                                     |                                                                                                                                                                                                                                                                                     |                                                                                                                                                                                                                                                                                                                                  |                                                                                                                                                                                                                                                                                                                                  |
| 964                                                         | The values referred to in the first subparagraph shall either be those actually measured for the machinery in question or those established on the basis of measurements in respect of a technically comparable machinery product, which is representative of the state of the art. | The values referred to in the first subparagraph shall either be those actually measured for the machinery in question or those established on the basis of measurements in respect of a technically comparable machinery product, which is representative of the state of the art. | The values referred to in the first subparagraph shall either be those actually measured for the machinery <u>or related products</u> in question or those established on the basis of measurements in respect of a technically comparable machinery <u>or related</u> product, which is representative of the state of the art. | The values referred to in the first subparagraph shall either be those actually measured for the machinery <u>or related products</u> in question or those established on the basis of measurements in respect of a technically comparable machinery <u>or related</u> product, which is representative of the state of the art. |

|                                                            | Commission Proposal                                                                                                                                                                                                    | EP Mandate                                                                                                                                                                                                             | Council Mandate                                                                                                                                                                                                                                                                     | Draft Agreement                                            |
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| Annex III, 2, point (2.2)(2.2.1)(2.2.1.1), third paragraph |                                                                                                                                                                                                                        |                                                                                                                                                                                                                        |                                                                                                                                                                                                                                                                                     |                                                            |
| 965                                                        | If harmonised standards or technical specifications adopted by the Commission in accordance with Article 17(3) cannot be applied, the vibration data shall be measured using the most appropriate measurement code for | If harmonised standards or technical specifications adopted by the Commission in accordance with Article 17(3) cannot be applied, the vibration data shall be measured using the most appropriate measurement code for | If harmonised standards or <del>technical</del> <u>common</u> specifications adopted by the Commission in accordance with Article 17(3) cannot be applied, the vibration data shall be measured using the most appropriate measurement code for the machinery <del>or related</del> |                                                            |

|                                                             | Commission Proposal                                                                                                                                        | EP Mandate                                                                                                                                                 | Council Mandate                                                                                                                                            | Draft Agreement                                                                                                                                                                                                   |
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|                                                             | the machinery.                                                                                                                                             | the machinery.                                                                                                                                             | <a href="#">products</a>                                                                                                                                   |                                                                                                                                                                                                                   |
| Annex III, 2, point (2.2)(2.2.1)(2.2.1.1), fourth paragraph |                                                                                                                                                            |                                                                                                                                                            |                                                                                                                                                            |                                                                                                                                                                                                                   |
| 966                                                         | The operating conditions during measurement and the methods used for measurement, or the reference of the harmonised standard applied, shall be specified. | The operating conditions during measurement and the methods used for measurement, or the reference of the harmonised standard applied, shall be specified. | The operating conditions during measurement and the methods used for measurement, or the reference of the harmonised standard applied, shall be specified. | The operating conditions during measurement and the methods used for measurement, or the reference of the harmonised standard applied, shall be specified. <div>Text Origin:</div> <div>Commission Proposal</div> |
| Annex III, 2, point (2.2)(2.2.2), introductory part         |                                                                                                                                                            |                                                                                                                                                            |                                                                                                                                                            |                                                                                                                                                                                                                   |



|                                                              | Commission Proposal                               | EP Mandate                                        | Council Mandate                                                               | Draft Agreement                                                                                                                      |
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| G 967                                                        | 2.2.2. Portable fixing and other impact machinery | 2.2.2. Portable fixing and other impact machinery | 2.2.2. -Portable fixing and other impact machinery <u>or related products</u> | 2.2.2. -Portable fixing and other impact machinery <u>or related products</u><br><br>terminology<br><br>Text Origin: Council Mandate |
| Annex III, 2, point (2.2)(2.2.2)(2.2.2.1), introductory part |                                                   |                                                   |                                                                               |                                                                                                                                      |
| G 968                                                        | 2.2.2.1. General                                  | 2.2.2.1. General                                  | 2.2.2.1. General                                                              | 2.2.2.1. General<br><br>Text Origin:<br>Commission Proposal                                                                          |

|                                                                               | Commission Proposal                                                                              | EP Mandate                                                                                       | Council Mandate                                                                                                            | Draft Agreement                                                                                                                                                                      |
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| Annex III, 2, point (2.2)(2.2.2)(2.2.2.1), first paragraph, introductory part |                                                                                                  |                                                                                                  |                                                                                                                            |                                                                                                                                                                                      |
| 969                                                                           | Portable fixing and other impact machinery shall be designed and constructed in such a way that: | Portable fixing and other impact machinery shall be designed and constructed in such a way that: | Portable fixing and other impact machinery <u>or related product</u> shall be designed and constructed in such a way that: | Portable fixing and other impact machinery <u>or related product</u> shall be designed and constructed in such a way that:<br><br>terminology<br><br>Text Origin: Council<br>Mandate |
| Annex III, 2, point (2.2)(2.2.2)(2.2.2.1), first paragraph(a)                 |                                                                                                  |                                                                                                  |                                                                                                                            |                                                                                                                                                                                      |

|                                                               | Commission Proposal                                                                                                              | EP Mandate                                                                                                                       | Council Mandate                                                                                                                                            | Draft Agreement                                                                                                                                            |
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| 970                                                           | (a) energy is transmitted to the impacted element by the intermediary component that does not leave the device;                  | (a) energy is transmitted to the impacted element by the intermediary component that does not leave the device;                  | (a) energy is transmitted to the impacted element by the intermediary component that does not leave the device;                                            | (a) energy is transmitted to the impacted element by the intermediary component that does not leave the device;<br><br>Text Origin:<br>Commission Proposal |
| Annex III, 2, point (2.2)(2.2.2)(2.2.2.1), first paragraph(b) |                                                                                                                                  |                                                                                                                                  |                                                                                                                                                            |                                                                                                                                                            |
| 971                                                           | (b) an enabling device prevents impact unless the machinery is positioned correctly with adequate pressure on the base material; | (b) an enabling device prevents impact unless the machinery is positioned correctly with adequate pressure on the base material; | (b) an enabling device prevents impact unless the machinery <u>or related product</u> is positioned correctly with adequate pressure on the base material; | (b) an enabling device prevents impact unless the machinery <u>or related product</u> is positioned correctly with adequate pressure on the base material; |

|                                                               | Commission Proposal                                                                                                                                                                | EP Mandate                                                                                                                                                                         | Council Mandate                                                                                                                                                                    | Draft Agreement                                                                                                                                                                                                               |
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| Annex III, 2, point (2.2)(2.2.2)(2.2.2.1), first paragraph(c) |                                                                                                                                                                                    |                                                                                                                                                                                    |                                                                                                                                                                                    |                                                                                                                                                                                                                               |
| 972                                                           | (c) involuntary triggering is prevented; where necessary, an appropriate sequence of actions on the enabling device and the control device shall be required to trigger an impact; | (c) involuntary triggering is prevented; where necessary, an appropriate sequence of actions on the enabling device and the control device shall be required to trigger an impact; | (c) involuntary triggering is prevented; where necessary, an appropriate sequence of actions on the enabling device and the control device shall be required to trigger an impact; | (c) involuntary triggering is prevented; where necessary, an appropriate sequence of actions on the enabling device and the control device shall be required to trigger an impact;<br><br>Text Origin:<br>Commission Proposal |

|                                                               | Commission Proposal                                                         | EP Mandate                                                                  | Council Mandate                                                             | Draft Agreement                                                                                                        |
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| Annex III, 2, point (2.2)(2.2.2)(2.2.2.1), first paragraph(d) |                                                                             |                                                                             |                                                                             |                                                                                                                        |
| 973                                                           | (d) accidental triggering is prevented during handling or in case of shock; | (d) accidental triggering is prevented during handling or in case of shock; | (d) accidental triggering is prevented during handling or in case of shock; | (d) accidental triggering is prevented during handling or in case of shock;<br><br>Text Origin:<br>Commission Proposal |
| Annex III, 2, point (2.2)(2.2.2)(2.2.2.1), first paragraph(e) |                                                                             |                                                                             |                                                                             |                                                                                                                        |
| 974                                                           | (e) loading and unloading operations can be carried out easily and safely.  | (e) loading and unloading operations can be carried out easily and safely.  | (e) loading and unloading operations can be carried out easily and safely.  | (e) loading and unloading operations can be carried out easily and safely.                                             |

|                                                             | Commission Proposal                                                                                                                                                 | EP Mandate                                                                                                                                                          | Council Mandate                                                                                                                                                                                | Draft Agreement                                                                                                                                                                                                                               |
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| Annex III, 2, point (2.2)(2.2.2)(2.2.2.1), second paragraph |                                                                                                                                                                     |                                                                                                                                                                     |                                                                                                                                                                                                |                                                                                                                                                                                                                                               |
| 975                                                         | Where necessary, it shall be possible to fit the device with splinter guard(s) and the appropriate guard(s) shall be provided by the manufacturer of the machinery. | Where necessary, it shall be possible to fit the device with splinter guard(s) and the appropriate guard(s) shall be provided by the manufacturer of the machinery. | Where necessary, it shall be possible to fit the device with splinter guard(s) and the appropriate guard(s) shall be provided by the manufacturer of the machinery <u>or related product</u> . | Where necessary, it shall be possible to fit the device with splinter guard(s) and the appropriate guard(s) shall be provided by the manufacturer of the machinery <u>or related product</u> .<br><br>terminology<br><br>Text Origin: Council |

|                                                                               | Commission Proposal                                              | EP Mandate                                                       | Council Mandate                                                  | Draft Agreement                                                  |
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|                                                                               |                                                                  |                                                                  |                                                                  | Mandate                                                          |
| Annex III, 2, point (2.2)(2.2.2)(2.2.2.2), introductory part                  |                                                                  |                                                                  |                                                                  |                                                                  |
| 976                                                                           | 2.2.2.2. Instructions                                            | 2.2.2.2. Instructions                                            | 2.2.2.2. Instructions                                            | 2.2.2.2. Instructions<br><br>Text Origin:<br>Commission Proposal |
| Annex III, 2, point (2.2)(2.2.2)(2.2.2.2), first paragraph, introductory part |                                                                  |                                                                  |                                                                  |                                                                  |
| 977                                                                           | The instructions shall give the necessary information regarding: | The instructions shall give the necessary information regarding: | The instructions shall give the necessary information regarding: | The instructions shall give the necessary information regarding: |

|                                                               | Commission Proposal                                                                    | EP Mandate                                                                             | Council Mandate                                                                                                   | Draft Agreement                                                                                                                                                             |
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| Annex III, 2, point (2.2)(2.2.2)(2.2.2.2), first paragraph(a) |                                                                                        |                                                                                        |                                                                                                                   |                                                                                                                                                                             |
| 978                                                           | (a) the accessories and interchangeable equipment that can be used with the machinery; | (a) the accessories and interchangeable equipment that can be used with the machinery; | (a) the accessories and interchangeable equipment that can be used with the machinery <u>or related product</u> ; | (a) the accessories and interchangeable equipment that can be used with the machinery <u>or related product</u> ;<br><br>terminology<br><br>Text Origin: Council<br>Mandate |



|                                                               | Commission Proposal                                                               | EP Mandate                                                                        | Council Mandate                                                                                              | Draft Agreement                                                                                                                                 |
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| Annex III, 2, point (2.2)(2.2.2)(2.2.2.2), first paragraph(b) |                                                                                   |                                                                                   |                                                                                                              |                                                                                                                                                 |
| 979                                                           | (b) the suitable fixing or other impacted elements to be used with the machinery; | (b) the suitable fixing or other impacted elements to be used with the machinery; | (b) the suitable fixing or other impacted elements to be used with the machinery <u>or related product</u> ; | (b) the suitable fixing or other impacted elements to be used with the machinery;<br><br>terminology<br><br>Text Origin:<br>Commission Proposal |
| Annex III, 2, point (2.2)(2.2.2)(2.2.2.2), first paragraph(c) |                                                                                   |                                                                                   |                                                                                                              |                                                                                                                                                 |
| 980                                                           | (c) where appropriate, the suitable cartridges to be used.                        | (c) where appropriate, the suitable cartridges to be used.                        | (c) where appropriate, the suitable cartridges to be used.                                                   | (c) where appropriate, the suitable cartridges to be used.                                                                                      |

|                                              | Commission Proposal                                                                | EP Mandate                                                                         | Council Mandate                                                                                                                       | Draft Agreement                                                                                                                                                                                 |
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| Annex III, 2, point (2.3), introductory part |                                                                                    |                                                                                    |                                                                                                                                       |                                                                                                                                                                                                 |
| 981                                          | 2.3. MACHINERY FOR WORKING WOOD AND MATERIAL WITH SIMILAR PHYSICAL CHARACTERISTICS | 2.3. MACHINERY FOR WORKING WOOD AND MATERIAL WITH SIMILAR PHYSICAL CHARACTERISTICS | 2.3. <u>MACHINERY OR RELATED PRODUCTS</u><br><del>MACHINERY</del> FOR WORKING WOOD AND MATERIAL WITH SIMILAR PHYSICAL CHARACTERISTICS | 2.3. <u>MACHINERY OR RELATED PRODUCTS</u><br><del>MACHINERY</del> FOR WORKING WOOD AND MATERIAL WITH SIMILAR PHYSICAL CHARACTERISTICS<br><br>terminology<br><br>Text Origin: Council<br>Mandate |

|                                                               | Commission Proposal                                                                                                          | EP Mandate                                                                                                                   | Council Mandate                                                                                                                                        | Draft Agreement                                                                                                                                                                                               |
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| Annex III, 2, point (2.3), first paragraph, introductory part |                                                                                                                              |                                                                                                                              |                                                                                                                                                        |                                                                                                                                                                                                               |
| 982                                                           | Machinery for working wood and materials with similar physical characteristics shall comply with the following requirements: | Machinery for working wood and materials with similar physical characteristics shall comply with the following requirements: | machinery <u>or related product</u> for working wood and materials with similar physical characteristics shall comply with the following requirements: | machinery <u>or related product</u> for working wood and materials with similar physical characteristics shall comply with the following requirements:<br><br>terminology<br><br>Text Origin: Council Mandate |

|                                               | Commission Proposal                                                                                                                                                                                                                                                                                | EP Mandate                                                                                                                                                                                                                                                                                         | Council Mandate                                                                                                                                                                                                                                                                                                              | Draft Agreement                                                                                                                                                                                                                                                                                                                                                                        |
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| Annex III, 2, point (2.3), first paragraph(a) |                                                                                                                                                                                                                                                                                                    |                                                                                                                                                                                                                                                                                                    |                                                                                                                                                                                                                                                                                                                              |                                                                                                                                                                                                                                                                                                                                                                                        |
| 983                                           | (a) the machinery shall be designed, constructed or equipped in such a way that the piece being machined can be placed and guided in safety; where the piece is hand-held on a work-bench, the latter shall be sufficiently stable during the work and shall not impede the movement of the piece; | (a) the machinery shall be designed, constructed or equipped in such a way that the piece being machined can be placed and guided in safety; where the piece is hand-held on a work-bench, the latter shall be sufficiently stable during the work and shall not impede the movement of the piece; | (a) the machinery <u>or related product</u> shall be designed, constructed or equipped in such a way that the piece being machined can be placed and guided in safety; where the piece is hand-held on a work-bench, the latter shall be sufficiently stable during the work and shall not impede the movement of the piece; | (a) the machinery <u>or related product</u> shall be designed, constructed or equipped in such a way that the piece being machined can be placed and guided in safety; where the piece is hand-held on a work-bench, the latter shall be sufficiently stable during the work and shall not impede the movement of the piece;<br><br>terminology<br><br>Text Origin: Council<br>Mandate |

|                                               | Commission Proposal                                                                                                                                                                                                                                                                                                                     | EP Mandate                                                                                                                                                                                                                                                                                                                              | Council Mandate                                                                                                                                                                                                                                                                                                                                                   | Draft Agreement                                                                                                                                                                                                                                                                                                                                                                                                             |
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| Annex III, 2, point (2.3), first paragraph(b) |                                                                                                                                                                                                                                                                                                                                         |                                                                                                                                                                                                                                                                                                                                         |                                                                                                                                                                                                                                                                                                                                                                   |                                                                                                                                                                                                                                                                                                                                                                                                                             |
| 984                                           | (b) where the machinery is likely to be used in conditions involving the risk of ejection of work pieces or parts of them, it shall be designed, constructed, or equipped in such a way as to prevent such ejection, or, if this is not possible, so that the ejection does not engender risks for the operator and/or exposed persons; | (b) where the machinery is likely to be used in conditions involving the risk of ejection of work pieces or parts of them, it shall be designed, constructed, or equipped in such a way as to prevent such ejection, or, if this is not possible, so that the ejection does not engender risks for the operator and/or exposed persons; | (b) where the machinery <u>or related product</u> is likely to be used in conditions involving the risk of ejection of work pieces or parts of them, it shall be designed, constructed, or equipped in such a way as to prevent such ejection, or, if this is not possible, so that the ejection does not engender risks for the operator and/or exposed persons; | (b) where the machinery <u>or related product</u> is likely to be used in conditions involving the risk of ejection of work pieces or parts of them, it shall be designed, constructed, or equipped in such a way as to prevent such ejection, or, if this is not possible, so that the ejection does not engender risks for the operator and/or exposed persons;<br><br>terminology<br><br>Text Origin: Council<br>Mandate |

|                                               | Commission Proposal                                                                                                                                                           | EP Mandate                                                                                                                                                                    | Council Mandate                                                                                                                                                                                         | Draft Agreement                                                                                                                                                                                                                                                   |
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| Annex III, 2, point (2.3), first paragraph(c) |                                                                                                                                                                               |                                                                                                                                                                               |                                                                                                                                                                                                         |                                                                                                                                                                                                                                                                   |
| 985                                           | (c) the machinery shall be equipped with an automatic brake that stops the tool in a sufficiently short time if there is a risk of contact with the tool whilst it runs down; | (c) the machinery shall be equipped with an automatic brake that stops the tool in a sufficiently short time if there is a risk of contact with the tool whilst it runs down; | (c) the machinery <u>or related product</u> shall be equipped with an automatic brake that stops the tool in a sufficiently short time if there is a risk of contact with the tool whilst it runs down; | (c) the machinery <u>or related product</u> shall be equipped with an automatic brake that stops the tool in a sufficiently short time if there is a risk of contact with the tool whilst it runs down;<br><br>terminology<br><br>Text Origin: Council<br>Mandate |
| Annex III, 2, point (2.3), first paragraph(d) |                                                                                                                                                                               |                                                                                                                                                                               |                                                                                                                                                                                                         |                                                                                                                                                                                                                                                                   |

|                                              | Commission Proposal                                                                                                                                                                        | EP Mandate                                                                                                                                                                                 | Council Mandate                                                                                                                                                                            | Draft Agreement                                                                                                                                                                                                                       |
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| 986                                          | (d) where the tool is incorporated into a non-fully automated machine, the latter shall be designed and constructed in such a way as to eliminate or reduce the risk of accidental injury. | (d) where the tool is incorporated into a non-fully automated machine, the latter shall be designed and constructed in such a way as to eliminate or reduce the risk of accidental injury. | (d) where the tool is incorporated into a non-fully automated machine, the latter shall be designed and constructed in such a way as to eliminate or reduce the risk of accidental injury. | (d) where the tool is incorporated into a non-fully automated machine, the latter shall be designed and constructed in such a way as to eliminate or reduce the risk of accidental injury.<br><br>Text Origin:<br>Commission Proposal |
| Annex III, 2, point (2.4), introductory part |                                                                                                                                                                                            |                                                                                                                                                                                            |                                                                                                                                                                                            |                                                                                                                                                                                                                                       |
| 987                                          | 2.4. MACHINERY FOR PLANT PROTECTION PRODUCTS APPLICATION                                                                                                                                   | 2.4. MACHINERY FOR PLANT PROTECTION PRODUCTS APPLICATION                                                                                                                                   | 2.4. MACHINERY <u>OR</u> <u>RELATED PRODUCTS</u> FOR PLANT PROTECTION PRODUCTS APPLICATION                                                                                                 | 2.4. MACHINERY <u>OR</u> <u>RELATED PRODUCTS</u> FOR PLANT PROTECTION PRODUCTS APPLICATION                                                                                                                                            |

|                                                     | Commission Proposal | EP Mandate        | Council Mandate   | Draft Agreement                                              |
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|                                                     |                     |                   |                   | terminology<br><br>Text Origin: Council<br>Mandate           |
| Annex III, 2, point (2.4)(2.4.1), introductory part |                     |                   |                   |                                                              |
| 988                                                 | 2.4.1. Definition   | 2.4.1. Definition | 2.4.1. Definition | 2.4.1. Definition<br><br>Text Origin:<br>Commission Proposal |
| Annex III, 2, point (2.4)(2.4.1), first paragraph   |                     |                   |                   |                                                              |
| 989                                                 |                     |                   |                   |                                                              |



|  | Commission Proposal                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                 | EP Mandate                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                          | Council Mandate                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                       | Draft Agreement                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                       |
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|  | <p>‘Machinery for plant protection products application’ means machinery specifically intended for the application of plant protection products within the meaning of Article 2, point (1), of Regulation (EC) No 1107/2009 of the European Parliament and of the Council<sup>1</sup>.</p> <p>_____ 1. Regulation (EC) No 1107/2009 of the European Parliament and of the Council of 21 October 2009 concerning the placing of plant protection products on the market and repealing Council Directives 79/117/EEC and 91/414/EEC (OJ L 309, 24.11.2009, p. 1).</p> | <p>‘Machinery for plant protection products application’ means machinery specifically intended for the application of plant protection products within the meaning of Article 2, point (1), of Regulation (EC) No 1107/2009 of the European Parliament and of the Council<sup>1</sup>.</p> <p>_____ 1. Regulation (EC) No 1107/2009 of the European Parliament and of the Council of 21 October 2009 concerning the placing of plant protection products on the market and repealing Council Directives 79/117/EEC and 91/414/EEC (OJ L 309, 24.11.2009, p. 1).</p> | <p>‘Machinery for plant protection products application’ means machinery <u>or related products</u> specifically intended for the application of plant protection products within the meaning of Article 2, point (1), of Regulation (EC) No 1107/2009 of the European Parliament and of the Council<sup>1</sup>.</p> <p>_____ 1. <u>11</u> Regulation (EC) No 1107/2009 of the European Parliament and of the Council of 21 October 2009 concerning the placing of plant protection products on the market and repealing Council Directives 79/117/EEC and 91/414/EEC (OJ L 309,</p> | <p>‘Machinery for plant protection products application’ means machinery <u>or related products</u> specifically intended for the application of plant protection products within the meaning of Article 2, point (1), of Regulation (EC) No 1107/2009 of the European Parliament and of the Council<sup>1</sup>.</p> <p>_____ 1. <u>11</u> Regulation (EC) No 1107/2009 of the European Parliament and of the Council of 21 October 2009 concerning the placing of plant protection products on the market and repealing Council Directives 79/117/EEC and 91/414/EEC (OJ L 309,</p> |

|                                                     | Commission Proposal | EP Mandate     | Council Mandate    | Draft Agreement                                                              |
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|                                                     |                     |                | 24.11.2009, p. 1). | 24.11.2009, p. 1).<br><br>terminology<br><br>Text Origin: Council<br>Mandate |
| Annex III, 2, point (2.4)(2.4.2), introductory part |                     |                |                    |                                                                              |
| 990                                                 | 2.4.2. General      | 2.4.2. General | 2.4.2. General     | 2.4.2. General<br><br>Text Origin:<br>Commission Proposal                    |

|     | Commission Proposal                                                                                                                                                                                                                                                                                                                       | EP Mandate                                                                                                                                                                                                                                                                                                                                | Council Mandate                                                                                                                                                                                                                                                                                                                                                                                          | Draft Agreement |
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|     | Annex III, 2, point (2.4)(2.4.2), first paragraph                                                                                                                                                                                                                                                                                         |                                                                                                                                                                                                                                                                                                                                           |                                                                                                                                                                                                                                                                                                                                                                                                          |                 |
| 991 | The manufacturer of machinery for pesticide application or his or her authorised representative shall ensure that an assessment is carried out of the risks of unintended exposure of the environment to pesticides, in accordance with the process of risk assessment and risk reduction referred to in the General Principles, point 1. | The manufacturer of machinery for pesticide application or his or her authorised representative shall ensure that an assessment is carried out of the risks of unintended exposure of the environment to pesticides, in accordance with the process of risk assessment and risk reduction referred to in the General Principles, point 1. | The manufacturer of machinery <del>for pesticide application or his or her authorised representative or</del> <u>related product for pesticide application</u> shall ensure that an assessment is carried out of the risks of unintended exposure of the environment to pesticides, in accordance with the process of risk assessment and risk reduction referred to in the General Principles, point 1. |                 |
|     | Annex III, 2, point (2.4)(2.4.2), second paragraph                                                                                                                                                                                                                                                                                        |                                                                                                                                                                                                                                                                                                                                           |                                                                                                                                                                                                                                                                                                                                                                                                          |                 |
| 992 |                                                                                                                                                                                                                                                                                                                                           |                                                                                                                                                                                                                                                                                                                                           |                                                                                                                                                                                                                                                                                                                                                                                                          |                 |

|                                                   | Commission Proposal                                                                                                                                                                                                                                                                                    | EP Mandate                                                                                                                                                                                                                                                                                             | Council Mandate                                                                                                                                                                                                                                                                                                                                            | Draft Agreement                                                                                                                                                                                                                                                                                                                                                                                                       |
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|                                                   | <p>Machinery for pesticide application shall be designed and constructed taking into account the results of the risk assessment referred to in the first subparagraph so that the machinery can be operated, adjusted and maintained without unintended exposure of the environment to pesticides.</p> | <p>Machinery for pesticide application shall be designed and constructed taking into account the results of the risk assessment referred to in the first subparagraph so that the machinery can be operated, adjusted and maintained without unintended exposure of the environment to pesticides.</p> | <p>Machinery <u>or related product</u> for pesticide application shall be designed and constructed taking into account the results of the risk assessment referred to in the first subparagraph so that the machinery <u>or related product</u> can be operated, adjusted and maintained without unintended exposure of the environment to pesticides.</p> | <p>Machinery <u>or related product</u> for pesticide application shall be designed and constructed taking into account the results of the risk assessment referred to in the first subparagraph so that the machinery <u>or related product</u> can be operated, adjusted and maintained without unintended exposure of the environment to pesticides.</p> <p>terminology</p> <p>Text Origin: Council<br/>Mandate</p> |
| Annex III, 2, point (2.4)(2.4.2), third paragraph |                                                                                                                                                                                                                                                                                                        |                                                                                                                                                                                                                                                                                                        |                                                                                                                                                                                                                                                                                                                                                            |                                                                                                                                                                                                                                                                                                                                                                                                                       |

|                                                     | Commission Proposal                      | EP Mandate                               | Council Mandate                          | Draft Agreement                                                                     |
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| 993                                                 | Leakage shall be prevented at all times. | Leakage shall be prevented at all times. | Leakage shall be prevented at all times. | Leakage shall be prevented at all times.<br><br>Text Origin:<br>Commission Proposal |
| Annex III, 2, point (2.4)(2.4.3), introductory part |                                          |                                          |                                          |                                                                                     |
| 994                                                 | 2.4.3. Controls and monitoring           | 2.4.3. Controls and monitoring           | 2.4.3. Controls and monitoring           | 2.4.3. Controls and monitoring<br><br>Text Origin:<br>Commission Proposal           |

|                                                     | Commission Proposal                                                                                                                         | EP Mandate                                                                                                                                  | Council Mandate                                                                                                                             | Draft Agreement                                                                                                                                                                                |
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| Annex III, 2, point (2.4)(2.4.3), first paragraph   |                                                                                                                                             |                                                                                                                                             |                                                                                                                                             |                                                                                                                                                                                                |
| 995                                                 | It shall be possible to easily and accurately control, monitor and immediately stop the pesticide application from the operating positions. | It shall be possible to easily and accurately control, monitor and immediately stop the pesticide application from the operating positions. | It shall be possible to easily and accurately control, monitor and immediately stop the pesticide application from the operating positions. | <p>It shall be possible to easily and accurately control, monitor and immediately stop the pesticide application from the operating positions.</p> <p>Text Origin:<br/>Commission Proposal</p> |
| Annex III, 2, point (2.4)(2.4.4), introductory part |                                                                                                                                             |                                                                                                                                             |                                                                                                                                             |                                                                                                                                                                                                |
| 996                                                 | 2.4.4. Filling and emptying                                                                                                                 | 2.4.4. Filling and emptying                                                                                                                 | 2.4.4. Filling and emptying                                                                                                                 | 2.4.4. Filling and emptying                                                                                                                                                                    |

|                                                   | Commission Proposal                                                                                                                                                                                                                                                                | EP Mandate                                                                                                                                                                                                                                                                         | Council Mandate                                                                                                                                                                                                                                                                                              | Draft Agreement                                                                                                                                                                                                                                                                                                                 |
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| Annex III, 2, point (2.4)(2.4.4), first paragraph |                                                                                                                                                                                                                                                                                    |                                                                                                                                                                                                                                                                                    |                                                                                                                                                                                                                                                                                                              |                                                                                                                                                                                                                                                                                                                                 |
| 997                                               | The machinery shall be designed and constructed to facilitate precise filling with the necessary quantity of pesticide and to ensure easy and complete emptying, while preventing spillage of pesticide and avoiding the contamination of the water source during such operations. | The machinery shall be designed and constructed to facilitate precise filling with the necessary quantity of pesticide and to ensure easy and complete emptying, while preventing spillage of pesticide and avoiding the contamination of the water source during such operations. | The machinery <u>or related product</u> shall be designed and constructed to facilitate precise filling with the necessary quantity of pesticide and to ensure easy and complete emptying, while preventing spillage of pesticide and avoiding the contamination of the water source during such operations. | The machinery <u>or related product</u> shall be designed and constructed to facilitate precise filling with the necessary quantity of pesticide and to ensure easy and complete emptying, while preventing spillage of pesticide and avoiding the contamination of the water source during such operations.<br><br>terminology |

|                                                              | Commission Proposal              | EP Mandate                       | Council Mandate                  | Draft Agreement                                                             |
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|                                                              |                                  |                                  |                                  | Text Origin: Council<br>Mandate                                             |
| Annex III, 2, point (2.4)(2.4.5), introductory part          |                                  |                                  |                                  |                                                                             |
| 998                                                          | 2.4.5. Application of pesticides | 2.4.5. Application of pesticides | 2.4.5. Application of pesticides | 2.4.5. Application of pesticides<br><br>Text Origin:<br>Commission Proposal |
| Annex III, 2, point (2.4)(2.4.5)(2.4.5.1), introductory part |                                  |                                  |                                  |                                                                             |
| 999                                                          | 2.4.5.1. Application rate        | 2.4.5.1. Application rate        | 2.4.5.1. Application rate        | 2.4.5.1. Application rate                                                   |



|                                                            | Commission Proposal                                                                                         | EP Mandate                                                                                                  | Council Mandate                                                                                                                       | Draft Agreement                                                                                                                                                                                 |
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|                                                            |                                                                                                             |                                                                                                             |                                                                                                                                       | Text Origin:<br>Commission Proposal                                                                                                                                                             |
| Annex III, 2, point (2.4)(2.4.5)(2.4.5.1), first paragraph |                                                                                                             |                                                                                                             |                                                                                                                                       |                                                                                                                                                                                                 |
| G 1000                                                     | The machinery shall be fitted with means of adjusting the application rate easily, accurately and reliably. | The machinery shall be fitted with means of adjusting the application rate easily, accurately and reliably. | The machinery <u>or related product</u> shall be fitted with means of adjusting the application rate easily, accurately and reliably. | The machinery <u>or related product</u> shall be fitted with means of adjusting the application rate easily, accurately and reliably.<br><br>terminology<br><br>Text Origin: Council<br>Mandate |

|                                                              | Commission Proposal                                                                                                                | EP Mandate                                                                                                                         | Council Mandate                                                                                                                                     | Draft Agreement                                                                                                                                     |
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|                                                              |                                                                                                                                    |                                                                                                                                    |                                                                                                                                                     |                                                                                                                                                     |
| Annex III, 2, point (2.4)(2.4.5)(2.4.5.2), introductory part |                                                                                                                                    |                                                                                                                                    |                                                                                                                                                     |                                                                                                                                                     |
| 1001                                                         | 2.4.5.2. Distribution, deposition and drift of pesticide                                                                           | 2.4.5.2. Distribution, deposition and drift of pesticide                                                                           | 2.4.5.2. Distribution, deposition and drift of pesticide                                                                                            | 2.4.5.2. Distribution, deposition and drift of pesticide<br><br>Text Origin:<br>Commission Proposal                                                 |
| Annex III, 2, point (2.4)(2.4.5)(2.4.5.2), first paragraph   |                                                                                                                                    |                                                                                                                                    |                                                                                                                                                     |                                                                                                                                                     |
| 1002                                                         | The machinery shall be designed and constructed to ensure that pesticide is deposited on target areas, to minimise losses to other | The machinery shall be designed and constructed to ensure that pesticide is deposited on target areas, to minimise losses to other | The machinery <u>or related product</u> shall be designed and constructed to ensure that pesticide is deposited on target areas, to minimise losses | The machinery <u>or related product</u> shall be designed and constructed to ensure that pesticide is deposited on target areas, to minimise losses |

|      | Commission Proposal                                                                                                                                            | EP Mandate                                                                                                                                                     | Council Mandate                                                                                                                                                         | Draft Agreement                                                                                                                                                                                                                |
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|      | <p>areas and to prevent drift of pesticide to the environment.</p> <p>Where appropriate, an even distribution and homogeneous deposition shall be ensured.</p> | <p>areas and to prevent drift of pesticide to the environment.</p> <p>Where appropriate, an even distribution and homogeneous deposition shall be ensured.</p> | <p>to other areas and to prevent drift of pesticide to the environment.</p> <p>Where appropriate, an even distribution and homogeneous deposition shall be ensured.</p> | <p>to other areas and to prevent drift of pesticide to the environment.</p> <p>Where appropriate, an even distribution and homogeneous deposition shall be ensured.</p> <p>terminology</p> <p>Text Origin: Council Mandate</p> |
|      | Annex III, 2, point (2.4)(2.4.5)(2.4.5.3), introductory part                                                                                                   |                                                                                                                                                                |                                                                                                                                                                         |                                                                                                                                                                                                                                |
| 1003 | 2.4.5.3. Tests                                                                                                                                                 | 2.4.5.3. Tests                                                                                                                                                 | 2.4.5.3. Tests                                                                                                                                                          | <p>2.4.5.3. Tests</p> <p>Text Origin:</p>                                                                                                                                                                                      |

|                                                            | Commission Proposal                                                                                                                                                                                                                                                                             | EP Mandate                                                                                                                                                                                                                                                                                      | Council Mandate                                                                                                                                                                                                                                                                                                                                                | Draft Agreement     |
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| Annex III, 2, point (2.4)(2.4.5)(2.4.5.3), first paragraph |                                                                                                                                                                                                                                                                                                 |                                                                                                                                                                                                                                                                                                 |                                                                                                                                                                                                                                                                                                                                                                |                     |
| 1004                                                       | In order to verify that the relevant parts of the machinery comply with the requirements set out in sections 2.4.5.1 and 2.4.5.2 the manufacturer or his or her authorised representative shall, for each type of machinery concerned, perform appropriate tests, or have such tests performed. | In order to verify that the relevant parts of the machinery comply with the requirements set out in sections 2.4.5.1 and 2.4.5.2 the manufacturer or his or her authorised representative shall, for each type of machinery concerned, perform appropriate tests, or have such tests performed. | In order to verify that the relevant parts of the machinery <u>or related product</u> comply with the requirements set out in sections 2.4.5.1 and 2.4.5.2 the manufacturer <del>or his or her authorised representative</del> shall, for each type of machinery <u>or related product</u> concerned, perform appropriate tests, or have such tests performed. |                     |

|                                                              | Commission Proposal                                                                                                    | EP Mandate                                                                                                             | Council Mandate                                                                                                                                  | Draft Agreement                                                                                                                                  |
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| Annex III, 2, point (2.4)(2.4.5)(2.4.5.4), introductory part |                                                                                                                        |                                                                                                                        |                                                                                                                                                  |                                                                                                                                                  |
| 1005                                                         | 2.4.5.4. Losses during stoppage                                                                                        | 2.4.5.4. Losses during stoppage                                                                                        | 2.4.5.4. Losses during stoppage                                                                                                                  | 2.4.5.4. Losses during stoppage<br><br>Text Origin:<br>Commission Proposal                                                                       |
| Annex III, 2, point (2.4)(2.4.5)(2.4.5.4), first paragraph   |                                                                                                                        |                                                                                                                        |                                                                                                                                                  |                                                                                                                                                  |
| 1006                                                         | The machinery shall be designed and constructed to prevent losses while the pesticide application function is stopped. | The machinery shall be designed and constructed to prevent losses while the pesticide application function is stopped. | The machinery <u>or related product</u> shall be designed and constructed to prevent losses while the pesticide application function is stopped. | The machinery <u>or related product</u> shall be designed and constructed to prevent losses while the pesticide application function is stopped. |

|                                                              | Commission Proposal | EP Mandate         | Council Mandate    | Draft Agreement                                               |
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|                                                              |                     |                    |                    | terminology<br><br>Text Origin: Council<br>Mandate            |
| Annex III, 2, point (2.4)(2.4.6), introductory part          |                     |                    |                    |                                                               |
| 1007                                                         | 2.4.6. Maintenance  | 2.4.6. Maintenance | 2.4.6. Maintenance | 2.4.6. Maintenance<br><br>Text Origin:<br>Commission Proposal |
| Annex III, 2, point (2.4)(2.4.6)(2.4.6.1), introductory part |                     |                    |                    |                                                               |
| 1008                                                         | 2.4.6.1. Cleaning   | 2.4.6.1. Cleaning  | 2.4.6.1. Cleaning  | 2.4.6.1. Cleaning                                             |

|                                                            | Commission Proposal                                                                                                               | EP Mandate                                                                                                                        | Council Mandate                                                                                                                                             | Draft Agreement                                                                                                                                                                |
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| Annex III, 2, point (2.4)(2.4.6)(2.4.6.1), first paragraph |                                                                                                                                   |                                                                                                                                   |                                                                                                                                                             |                                                                                                                                                                                |
| 1009                                                       | The machinery shall be designed and constructed to allow its easy and thorough cleaning without contamination of the environment. | The machinery shall be designed and constructed to allow its easy and thorough cleaning without contamination of the environment. | The machinery <u>or related product</u> shall be designed and constructed to allow its easy and thorough cleaning without contamination of the environment. | The machinery <u>or related product</u> shall be designed and constructed to allow its easy and thorough cleaning without contamination of the environment.<br><br>terminology |

|                                                              | Commission Proposal                                                                              | EP Mandate                                                                                       | Council Mandate                                                                                              | Draft Agreement                                                                                              |
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| Annex III, 2, point (2.4)(2.4.6)(2.4.6.2), introductory part |                                                                                                  |                                                                                                  |                                                                                                              |                                                                                                              |
| 1010                                                         | 2.4.6.2. Servicing                                                                               | 2.4.6.2. Servicing                                                                               | 2.4.6.2. Servicing                                                                                           | 2.4.6.2. Servicing<br><br>Text Origin:<br>Commission Proposal                                                |
| Annex III, 2, point (2.4)(2.4.6)(2.4.6.2), first paragraph   |                                                                                                  |                                                                                                  |                                                                                                              |                                                                                                              |
| 1011                                                         | The machinery shall be designed and constructed to facilitate the changing of worn parts without | The machinery shall be designed and constructed to facilitate the changing of worn parts without | The machinery <u>or related product</u> shall be designed and constructed to facilitate the changing of worn | The machinery <u>or related product</u> shall be designed and constructed to facilitate the changing of worn |



|                                                     | Commission Proposal               | EP Mandate                        | Council Mandate                                 | Draft Agreement                                                                                           |
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|                                                     | contamination of the environment. | contamination of the environment. | parts without contamination of the environment. | parts without contamination of the environment.<br><br>terminology<br><br>Text Origin: Council<br>Mandate |
| Annex III, 2, point (2.4)(2.4.7), introductory part |                                   |                                   |                                                 |                                                                                                           |
| 1012                                                | 2.4.7. Inspections                | 2.4.7. Inspections                | 2.4.7. Inspections                              | 2.4.7. Inspections<br><br>Text Origin:<br>Commission Proposal                                             |

|                                                     | Commission Proposal                                                                                                                            | EP Mandate                                                                                                                                     | Council Mandate                                                                                                                                                                                     | Draft Agreement                                                                                                                                                                                                                                               |
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| Annex III, 2, point (2.4)(2.4.7), first paragraph   |                                                                                                                                                |                                                                                                                                                |                                                                                                                                                                                                     |                                                                                                                                                                                                                                                               |
| 1013                                                | It shall be possible to easily connect the necessary measuring instruments to the machinery to check the correct functioning of the machinery. | It shall be possible to easily connect the necessary measuring instruments to the machinery to check the correct functioning of the machinery. | It shall be possible to easily connect the necessary measuring instruments to the machinery <u>or related product</u> to check the correct functioning of the machinery <u>or related product</u> . | It shall be possible to easily connect the necessary measuring instruments to the machinery <u>or related product</u> to check the correct functioning of the machinery <u>or related product</u> .<br><br>terminology<br><br>Text Origin: Council<br>Mandate |
| Annex III, 2, point (2.4)(2.4.8), introductory part |                                                                                                                                                |                                                                                                                                                |                                                                                                                                                                                                     |                                                                                                                                                                                                                                                               |

|                                                   | Commission Proposal                                                                                   | EP Mandate                                                                                            | Council Mandate                                                                                       | Draft Agreement                                                                                                                                  |
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| 1014                                              | 2.4.8. Marking of nozzles, strainers and filters                                                      | 2.4.8. Marking of nozzles, strainers and filters                                                      | 2.4.8. Marking of nozzles, strainers and filters                                                      | 2.4.8. Marking of nozzles, strainers and filters<br><br>Text Origin:<br>Commission Proposal                                                      |
| Annex III, 2, point (2.4)(2.4.8), first paragraph |                                                                                                       |                                                                                                       |                                                                                                       |                                                                                                                                                  |
| 1015                                              | Nozzles, strainers and filters shall be marked so that their type and size can be clearly identified. | Nozzles, strainers and filters shall be marked so that their type and size can be clearly identified. | Nozzles, strainers and filters shall be marked so that their type and size can be clearly identified. | Nozzles, strainers and filters shall be marked so that their type and size can be clearly identified.<br><br>Text Origin:<br>Commission Proposal |

|      | Commission Proposal                                                                                                                         | EP Mandate                                                                                                                                  | Council Mandate                                                                                                                                                       | Draft Agreement                                                                                                                                                       |
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|      |                                                                                                                                             |                                                                                                                                             |                                                                                                                                                                       |                                                                                                                                                                       |
|      | Annex III, 2, point (2.4)(2.4.9), introductory part                                                                                         |                                                                                                                                             |                                                                                                                                                                       |                                                                                                                                                                       |
| 1016 | 2.4.9. Indication of pesticide in use                                                                                                       | 2.4.9. Indication of pesticide in use                                                                                                       | 2.4.9. Indication of pesticide in use                                                                                                                                 | 2.4.9. Indication of pesticide in use<br><br>Text Origin:<br>Commission Proposal                                                                                      |
|      | Annex III, 2, point (2.4)(2.4.9), first paragraph                                                                                           |                                                                                                                                             |                                                                                                                                                                       |                                                                                                                                                                       |
| 1017 | Where appropriate, the machinery shall be fitted with a specific mounting on which the operator can place the name of the pesticide in use. | Where appropriate, the machinery shall be fitted with a specific mounting on which the operator can place the name of the pesticide in use. | Where appropriate, the machinery <u>or related product</u> shall be fitted with a specific mounting on which the operator can place the name of the pesticide in use. | Where appropriate, the machinery <u>or related product</u> shall be fitted with a specific mounting on which the operator can place the name of the pesticide in use. |

|                                                                       | Commission Proposal  | EP Mandate           | Council Mandate      | Draft Agreement                                                         |
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| Annex III, 2, point (2.4)(2.4.10), introductory part                  |                      |                      |                      |                                                                         |
| 1018                                                                  | 2.4.10. Instructions | 2.4.10. Instructions | 2.4.10. Instructions | <p>2.4.10. Instructions</p> <p>Text Origin:<br/>Commission Proposal</p> |
| Annex III, 2, point (2.4)(2.4.10), first paragraph, introductory part |                      |                      |                      |                                                                         |

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| 1019                                                  | The instructions shall provide the following information:                                                                                                                   | The instructions shall provide the following information:                                                                                                                   | The instructions shall provide the following information:                                                                                                                   | <p>The instructions shall provide the following information:</p> <p>Text Origin:<br/>Commission Proposal</p>                                                                |
| Annex III, 2, point (2.4)(2.4.10), first paragraph(a) |                                                                                                                                                                             |                                                                                                                                                                             |                                                                                                                                                                             |                                                                                                                                                                             |
| 1020                                                  | (a) precautions to be taken during mixing, loading, application, emptying, cleaning, servicing and transport operations in order to avoid contamination of the environment; | (a) precautions to be taken during mixing, loading, application, emptying, cleaning, servicing and transport operations in order to avoid contamination of the environment; | (a) precautions to be taken during mixing, loading, application, emptying, cleaning, servicing and transport operations in order to avoid contamination of the environment; | (a) precautions to be taken during mixing, loading, application, emptying, cleaning, servicing and transport operations in order to avoid contamination of the environment; |

|                                                       | Commission Proposal                                                                                                                                                                                                                                                                                                                                                                   | EP Mandate                                                                                                                                                                                                                                                                                                                                                                            | Council Mandate                                                                                                                                                                                                                                                                                                                                                                       | Draft Agreement                                                                                                                                                                                                                                                                                                                                                                       |
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| Annex III, 2, point (2.4)(2.4.10), first paragraph(b) |                                                                                                                                                                                                                                                                                                                                                                                       |                                                                                                                                                                                                                                                                                                                                                                                       |                                                                                                                                                                                                                                                                                                                                                                                       |                                                                                                                                                                                                                                                                                                                                                                                       |
| 1021                                                  | (b) detailed conditions of use for the different operating environments envisaged, including the corresponding preparation and adjustments required to ensure the deposition of pesticide on target areas while minimising losses to other areas, to prevent drift to the environment and, where appropriate, to ensure an even distribution and homogeneous deposition of pesticide; | (b) detailed conditions of use for the different operating environments envisaged, including the corresponding preparation and adjustments required to ensure the deposition of pesticide on target areas while minimising losses to other areas, to prevent drift to the environment and, where appropriate, to ensure an even distribution and homogeneous deposition of pesticide; | (b) detailed conditions of use for the different operating environments envisaged, including the corresponding preparation and adjustments required to ensure the deposition of pesticide on target areas while minimising losses to other areas, to prevent drift to the environment and, where appropriate, to ensure an even distribution and homogeneous deposition of pesticide; | (b) detailed conditions of use for the different operating environments envisaged, including the corresponding preparation and adjustments required to ensure the deposition of pesticide on target areas while minimising losses to other areas, to prevent drift to the environment and, where appropriate, to ensure an even distribution and homogeneous deposition of pesticide; |

|                                                       | Commission Proposal                                                                                     | EP Mandate                                                                                              | Council Mandate                                                                                                                    | Draft Agreement                                                                                                                                                                              |
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| Annex III, 2, point (2.4)(2.4.10), first paragraph(c) |                                                                                                         |                                                                                                         |                                                                                                                                    |                                                                                                                                                                                              |
| 1022                                                  | (c) the range of types and sizes of nozzles, strainers and filters that can be used with the machinery; | (c) the range of types and sizes of nozzles, strainers and filters that can be used with the machinery; | (c) the range of types and sizes of nozzles, strainers and filters that can be used with the machinery <u>or related product</u> ; | (c) the range of types and sizes of nozzles, strainers and filters that can be used with the machinery <u>or related product</u> ;<br><br>terminology<br><br>Text Origin: Council<br>Mandate |



|                                                       | Commission Proposal                                                                                                                                                                                | EP Mandate                                                                                                                                                                                         | Council Mandate                                                                                                                                                                                                               | Draft Agreement                                                                                                                                                                                                                                                                         |
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| Annex III, 2, point (2.4)(2.4.10), first paragraph(d) |                                                                                                                                                                                                    |                                                                                                                                                                                                    |                                                                                                                                                                                                                               |                                                                                                                                                                                                                                                                                         |
| 1023                                                  | (d) the frequency of checks and the criteria and method for the replacement of parts subject to wear that affect the correct functioning of the machinery, such as nozzles, strainers and filters; | (d) the frequency of checks and the criteria and method for the replacement of parts subject to wear that affect the correct functioning of the machinery, such as nozzles, strainers and filters; | (d) the frequency of checks and the criteria and method for the replacement of parts subject to wear that affect the correct functioning of the machinery <u>or related product</u> , such as nozzles, strainers and filters; | (d) the frequency of checks and the criteria and method for the replacement of parts subject to wear that affect the correct functioning of the machinery <u>or related product</u> , such as nozzles, strainers and filters;<br><br>terminology<br><br>Text Origin: Council<br>Mandate |
| Annex III, 2, point (2.4)(2.4.10), first paragraph(e) |                                                                                                                                                                                                    |                                                                                                                                                                                                    |                                                                                                                                                                                                                               |                                                                                                                                                                                                                                                                                         |

|                                                       | Commission Proposal                                                                                                                                    | EP Mandate                                                                                                                                             | Council Mandate                                                                                                                                                                   | Draft Agreement                                                                                                                                                                                                                             |
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| 1024                                                  | (e) specification of calibration, daily maintenance, winter preparation and other checks necessary to ensure the correct functioning of the machinery; | (e) specification of calibration, daily maintenance, winter preparation and other checks necessary to ensure the correct functioning of the machinery; | (e) specification of calibration, daily maintenance, winter preparation and other checks necessary to ensure the correct functioning of the machinery <u>or related product</u> ; | (e) specification of calibration, daily maintenance, winter preparation and other checks necessary to ensure the correct functioning of the machinery <u>or related product</u> ;<br><br>terminology<br><br>Text Origin: Council<br>Mandate |
| Annex III, 2, point (2.4)(2.4.10), first paragraph(f) |                                                                                                                                                        |                                                                                                                                                        |                                                                                                                                                                                   |                                                                                                                                                                                                                                             |
| 1025                                                  | (f) types of pesticides that may cause incorrect functioning of the                                                                                    | (f) types of pesticides that may cause incorrect functioning of the                                                                                    | (f) types of pesticides that may cause incorrect functioning of the                                                                                                               | (f) types of pesticides that may cause incorrect functioning of the                                                                                                                                                                         |

|                                                       | Commission Proposal                                                                                                                             | EP Mandate                                                                                                                                      | Council Mandate                                                                                                                                 | Draft Agreement                                                                                                                                                     |
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|                                                       | machinery;                                                                                                                                      | machinery;                                                                                                                                      | machinery <u>or related product</u> ;                                                                                                           | machinery <u>or related product</u> ;<br><br>terminology<br><br>Text Origin: Council<br>Mandate                                                                     |
| Annex III, 2, point (2.4)(2.4.10), first paragraph(g) |                                                                                                                                                 |                                                                                                                                                 |                                                                                                                                                 |                                                                                                                                                                     |
| 1026                                                  | (g) an indication that the operator should keep updated the name of the pesticide in use on the specific mounting referred to in section 2.4.9; | (g) an indication that the operator should keep updated the name of the pesticide in use on the specific mounting referred to in section 2.4.9; | (g) an indication that the operator should keep updated the name of the pesticide in use on the specific mounting referred to in section 2.4.9; | (g) an indication that the operator should keep updated the name of the pesticide in use on the specific mounting referred to in section 2.4.9;<br><br>Text Origin: |

|                                                       | Commission Proposal                                                                                           | EP Mandate                                                                                                    | Council Mandate                                                                                                    | Draft Agreement                                                                                                                                          |
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| Annex III, 2, point (2.4)(2.4.10), first paragraph(h) |                                                                                                               |                                                                                                               |                                                                                                                    |                                                                                                                                                          |
| 1027                                                  | (h) the connexion and use of any special equipment or accessories, and the necessary precautions to be taken; | (h) the connexion and use of any special equipment or accessories, and the necessary precautions to be taken; | (h) the connexion and use of any special equipment or accessories, and the necessary precautions to be taken;      | (h) the connexion and use of any special equipment or accessories, and the necessary precautions to be taken;<br><br>Text Origin:<br>Commission Proposal |
| Annex III, 2, point (2.4)(2.4.10), first paragraph(i) |                                                                                                               |                                                                                                               |                                                                                                                    |                                                                                                                                                          |
| 1028                                                  | (i) an indication that the machinery may be subject to national requirements for regular inspection           | (i) an indication that the machinery may be subject to national requirements for regular inspection           | (i) an indication that the machinery <u>or related product</u> may be subject to national requirements for regular | (i) an indication that the machinery <u>or related product</u> may be subject to national requirements for regular                                       |

|  | Commission Proposal                                                                                                                                                                                                                                                                                                                                                | EP Mandate                                                                                                                                                                                                                                                                                                                                                         | Council Mandate                                                                                                                                                                                                                                                                                                                                                               | Draft Agreement                                                                                                                                                                                                                                                                                                                                                                                                                      |
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|  | <p>by designated bodies, as provided for in Directive 2009/128/EC of the European Parliament and of the Council <sup>1</sup>;</p> <p>_____ 1. Directive 2009/128/EC of the European Parliament and of the Council of 21 October 2009 establishing a framework for Community action to achieve the sustainable use of pesticides (OJ L 309, 24.11.2009, p. 71).</p> | <p>by designated bodies, as provided for in Directive 2009/128/EC of the European Parliament and of the Council <sup>1</sup>;</p> <p>_____ 1. Directive 2009/128/EC of the European Parliament and of the Council of 21 October 2009 establishing a framework for Community action to achieve the sustainable use of pesticides (OJ L 309, 24.11.2009, p. 71).</p> | <p>inspection by designated bodies, as provided for in Directive 2009/128/EC of the European Parliament and of the Council <sup>1</sup>;</p> <p>_____ 1. Directive 2009/128/EC of the European Parliament and of the Council of 21 October 2009 establishing a framework for Community action to achieve the sustainable use of pesticides (OJ L 309, 24.11.2009, p. 71).</p> | <p>inspection by designated bodies, as provided for in Directive 2009/128/EC of the European Parliament and of the Council <sup>1</sup>;</p> <p>_____ 1. Directive 2009/128/EC of the European Parliament and of the Council of 21 October 2009 establishing a framework for Community action to achieve the sustainable use of pesticides (OJ L 309, 24.11.2009, p. 71).</p> <p>terminology</p> <p>Text Origin: Council Mandate</p> |

|                                                       | Commission Proposal                                                                            | EP Mandate                                                                                     | Council Mandate                                                                                                            | Draft Agreement                                                                                                                                                                      |
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| Annex III, 2, point (2.4)(2.4.10), first paragraph(j) |                                                                                                |                                                                                                |                                                                                                                            |                                                                                                                                                                                      |
| 1029                                                  | (j) the features of the machinery, which shall be inspected to ensure its correct functioning; | (j) the features of the machinery, which shall be inspected to ensure its correct functioning; | (j) (the features of the machinery <u>or related product</u> , which shall be inspected to ensure its correct functioning; | (j) (the features of the machinery <u>or related product</u> , which shall be inspected to ensure its correct functioning;<br><br>terminology<br><br>Text Origin: Council<br>Mandate |
| Annex III, 2, point (2.4)(2.4.10), first paragraph(k) |                                                                                                |                                                                                                |                                                                                                                            |                                                                                                                                                                                      |
| 1030                                                  | (k) instructions for connecting the                                                            | (k) instructions for connecting the                                                            | (k) instructions for connecting the                                                                                        | (k) instructions for connecting the                                                                                                                                                  |

|              | Commission Proposal                                                                                                      | EP Mandate                                                                                                               | Council Mandate                                                                                                                                        | Draft Agreement                                                                                                                                                           |
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|              | necessary measuring instruments.                                                                                         | necessary measuring instruments.                                                                                         | necessary measuring instruments.                                                                                                                       | necessary measuring instruments.<br><br>Text Origin:<br>Commission Proposal                                                                                               |
| Annex III, 3 |                                                                                                                          |                                                                                                                          |                                                                                                                                                        |                                                                                                                                                                           |
| 1031         | 3 3. SUPPLEMENTARY<br>ESSENTIAL HEALTH AND<br>SAFETY REQUIREMENTS TO<br>OFFSET RISKS DUE TO THE<br>MOBILITY OF MACHINERY | 3 3. SUPPLEMENTARY<br>ESSENTIAL HEALTH AND<br>SAFETY REQUIREMENTS TO<br>OFFSET RISKS DUE TO THE<br>MOBILITY OF MACHINERY | 3 3. SUPPLEMENTARY<br>ESSENTIAL HEALTH AND<br>SAFETY REQUIREMENTS TO<br>OFFSET RISKS DUE TO THE<br>MOBILITY OF MACHINERY<br><u>OR RELATED PRODUCTS</u> | 3 3. SUPPLEMENTARY<br>ESSENTIAL HEALTH AND<br>SAFETY REQUIREMENTS TO<br>OFFSET RISKS DUE TO THE<br>MOBILITY OF MACHINERY<br><u>OR RELATED PRODUCTS</u><br><br>terminology |

|                               | Commission Proposal                                                                                                                                                     | EP Mandate                                                                                                                                                              | Council Mandate                                                                                                                                                                                   | Draft Agreement                                                                                                                                                                                                                                  |
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|                               |                                                                                                                                                                         |                                                                                                                                                                         |                                                                                                                                                                                                   | Text Origin: Council<br>Mandate                                                                                                                                                                                                                  |
| Annex III, 3, first paragraph |                                                                                                                                                                         |                                                                                                                                                                         |                                                                                                                                                                                                   |                                                                                                                                                                                                                                                  |
| 1032                          | Machinery presenting risks due to its mobility shall meet all the essential health and safety requirements described in this chapter (see General Principles, point 4). | Machinery presenting risks due to its mobility shall meet all the essential health and safety requirements described in this chapter (see General Principles, point 4). | Machinery <u>or related product</u> presenting risks due to its mobility shall meet all the essential health and safety requirements described in this chapter (see General Principles, point 4). | Machinery <u>or related product</u> presenting risks due to its mobility shall meet all the essential health and safety requirements described in this chapter (see General Principles, point 4).<br><br>terminology<br><br>Text Origin: Council |



|                                                     | Commission Proposal | EP Mandate         | Council Mandate    | Draft Agreement                                               |
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|                                                     |                     |                    |                    | Mandate                                                       |
| Annex III, 3, point (3.1), introductory part        |                     |                    |                    |                                                               |
| 1033                                                | 3.1. GENERAL        | 3.1. GENERAL       | 3.1. GENERAL       | 3.1. GENERAL<br><br>Text Origin:<br>Commission Proposal       |
| Annex III, 3, point (3.1)(3.1.1), introductory part |                     |                    |                    |                                                               |
| 1034                                                | 3.1.1. Definitions  | 3.1.1. Definitions | 3.1.1. Definitions | 3.1.1. Definitions<br><br>Text Origin:<br>Commission Proposal |

|                                                        | Commission Proposal                                        | EP Mandate                                                 | Council Mandate                                                                        | Draft Agreement                                                                                                                                  |
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|                                                        |                                                            |                                                            |                                                                                        |                                                                                                                                                  |
| Annex III, 3, point (3.1)(3.1.1)(a), introductory part |                                                            |                                                            |                                                                                        |                                                                                                                                                  |
| 1035                                                   | (a) 'Machinery presenting risks due to its mobility' means | (a) 'Machinery presenting risks due to its mobility' means | (a) - 'Machinery <u>or related product</u> presenting risks due to its mobility' means | (a) - 'Machinery <u>or related product</u> presenting risks due to its mobility' means<br><br>terminology<br><br>Text Origin: Council<br>Mandate |
| Annex III, 3, point (3.1)(3.1.1)(a)(i)                 |                                                            |                                                            |                                                                                        |                                                                                                                                                  |
| 1036                                                   |                                                            |                                                            |                                                                                        |                                                                                                                                                  |

|      | Commission Proposal                                                                                                                                                       | EP Mandate                                                                                                                                                                | Council Mandate                                                                                                                                                                                       | Draft Agreement                                                                                                                                                                                                                                                 |
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|      | i. machinery the operation of which requires either mobility while working, or continuous or semi continuous movement between a succession of fixed working locations, or | i. machinery the operation of which requires either mobility while working, or continuous or semi continuous movement between a succession of fixed working locations, or | i. machinery <u>or related product</u> , the operation of which requires either mobility while working, or continuous or semi continuous movement between a succession of fixed working locations, or | i. machinery <u>or related product</u> , the operation of which requires either mobility while working, or continuous or semi continuous movement between a succession of fixed working locations, or<br><br>terminology<br><br>Text Origin: Council<br>Mandate |
|      | Annex III, 3, point (3.1)(3.1.1)(a)(ii)                                                                                                                                   |                                                                                                                                                                           |                                                                                                                                                                                                       |                                                                                                                                                                                                                                                                 |
| 1037 | ii. machinery which is operated                                                                                                                                           | ii. machinery which is operated                                                                                                                                           | ii. machinery <u>or related product</u>                                                                                                                                                               | ii. machinery <u>or related product</u>                                                                                                                                                                                                                         |

|      | Commission Proposal                                                                                                             | EP Mandate                                                                                                                      | Council Mandate                                                                                                                                                     | Draft Agreement                                                                                                                                                                                             |
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|      | without being moved, but which may be equipped in such a way as to enable it to be moved more easily from one place to another. | without being moved, but which may be equipped in such a way as to enable it to be moved more easily from one place to another. | which is operated without being moved, but which may be equipped in such a way as to enable it to be moved more easily from one place to another.                   | which is operated without being moved, but which may be equipped in such a way as to enable it to be moved more easily from one place to another.<br><br>terminology<br><br>Text Origin: Council<br>Mandate |
|      | Annex III, 3, point (3.1)(3.1.1)(b)                                                                                             |                                                                                                                                 |                                                                                                                                                                     |                                                                                                                                                                                                             |
| 1038 | (b) 'Driver' means a person responsible for the movement of a machine, who may be transported by the machinery or may be on     | (b) 'Driver' means a person responsible for the movement of a machine, who may be transported by the machinery or may be on     | (b) 'Driver' means a <del>person</del> <u>operator</u> responsible for the movement of a <del>machine</del> <u>machinery</u> <u>or related product</u> , who may be |                                                                                                                                                                                                             |

|                                     | Commission Proposal                                                                                                                                                                                                                                | EP Mandate                                                                                                                                                                                                                                         | Council Mandate                                                                                                                                                                                                                                                          | Draft Agreement                                                                                                                                                                                                                                    |
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|                                     | foot, accompanying the machinery, or may guide the machinery by remote control or may remotely supervise the autonomous mobile machinery product regardless of the distance and the means of control communication.                                | foot, accompanying the machinery, or may guide the machinery by remote control or may remotely supervise the autonomous mobile machinery product regardless of the distance and the means of control communication.                                | transported by the machinery or may be on foot, accompanying the machinery, or may guide the machinery by remote control <del>or may remotely supervise the autonomous mobile machinery product regardless of the distance and the means of control communication.</del> |                                                                                                                                                                                                                                                    |
| Annex III, 3, point (3.1)(3.1.1)(c) |                                                                                                                                                                                                                                                    |                                                                                                                                                                                                                                                    |                                                                                                                                                                                                                                                                          |                                                                                                                                                                                                                                                    |
| 1039                                | (c) ‘Autonomous mobile machinery’ means a mobile machinery that has an autonomous mode, in which all the essential safety functions of the mobile machinery are ensured in its travel and working operations area without permanent interaction of | (c) ‘Autonomous mobile machinery’ means a mobile machinery that has an autonomous mode, in which all the essential safety functions of the mobile machinery are ensured in its travel and working operations area without permanent interaction of | (c) ‘Autonomous mobile machinery’ means a mobile machinery that has an autonomous mode, in which all the essential safety functions of the mobile machinery are ensured in its travel and working operations area without permanent interaction of                       | (c) ‘Autonomous mobile machinery’ means a mobile machinery that has an autonomous mode, in which all the essential safety functions of the mobile machinery are ensured in its travel and working operations area without permanent interaction of |

|                                      | Commission Proposal | EP Mandate   | Council Mandate                                                                                            | Draft Agreement                                         |
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|                                      | an operator.        | an operator. | an operator.                                                                                               | an operator.<br><br>Text Origin:<br>Commission Proposal |
| Annex III, 3, point (3.1)(3.1.1)(ca) |                     |              |                                                                                                            |                                                         |
| 1039a                                |                     |              | <u>(ca) ‘Supervisor’ means a person responsible for the supervision of an autonomous mobile machinery.</u> |                                                         |
| Annex III, 3, point (3.1)(3.1.1)(cb) |                     |              |                                                                                                            |                                                         |
| 1039b                                |                     |              | <u>(cb) ‘Supervisory function’ means remote non permanent surveillance of an autonomous</u>                |                                                         |

|                                                     | Commission Proposal     | EP Mandate              | Council Mandate                                                                                                             | Draft Agreement                                                |
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|                                                     |                         |                         | <u>mobile machinery by a device allowing to receive information or alerts and to give limited orders to this machinery.</u> |                                                                |
| Annex III, 3, point (3.2), introductory part        |                         |                         |                                                                                                                             |                                                                |
| 1040                                                | 3.2. WORK POSITIONS     | 3.2. WORK POSITIONS     | 3.2. WORK POSITIONS                                                                                                         | 3.2. WORK POSITIONS<br><br>Text Origin:<br>Commission Proposal |
| Annex III, 3, point (3.2)(3.2.1), introductory part |                         |                         |                                                                                                                             |                                                                |
| 1041                                                | 3.2.1. Driving position | 3.2.1. Driving position | 3.2.1. Driving position                                                                                                     | 3.2.1. Driving position                                        |

|                                                   | Commission Proposal                                                                                                                                                                                                                                                                                                                  | EP Mandate                                                                                                                                                                                                                                                                                                                           | Council Mandate                                                                                                                                                                                                                                                                                                                                                | Draft Agreement                                                                                                                                                                                                                                                                                                                                                |
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|                                                   |                                                                                                                                                                                                                                                                                                                                      |                                                                                                                                                                                                                                                                                                                                      |                                                                                                                                                                                                                                                                                                                                                                | Text Origin:<br>Commission Proposal                                                                                                                                                                                                                                                                                                                            |
| Annex III, 3, point (3.2)(3.2.1), first paragraph |                                                                                                                                                                                                                                                                                                                                      |                                                                                                                                                                                                                                                                                                                                      |                                                                                                                                                                                                                                                                                                                                                                |                                                                                                                                                                                                                                                                                                                                                                |
| 1042                                              | <p>Visibility from the driving position shall be such that the driver can, in complete safety for himself or herself and the exposed persons operate the machinery and its tools in their foreseeable conditions of use. Where necessary, appropriate devices shall be provided to remedy risks due to inadequate direct vision.</p> | <p>Visibility from the driving position shall be such that the driver can, in complete safety for himself or herself and the exposed persons operate the machinery and its tools in their foreseeable conditions of use. Where necessary, appropriate devices shall be provided to remedy risks due to inadequate direct vision.</p> | <p>Visibility from the driving position shall be such that the driver can, in complete safety for himself or herself and the exposed persons operate the machinery <u>or related product</u> and its tools in their foreseeable conditions of use. Where necessary, appropriate devices shall be provided to remedy risks due to inadequate direct vision.</p> | <p>Visibility from the driving position shall be such that the driver can, in complete safety for himself or herself and the exposed persons operate the machinery <u>or related product</u> and its tools in their foreseeable conditions of use. Where necessary, appropriate devices shall be provided to remedy risks due to inadequate direct vision.</p> |



|                                                    | Commission Proposal                                                                                                                                                                                                | EP Mandate                                                                                                                                                                                                         | Council Mandate                                                                                                                                                                                                                              | Draft Agreement                                                                                                                                                                                                                              |
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|                                                    |                                                                                                                                                                                                                    |                                                                                                                                                                                                                    |                                                                                                                                                                                                                                              | terminology<br><br>Text Origin: Council<br>Mandate                                                                                                                                                                                           |
| Annex III, 3, point (3.2)(3.2.1), second paragraph |                                                                                                                                                                                                                    |                                                                                                                                                                                                                    |                                                                                                                                                                                                                                              |                                                                                                                                                                                                                                              |
| 1043                                               | Machinery on which the driver is transported shall be designed and constructed in such a way that, from the driving positions, there is no risk to the driver from inadvertent contact with the wheels and tracks. | Machinery on which the driver is transported shall be designed and constructed in such a way that, from the driving positions, there is no risk to the driver from inadvertent contact with the wheels and tracks. | Machinery <u>or related product</u> on which the driver is transported shall be designed and constructed in such a way that, from the driving positions, there is no risk to the driver from inadvertent contact with the wheels and tracks. | Machinery <u>or related product</u> on which the driver is transported shall be designed and constructed in such a way that, from the driving positions, there is no risk to the driver from inadvertent contact with the wheels and tracks. |

|                                                   | Commission Proposal                                                                                                                                                                                                                                                         | EP Mandate                                                                                                                                                                                                                                                                  | Council Mandate                                                                                                                                                                                                                                                             | Draft Agreement                                                                                                                                                                                                                                                             |
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|                                                   |                                                                                                                                                                                                                                                                             |                                                                                                                                                                                                                                                                             |                                                                                                                                                                                                                                                                             | <p>terminology</p> <p>Text Origin: Council<br/>Mandate</p>                                                                                                                                                                                                                  |
| Annex III, 3, point (3.2)(3.2.1), third paragraph |                                                                                                                                                                                                                                                                             |                                                                                                                                                                                                                                                                             |                                                                                                                                                                                                                                                                             |                                                                                                                                                                                                                                                                             |
| 1044                                              | The driving position of ride-on drivers shall be designed and constructed in such a way that a driver's cab may be fitted, provided this does not increase the risk and there is room for it. The cab shall incorporate a place for the instructions needed for the driver. | The driving position of ride-on drivers shall be designed and constructed in such a way that a driver's cab may be fitted, provided this does not increase the risk and there is room for it. The cab shall incorporate a place for the instructions needed for the driver. | The driving position of ride-on drivers shall be designed and constructed in such a way that a driver's cab may be fitted, provided this does not increase the risk and there is room for it. The cab shall incorporate a place for the instructions needed for the driver. | The driving position of ride-on drivers shall be designed and constructed in such a way that a driver's cab may be fitted, provided this does not increase the risk and there is room for it. The cab shall incorporate a place for the instructions needed for the driver. |

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|                                                     |                                      |                                      |                                      | Text Origin:<br>Commission Proposal                       |
| Annex III, 3, point (3.2)(3.2.2), introductory part |                                      |                                      |                                      |                                                           |
| 1045                                                | 3.2.2. Seating                       | 3.2.2. Seating                       | 3.2.2. Seating                       | 3.2.2. Seating<br><br>Text Origin:<br>Commission Proposal |
| Annex III, 3, point (3.2)(3.2.2), first paragraph   |                                      |                                      |                                      |                                                           |
| 1046                                                | Where there is a risk that operators | Where there is a risk that operators | Where there is a risk that operators |                                                           |

|  | Commission Proposal                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                         | EP Mandate                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                          | Council Mandate                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                       | Draft Agreement |
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|  | <p>or other persons transported by the machinery may be crushed between parts of the machinery and the surroundings should the machinery roll or tip over, in particular for machinery equipped with a protective structure referred to in section 3.4.3 or 3.4.4, the machinery shall be designed or equipped with a restraint system so as to keep the persons in their seats or in the protective structure, without restricting movements necessary for operations or movements relative to the structure caused by the suspension of the seats. Such restraint systems or provision shall not be fitted if they increase the risk.</p> | <p>or other persons transported by the machinery may be crushed between parts of the machinery and the surroundings should the machinery roll or tip over, in particular for machinery equipped with a protective structure referred to in section 3.4.3 or 3.4.4, the machinery shall be designed or equipped with a restraint system so as to keep the persons in their seats or in the protective structure, without restricting movements necessary for operations or movements relative to the structure caused by the suspension of the seats. Such restraint systems or provision shall <u>take ergonomic principles into account and shall</u> not be fitted if they increase the risk.</p> | <p>or other persons transported by the machinery may be crushed between parts of the machinery and the surroundings should the machinery roll or tip over, in particular for machinery equipped with a protective structure referred to in section 3.4.3 or 3.4.4, <del>(a)</del> the machinery shall be designed or equipped with a restraint system so as to keep the persons in their seats or in the protective structure, without restricting movements necessary for operations or movements relative to the structure caused by the suspension of the seats. <del>Such restraint systems or provision shall not be fitted if they increase the risk.</del></p> |                 |

|   | Commission Proposal                                 | EP Mandate | Council Mandate                                                                                                                                           | Draft Agreement |
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|   |                                                     |            |                                                                                                                                                           |                 |
|   | Annex III, 3, point (3.2)(3.2.2), first paragraph a |            |                                                                                                                                                           |                 |
| Y | 1046a                                               |            | <p><u>Where there is a significant roll or tip over risk and its restraint system is not used it shall not be possible for the machinery to move.</u></p> | Y               |
|   | Annex III, 3, point (3.2)(3.2.2), first paragraph b |            |                                                                                                                                                           |                 |
| Y | 1046b                                               |            | <p><u>Such restraint systems or provision shall not be fitted if they increase the risk.</u></p>                                                          | Y               |

|   | Commission Proposal                                 | EP Mandate                                                                                                                                                                                                                                                                                                                                                                                                        | Council Mandate                                                                                                                                                                         | Draft Agreement                                               |
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|   |                                                     |                                                                                                                                                                                                                                                                                                                                                                                                                   |                                                                                                                                                                                         |                                                               |
|   | Annex III, 3, point (3.2)(3.2.2), second paragraph  |                                                                                                                                                                                                                                                                                                                                                                                                                   |                                                                                                                                                                                         |                                                               |
| Y | 1047                                                | <p>A visual <del>or</del><u>and</u> audible signal shall be provided at the driving position alerting the driver when the restraint system is not active.</p> <p>A visual <del>or</del><u>and</u> audible signal shall be provided at the driving position alerting the driver when the <del>restraint system is not active</del><u>driver is in the driving position and not using the restraint system</u>.</p> | <p>(b) a visual <del>or</del><u>and</u> audible signal shall be provided at the driving position alerting the driver when the restraint system is not <del>active</del><u>used</u>.</p> |                                                               |
|   | Annex III, 3, point (3.2)(3.2.3), introductory part |                                                                                                                                                                                                                                                                                                                                                                                                                   |                                                                                                                                                                                         |                                                               |
| G | 1048                                                | 3.2.3. Positions for other persons                                                                                                                                                                                                                                                                                                                                                                                | 3.2.3. Positions for other persons                                                                                                                                                      | <p>3.2.3. Positions for other persons</p> <p>Text Origin:</p> |

|                                                   | Commission Proposal                                                                                                                                                                                                                                         | EP Mandate                                                                                                                                                                                                                                                  | Council Mandate                                                                                                                                                                                                                                             | Draft Agreement                                                                                                                                                                                                                                                                                        |
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|                                                   |                                                                                                                                                                                                                                                             |                                                                                                                                                                                                                                                             |                                                                                                                                                                                                                                                             | Commission Proposal                                                                                                                                                                                                                                                                                    |
| Annex III, 3, point (3.2)(3.2.3), first paragraph |                                                                                                                                                                                                                                                             |                                                                                                                                                                                                                                                             |                                                                                                                                                                                                                                                             |                                                                                                                                                                                                                                                                                                        |
| 1049                                              | If the conditions of use provide that persons other than the driver may occasionally or regularly be transported by the machinery or work on it, appropriate positions shall be provided which enable them to be transported or to work on it without risk. | If the conditions of use provide that persons other than the driver may occasionally or regularly be transported by the machinery or work on it, appropriate positions shall be provided which enable them to be transported or to work on it without risk. | If the conditions of use provide that persons other than the driver may occasionally or regularly be transported by the machinery or work on it, appropriate positions shall be provided which enable them to be transported or to work on it without risk. | If the conditions of use provide that persons other than the driver may occasionally or regularly be transported by the machinery or work on it, appropriate positions shall be provided which enable them to be transported or to work on it without risk.<br><br>Text Origin:<br>Commission Proposal |

|                                                     | Commission Proposal                                                                                                      | EP Mandate                                                                                                               | Council Mandate                                                                                                          | Draft Agreement                                                                                                                                                     |
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| Annex III, 3, point (3.2)(3.2.3), second paragraph  |                                                                                                                          |                                                                                                                          |                                                                                                                          |                                                                                                                                                                     |
| 1050                                                | The second and third subparagraphs of section 3.2.1 also apply to the places provided for persons other than the driver. | The second and third subparagraphs of section 3.2.1 also apply to the places provided for persons other than the driver. | The second and third subparagraphs of section 3.2.1 also apply to the places provided for persons other than the driver. | The second and third subparagraphs of section 3.2.1 also apply to the places provided for persons other than the driver.<br><br>Text Origin:<br>Commission Proposal |
| Annex III, 3, point (3.2)(3.2.4), introductory part |                                                                                                                          |                                                                                                                          |                                                                                                                          |                                                                                                                                                                     |
| 1051                                                | 3.2.4. Supervisory control function                                                                                      | 3.2.4. Supervisory control function                                                                                      | 3.2.4. Supervisory <del>control</del> function                                                                           |                                                                                                                                                                     |



|      | Commission Proposal                                                                                                                                                                                                                                                                                                                                                                                                                                                                                               | EP Mandate                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                      | Council Mandate                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                             | Draft Agreement |
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|      | Annex III, 3, point (3.2)(3.2.4), first paragraph                                                                                                                                                                                                                                                                                                                                                                                                                                                                 |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                 |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                             |                 |
| 1052 | Autonomous mobile machinery products shall have a supervisory control function specific to the autonomous mode. This function shall allow the operator to remotely receive information from the machine. The supervisory control function shall only allow actions to stop and to start remotely the machine. It shall be designed and constructed to allow those actions only when the driver can see directly or indirectly the machine's movement and working area and the protective devices are operational. | Autonomous mobile machinery products shall have a supervisory control function specific to the autonomous mode. This function shall allow the operator to remotely receive information from the machine. The supervisory control function shall only allow actions to stop and to start <del>remotely</del> the machine. <del>It remotely and</del> shall be <del>designed and constructed</del> <u>to include a function which would allow those actions only when the driver can see directly or indirectly the machine's movement and working area and the protective devices are operational</u> <u>the operator to bring the machinery</u> | <u>Where relevant</u> , autonomous mobile machinery <del>products</del> <u>machinery or related product</u> shall have a supervisory <del>control</del> function specific to the autonomous mode. This function shall allow the <del>operator</del> <u>supervisor</u> to remotely receive information from the machine. The supervisory <del>control</del> function shall only allow actions to stop and to start remotely the <del>machine</del> <u>machinery or move it to a safe position and a safe state to avoid causing other risks</u> . It shall be designed and constructed to allow those actions only when the <del>driver</del> <u>supervisor</u> can see directly or indirectly the machine's |                 |

|                                                    | Commission Proposal                                                                                                                                                                                                                                              | EP Mandate                                                                                                                                                                                                                                                       | Council Mandate                                                                                                                                                                                                                                                                                                                       | Draft Agreement |
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|                                                    |                                                                                                                                                                                                                                                                  | <u>into a secure state.</u>                                                                                                                                                                                                                                      | movement and working area and the protective devices are operational.                                                                                                                                                                                                                                                                 |                 |
| Annex III, 3, point (3.2)(3.2.4), second paragraph |                                                                                                                                                                                                                                                                  |                                                                                                                                                                                                                                                                  |                                                                                                                                                                                                                                                                                                                                       |                 |
| 1053                                               | The information the driver receives from the machine when the supervisory control function is active shall enable the driver to have a complete and accurate view of the operation, movement and safe positioning of the machine in its travel and working area. | The information the driver receives from the machine when the supervisory control function is active shall enable the driver to have a complete and accurate view of the operation, movement and safe positioning of the machine in its travel and working area. | The information the <del>driver</del> <u>supervisor</u> receives from the machine when the supervisory <del>control</del> function is active shall enable the <del>driver</del> <u>supervisor</u> to have a complete and accurate view of the operation, movement and safe positioning of the machine in its travel and working area. |                 |
| Annex III, 3, point (3.2)(3.2.4), third paragraph  |                                                                                                                                                                                                                                                                  |                                                                                                                                                                                                                                                                  |                                                                                                                                                                                                                                                                                                                                       |                 |

|                                                    | Commission Proposal                                                                                                                                        | EP Mandate                                                                                                                                                 | Council Mandate                                                                                                                                                                                                      | Draft Agreement |
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| 1054                                               | This information shall alert the driver of the occurrence of unforeseen or dangerous situations present or impending, which require driver's intervention. | This information shall alert the driver of the occurrence of unforeseen or dangerous situations present or impending, which require driver's intervention. | This information shall alert the <del>driver</del> <u>supervisor</u> of the occurrence of unforeseen or dangerous situations present or impending, which require <del>driver's</del> <u>supervisor</u> intervention. |                 |
| Annex III, 3, point (3.2)(3.2.4), fourth paragraph |                                                                                                                                                            |                                                                                                                                                            |                                                                                                                                                                                                                      |                 |
| 1055                                               | If the supervisory control function is not active, the machinery shall not be able to operate.                                                             | If the supervisory control function is not active, the machinery shall not be able to operate.                                                             | If the supervisory <del>control</del> -function is not active, the machinery shall not be able to operate.                                                                                                           |                 |
| Annex III, 3, point (3.3), introductory part       |                                                                                                                                                            |                                                                                                                                                            |                                                                                                                                                                                                                      |                 |

|                                            | Commission Proposal                                                         | EP Mandate                                                                  | Council Mandate                                                             | Draft Agreement                                                                                                        |
|--------------------------------------------|-----------------------------------------------------------------------------|-----------------------------------------------------------------------------|-----------------------------------------------------------------------------|------------------------------------------------------------------------------------------------------------------------|
| 1056                                       | 3.3. CONTROL SYSTEMS                                                        | 3.3. CONTROL SYSTEMS                                                        | 3.3. CONTROL SYSTEMS                                                        | 3.3. CONTROL SYSTEMS<br><br>Text Origin:<br>Commission Proposal                                                        |
| Annex III, 3, point (3.3), first paragraph |                                                                             |                                                                             |                                                                             |                                                                                                                        |
| 1057                                       | If necessary, steps shall be taken to prevent unauthorised use of controls. | If necessary, steps shall be taken to prevent unauthorised use of controls. | If necessary, steps shall be taken to prevent unauthorised use of controls. | If necessary, steps shall be taken to prevent unauthorised use of controls.<br><br>Text Origin:<br>Commission Proposal |

|                                                               | Commission Proposal                                                                                                     | EP Mandate                                                                                                              | Council Mandate                                                                                                                                   | Draft Agreement                                                                                                                                                                                             |
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| Annex III, 3, point (3.3), second paragraph                   |                                                                                                                         |                                                                                                                         |                                                                                                                                                   |                                                                                                                                                                                                             |
| 1058                                                          | In the case of remote controls, each control unit shall clearly identify the machinery to be controlled from that unit. | In the case of remote controls, each control unit shall clearly identify the machinery to be controlled from that unit. | In the case of remote controls, each control unit shall clearly identify the machinery <u>or related product</u> to be controlled from that unit. | In the case of remote controls, each control unit shall clearly identify the machinery <u>or related product</u> to be controlled from that unit.<br><br>terminology<br><br>Text Origin: Council<br>Mandate |
| Annex III, 3, point (3.3), third paragraph, introductory part |                                                                                                                         |                                                                                                                         |                                                                                                                                                   |                                                                                                                                                                                                             |
| 1059                                                          |                                                                                                                         |                                                                                                                         |                                                                                                                                                   |                                                                                                                                                                                                             |

|                                               | Commission Proposal                                                                          | EP Mandate                                                                                   | Council Mandate                                                                              | Draft Agreement                                                                                                                         |
|-----------------------------------------------|----------------------------------------------------------------------------------------------|----------------------------------------------------------------------------------------------|----------------------------------------------------------------------------------------------|-----------------------------------------------------------------------------------------------------------------------------------------|
|                                               | The remote control system shall be designed and constructed in such a way as to affect only: | The remote control system shall be designed and constructed in such a way as to affect only: | The remote control system shall be designed and constructed in such a way as to affect only: | The remote control system shall be designed and constructed in such a way as to affect only:<br><br>Text Origin:<br>Commission Proposal |
| Annex III, 3, point (3.3), third paragraph(a) |                                                                                              |                                                                                              |                                                                                              |                                                                                                                                         |
| 1060                                          | (a) the machinery in question;                                                               | (a) the machinery in question;                                                               | (a) the machinery <u>or related product</u> in question;                                     | (a) the machinery <u>or related product</u> in question;<br><br>terminology<br><br>Text Origin: Council                                 |

|                                               | Commission Proposal                                                                                                                        | EP Mandate                                                                                                                                 | Council Mandate                                                                                                                                          | Draft Agreement                                                                                                                                          |
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|                                               |                                                                                                                                            |                                                                                                                                            |                                                                                                                                                          | Mandate                                                                                                                                                  |
| Annex III, 3, point (3.3), third paragraph(b) |                                                                                                                                            |                                                                                                                                            |                                                                                                                                                          |                                                                                                                                                          |
| 1061                                          | (b) the functions in question.                                                                                                             | (b) the functions in question.                                                                                                             | (b) the functions in question.                                                                                                                           | (b) the functions in question.<br><br>Text Origin:<br>Commission Proposal                                                                                |
| Annex III, 3, point (3.3), fourth paragraph   |                                                                                                                                            |                                                                                                                                            |                                                                                                                                                          |                                                                                                                                                          |
| 1062                                          | Remote controlled machinery shall be designed and constructed in such a way that it will respond only to signals from the intended control | Remote controlled machinery shall be designed and constructed in such a way that it will respond only to signals from the intended control | <u>A</u> remote controlled machinery <u>or related product</u> shall be designed and constructed in such a way that it will respond only to signals from | <u>A</u> remote controlled machinery <u>or related product</u> shall be designed and constructed in such a way that it will respond only to signals from |

|                                               | Commission Proposal | EP Mandate | Council Mandate                                                                                                                                                                                        | Draft Agreement                                                                       |
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|                                               | units.              | units.     | the intended control units.                                                                                                                                                                            | the intended control units.<br><br>terminology<br><br>Text Origin: Council<br>Mandate |
| Annex III, 3, point (3.3), fourth paragraph a |                     |            |                                                                                                                                                                                                        |                                                                                       |
| 1062a                                         |                     |            | <u>For autonomous mobile machinery or related product, the control system shall be designed to perform the safety functions by itself as set out in this section, even when actions are ordered by</u> |                                                                                       |



|                                                     | Commission Proposal                                                                                | EP Mandate                                                                                         | Council Mandate                                                                                    | Draft Agreement                                                                                    |
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|                                                     |                                                                                                    |                                                                                                    | <u>using a remote supervisory function.</u>                                                        |                                                                                                    |
| Annex III, 3, point (3.3)(3.3.1), introductory part |                                                                                                    |                                                                                                    |                                                                                                    |                                                                                                    |
| 1063                                                | 3.3.1. Control devices                                                                             | 3.3.1. Control devices                                                                             | 3.3.1. Control devices                                                                             | 3.3.1. Control devices<br><br>Text Origin:<br>Commission Proposal                                  |
| Annex III, 3, point (3.3)(3.3.1), first paragraph   |                                                                                                    |                                                                                                    |                                                                                                    |                                                                                                    |
| 1064                                                | The driver shall be able to actuate all control devices required to operate the machinery from the | The driver shall be able to actuate all control devices required to operate the machinery from the | The driver shall be able to actuate all control devices required to operate the machinery from the | The driver shall be able to actuate all control devices required to operate the machinery from the |

|      | Commission Proposal                                                                                                                                                                                                                                                                                                      | EP Mandate                                                                                                                                                                                                                                                                                                               | Council Mandate                                                                                                                                                                                                                                                                                                          | Draft Agreement                                                                                                                                                                                                                                                                                                                                                     |
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|      | driving position, except for functions, which can be safely actuated only by using control devices located elsewhere. These functions include, in particular, those for which operators other than the driver are responsible or for which the driver has to leave the driving position in order to control them safely. | driving position, except for functions, which can be safely actuated only by using control devices located elsewhere. These functions include, in particular, those for which operators other than the driver are responsible or for which the driver has to leave the driving position in order to control them safely. | driving position, except for functions, which can be safely actuated only by using control devices located elsewhere. These functions include, in particular, those for which operators other than the driver are responsible or for which the driver has to leave the driving position in order to control them safely. | driving position, except for functions, which can be safely actuated only by using control devices located elsewhere. These functions include, in particular, those for which operators other than the driver are responsible or for which the driver has to leave the driving position in order to control them safely.<br><br>Text Origin:<br>Commission Proposal |
|      | Annex III, 3, point (3.3)(3.3.1), second paragraph                                                                                                                                                                                                                                                                       |                                                                                                                                                                                                                                                                                                                          |                                                                                                                                                                                                                                                                                                                          |                                                                                                                                                                                                                                                                                                                                                                     |
| 1065 | Where there are pedals, they shall                                                                                                                                                                                                                                                                                       | Where there are pedals, they shall                                                                                                                                                                                                                                                                                       | Where there are pedals, they shall                                                                                                                                                                                                                                                                                       | Where there are pedals, they shall                                                                                                                                                                                                                                                                                                                                  |

|                                                   | Commission Proposal                                                                                                                                                                          | EP Mandate                                                                                                                                                                                   | Council Mandate                                                                                                                                                                              | Draft Agreement                                                                                                                                                                                                                         |
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|                                                   | be so designed, constructed and fitted as to allow safe operation by the driver with the minimum risk of incorrect operation. They shall have a slip-resistant surface and be easy to clean. | be so designed, constructed and fitted as to allow safe operation by the driver with the minimum risk of incorrect operation. They shall have a slip-resistant surface and be easy to clean. | be so designed, constructed and fitted as to allow safe operation by the driver with the minimum risk of incorrect operation. They shall have a slip-resistant surface and be easy to clean. | be so designed, constructed and fitted as to allow safe operation by the driver with the minimum risk of incorrect operation. They shall have a slip-resistant surface and be easy to clean.<br><br>Text Origin:<br>Commission Proposal |
| Annex III, 3, point (3.3)(3.3.1), third paragraph |                                                                                                                                                                                              |                                                                                                                                                                                              |                                                                                                                                                                                              |                                                                                                                                                                                                                                         |
| 1066                                              | Where their operation can lead to hazards, notably dangerous movements, the control devices, except for those with pre-set positions, shall return to the neutral                            | Where their operation can lead to hazards, notably dangerous movements, the control devices, except for those with pre-set positions, shall return to the neutral                            | Where their operation can lead to hazards, notably dangerous movements, the control devices, except for those with pre-set positions, shall return to the neutral                            | Where their operation can lead to hazards, notably dangerous movements, the control devices, except for those with pre-set positions, shall return to the neutral                                                                       |

|                                                    | Commission Proposal                                                                                                                                                                                                                | EP Mandate                                                                                                                                                                                                                         | Council Mandate                                                                                                                                                                                                                    | Draft Agreement                                                                                                                                                                                                                    |
|----------------------------------------------------|------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
|                                                    | position as soon as they are released by the operator.                                                                                                                                                                             | position as soon as they are released by the operator.                                                                                                                                                                             | position as soon as they are released by the operator.                                                                                                                                                                             | position as soon as they are released by the operator.<br><br>Text Origin:<br>Commission Proposal                                                                                                                                  |
| Annex III, 3, point (3.3)(3.3.1), fourth paragraph |                                                                                                                                                                                                                                    |                                                                                                                                                                                                                                    |                                                                                                                                                                                                                                    |                                                                                                                                                                                                                                    |
| 1067                                               | In the case of wheeled machinery, the steering system shall be designed and constructed in such a way as to reduce the force of sudden movements of the steering wheel or the steering lever caused by shocks to the guide wheels. | In the case of wheeled machinery, the steering system shall be designed and constructed in such a way as to reduce the force of sudden movements of the steering wheel or the steering lever caused by shocks to the guide wheels. | In the case of wheeled machinery, the steering system shall be designed and constructed in such a way as to reduce the force of sudden movements of the steering wheel or the steering lever caused by shocks to the guide wheels. | In the case of wheeled machinery, the steering system shall be designed and constructed in such a way as to reduce the force of sudden movements of the steering wheel or the steering lever caused by shocks to the guide wheels. |

|                                                   | Commission Proposal                                                                                                                                    | EP Mandate                                                                                                                                             | Council Mandate                                                                                                                                        | Draft Agreement                                                                                                                                                                                   |
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|                                                   |                                                                                                                                                        |                                                                                                                                                        |                                                                                                                                                        | Text Origin:<br>Commission Proposal                                                                                                                                                               |
| Annex III, 3, point (3.3)(3.3.1), fifth paragraph |                                                                                                                                                        |                                                                                                                                                        |                                                                                                                                                        |                                                                                                                                                                                                   |
| 1068                                              | Any control that locks the differential shall be so designed and arranged that it allows the differential to be unlocked when the machinery is moving. | Any control that locks the differential shall be so designed and arranged that it allows the differential to be unlocked when the machinery is moving. | Any control that locks the differential shall be so designed and arranged that it allows the differential to be unlocked when the machinery is moving. | Any control that locks the differential shall be so designed and arranged that it allows the differential to be unlocked when the machinery is moving.<br><br>Text Origin:<br>Commission Proposal |
| Annex III, 3, point (3.3)(3.3.1), sixth paragraph |                                                                                                                                                        |                                                                                                                                                        |                                                                                                                                                        |                                                                                                                                                                                                   |

|                                                     | Commission Proposal                                                                                                             | EP Mandate                                                                                                                      | Council Mandate                                                                                                                 | Draft Agreement                                                                                                                                                                    |
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| 1069                                                | The sixth paragraph of section 1.2.2, concerning acoustic and/or visual warning signals, applies only in the case of reversing. | The sixth paragraph of section 1.2.2, concerning acoustic and/or visual warning signals, applies only in the case of reversing. | The sixth paragraph of section 1.2.2, concerning acoustic and/or visual warning signals, applies only in the case of reversing. | <p>The sixth paragraph of section 1.2.2, concerning acoustic and/or visual warning signals, applies only in the case of reversing.</p> <p>Text Origin:<br/>Commission Proposal</p> |
| Annex III, 3, point (3.3)(3.3.2), introductory part |                                                                                                                                 |                                                                                                                                 |                                                                                                                                 |                                                                                                                                                                                    |
| 1070                                                | 3.3.2. Starting/moving                                                                                                          | 3.3.2. Starting/moving                                                                                                          | 3.3.2. Starting/moving                                                                                                          | <p>3.3.2. Starting/moving</p> <p>Text Origin:<br/>Commission Proposal</p>                                                                                                          |

|                                                    | Commission Proposal                                                                                                             | EP Mandate                                                                                                                      | Council Mandate                                                                                                                 | Draft Agreement                                                                                                                                                            |
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|                                                    |                                                                                                                                 |                                                                                                                                 |                                                                                                                                 |                                                                                                                                                                            |
| Annex III, 3, point (3.3)(3.3.2), first paragraph  |                                                                                                                                 |                                                                                                                                 |                                                                                                                                 |                                                                                                                                                                            |
| 1071                                               | All travel movements of self-propelled machinery with a ride-on driver shall be possible only if the driver is at the controls. | All travel movements of self-propelled machinery with a ride-on driver shall be possible only if the driver is at the controls. | All travel movements of self-propelled machinery with a ride-on driver shall be possible only if the driver is at the controls. | All travel movements of self-propelled machinery with a ride-on driver shall be possible only if the driver is at the controls.<br><br>Text Origin:<br>Commission Proposal |
| Annex III, 3, point (3.3)(3.3.2), second paragraph |                                                                                                                                 |                                                                                                                                 |                                                                                                                                 |                                                                                                                                                                            |
| 1072                                               | Where, for operating purposes,                                                                                                  | Where, for operating purposes,                                                                                                  | Where, for operating purposes,                                                                                                  | Where, for operating purposes,                                                                                                                                             |

|                                                   | Commission Proposal                                                                                                                                                                                                                                                                   | EP Mandate                                                                                                                                                                                                                                                                            | Council Mandate                                                                                                                                                                                                                                                                       | Draft Agreement                                                                                                                                                                                                                                                                                                                   |
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|                                                   | <p>machinery is fitted with devices which exceed its normal clearance zone (e.g. stabilisers, jib, etc.), the driver shall be provided with the means of checking easily, before moving the machinery, that such devices are in a particular position which allows safe movement.</p> | <p>machinery is fitted with devices which exceed its normal clearance zone (e.g. stabilisers, jib, etc.), the driver shall be provided with the means of checking easily, before moving the machinery, that such devices are in a particular position which allows safe movement.</p> | <p>machinery is fitted with devices which exceed its normal clearance zone (e.g. stabilisers, jib, etc.), the driver shall be provided with the means of checking easily, before moving the machinery, that such devices are in a particular position which allows safe movement.</p> | <p>machinery is fitted with devices which exceed its normal clearance zone (e.g. stabilisers, jib, etc.), the driver shall be provided with the means of checking easily, before moving the machinery, that such devices are in a particular position which allows safe movement.</p> <p>Text Origin:<br/>Commission Proposal</p> |
| Annex III, 3, point (3.3)(3.3.2), third paragraph |                                                                                                                                                                                                                                                                                       |                                                                                                                                                                                                                                                                                       |                                                                                                                                                                                                                                                                                       |                                                                                                                                                                                                                                                                                                                                   |
| 1073                                              | <p>This also applies to all other parts which; to allow safe movement, have to be in particular positions,</p>                                                                                                                                                                        | <p>This also applies to all other parts which; to allow safe movement, have to be in particular positions,</p>                                                                                                                                                                        | <p>This also applies to all other parts which; to allow safe movement, have to be in particular positions,</p>                                                                                                                                                                        | <p>This also applies to all other parts which; to allow safe movement, have to be in particular positions,</p>                                                                                                                                                                                                                    |



|                                                    | Commission Proposal                                                                                                                 | EP Mandate                                                                                                                          | Council Mandate                                                                                                                     | Draft Agreement                                                                                                                                                                |
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|                                                    | locked if necessary.                                                                                                                | locked if necessary.                                                                                                                | locked if necessary.                                                                                                                | locked if necessary.<br><br>Text Origin:<br>Commission Proposal                                                                                                                |
| Annex III, 3, point (3.3)(3.3.2), fourth paragraph |                                                                                                                                     |                                                                                                                                     |                                                                                                                                     |                                                                                                                                                                                |
| 1074                                               | Where it does not give rise to other risks, movement of the machinery shall depend on safe positioning of the aforementioned parts. | Where it does not give rise to other risks, movement of the machinery shall depend on safe positioning of the aforementioned parts. | Where it does not give rise to other risks, movement of the machinery shall depend on safe positioning of the aforementioned parts. | Where it does not give rise to other risks, movement of the machinery shall depend on safe positioning of the aforementioned parts.<br><br>Text Origin:<br>Commission Proposal |

|                                                   | Commission Proposal                                                                                              | EP Mandate                                                                                                       | Council Mandate                                                                                                  | Draft Agreement                                                                                                                                             |
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|                                                   |                                                                                                                  |                                                                                                                  |                                                                                                                  |                                                                                                                                                             |
| Annex III, 3, point (3.3)(3.3.2), fifth paragraph |                                                                                                                  |                                                                                                                  |                                                                                                                  |                                                                                                                                                             |
| 1075                                              | It shall not be possible for unintentional movement of the machinery to occur while the engine is being started. | It shall not be possible for unintentional movement of the machinery to occur while the engine is being started. | It shall not be possible for unintentional movement of the machinery to occur while the engine is being started. | It shall not be possible for unintentional movement of the machinery to occur while the engine is being started.<br><br>Text Origin:<br>Commission Proposal |
| Annex III, 3, point (3.3)(3.3.2), sixth paragraph |                                                                                                                  |                                                                                                                  |                                                                                                                  |                                                                                                                                                             |
| 1076                                              | The movement of an autonomous                                                                                    | The movement of an autonomous                                                                                    | The movement of an autonomous                                                                                    |                                                                                                                                                             |

|      | Commission Proposal                                                                                                   | EP Mandate                                                                                                            | Council Mandate                                                                                                                  | Draft Agreement                                                       |
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|      | mobile machinery product shall take into account the risks related to the area where it is intended to move and work. | mobile machinery product shall take into account the risks related to the area where it is intended to move and work. | mobile machinery <del>product</del> shall take into account the risks related to the area where it is intended to move and work. |                                                                       |
|      | Annex III, 3, point (3.3)(3.3.3), introductory part                                                                   |                                                                                                                       |                                                                                                                                  |                                                                       |
| 1077 | 3.3.3. Travelling function                                                                                            | 3.3.3. Travelling function                                                                                            | 3.3.3. Travelling function                                                                                                       | 3.3.3. Travelling function<br><br>Text Origin:<br>Commission Proposal |
|      | Annex III, 3, point (3.3)(3.3.3), first paragraph                                                                     |                                                                                                                       |                                                                                                                                  |                                                                       |
| 1078 | Without prejudice to road traffic                                                                                     | Without prejudice to road traffic                                                                                     | Without prejudice to road traffic                                                                                                | Without prejudice to road traffic                                     |

|                                                    | Commission Proposal                                                                                                                                                                                                                                | EP Mandate                                                                                                                                                                                                                                         | Council Mandate                                                                                                                                                                                                                                    | Draft Agreement                                                                                                                                                                                                                                                                               |
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|                                                    | regulations, self-propelled machinery and its trailers shall meet the requirements for slowing down, stopping, braking and immobilisation so as to ensure safety under all the operating, load, speed, ground and gradient conditions allowed for. | regulations, self-propelled machinery and its trailers shall meet the requirements for slowing down, stopping, braking and immobilisation so as to ensure safety under all the operating, load, speed, ground and gradient conditions allowed for. | regulations, self-propelled machinery and its trailers shall meet the requirements for slowing down, stopping, braking and immobilisation so as to ensure safety under all the operating, load, speed, ground and gradient conditions allowed for. | regulations, self-propelled machinery and its trailers shall meet the requirements for slowing down, stopping, braking and immobilisation so as to ensure safety under all the operating, load, speed, ground and gradient conditions allowed for.<br><br>Text Origin:<br>Commission Proposal |
| Annex III, 3, point (3.3)(3.3.3), second paragraph |                                                                                                                                                                                                                                                    |                                                                                                                                                                                                                                                    |                                                                                                                                                                                                                                                    |                                                                                                                                                                                                                                                                                               |
| 1079                                               | The driver shall be able to slow down and stop self-propelled machinery by means of a main                                                                                                                                                         | The driver shall be able to slow down and stop self-propelled machinery by means of a main                                                                                                                                                         | The driver shall be able to slow down and stop self-propelled machinery by means of a main                                                                                                                                                         | The driver shall be able to slow down and stop self-propelled machinery by means of a main                                                                                                                                                                                                    |

|                                                   | Commission Proposal                                                                                                                                                                                                                                                                          | EP Mandate                                                                                                                                                                                                                                                                                   | Council Mandate                                                                                                                                                                                                                                                                              | Draft Agreement                                                                                                                                                                                                                                                                                                                         |
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|                                                   | device. Where safety so requires, in the event of a failure of the main device, or in the absence of the energy supply needed to actuate the main device, an emergency device with a fully independent and easily accessible control device shall be provided for slowing down and stopping. | device. Where safety so requires, in the event of a failure of the main device, or in the absence of the energy supply needed to actuate the main device, an emergency device with a fully independent and easily accessible control device shall be provided for slowing down and stopping. | device. Where safety so requires, in the event of a failure of the main device, or in the absence of the energy supply needed to actuate the main device, an emergency device with a fully independent and easily accessible control device shall be provided for slowing down and stopping. | device. Where safety so requires, in the event of a failure of the main device, or in the absence of the energy supply needed to actuate the main device, an emergency device with a fully independent and easily accessible control device shall be provided for slowing down and stopping.<br><br>Text Origin:<br>Commission Proposal |
| Annex III, 3, point (3.3)(3.3.3), third paragraph |                                                                                                                                                                                                                                                                                              |                                                                                                                                                                                                                                                                                              |                                                                                                                                                                                                                                                                                              |                                                                                                                                                                                                                                                                                                                                         |
| 1080                                              | Where safety so requires, a parking device shall be provided to render                                                                                                                                                                                                                       | Where safety so requires, a parking device shall be provided to render                                                                                                                                                                                                                       | Where safety so requires, a parking device shall be provided to render                                                                                                                                                                                                                       | Where safety so requires, a parking device shall be provided to render                                                                                                                                                                                                                                                                  |

|                                                                       | Commission Proposal                                                                                                                                                                 | EP Mandate                                                                                                                                                                          | Council Mandate                                                                                                                                                                                     | Draft Agreement                                                                                                                                                                                   |
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|                                                                       | stationary machinery immobile.<br>This device may be combined with one of the devices referred to in the second paragraph, if it is purely mechanical.                              | stationary machinery immobile.<br>This device may be combined with one of the devices referred to in the second paragraph, if it is purely mechanical.                              | stationary machinery immobile.<br>This device may be combined with one of the devices referred to in the second paragraph, if it is purely mechanical.                                              | stationary machinery immobile.<br>This device may be combined with one of the devices referred to in the second paragraph, if it is purely mechanical.<br><br>Text Origin:<br>Commission Proposal |
| Annex III, 3, point (3.3)(3.3.3), fourth paragraph, introductory part |                                                                                                                                                                                     |                                                                                                                                                                                     |                                                                                                                                                                                                     |                                                                                                                                                                                                   |
| 1081                                                                  | Remote-controlled machinery shall be equipped with devices for stopping operation automatically and immediately and for preventing potentially dangerous operation in the following | Remote-controlled machinery shall be equipped with devices for stopping operation automatically and immediately and for preventing potentially dangerous operation in the following | (i) Remote-controlled machinery shall be equipped with devices for stopping operation automatically and immediately and for preventing potentially dangerous operation in the following situations: |                                                                                                                                                                                                   |

|                                                       | Commission Proposal               | EP Mandate                        | Council Mandate                   | Draft Agreement                                                              |
|-------------------------------------------------------|-----------------------------------|-----------------------------------|-----------------------------------|------------------------------------------------------------------------------|
|                                                       | situations:                       | situations:                       |                                   |                                                                              |
| Annex III, 3, point (3.3)(3.3.3), fourth paragraph(a) |                                   |                                   |                                   |                                                                              |
| 1082                                                  | (a) if the driver loses control;  | (a) if the driver loses control;  | (a) if the driver loses control;  | (a) if the driver loses control;<br><br>Text Origin:<br>Commission Proposal  |
| Annex III, 3, point (3.3)(3.3.3), fourth paragraph(b) |                                   |                                   |                                   |                                                                              |
| 1083                                                  | (b) if it receives a stop signal; | (b) if it receives a stop signal; | (b) if it receives a stop signal; | (b) if it receives a stop signal;<br><br>Text Origin:<br>Commission Proposal |

|                                                       | Commission Proposal                                                | EP Mandate                                                         | Council Mandate                                                    | Draft Agreement                                                                                               |
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|                                                       |                                                                    |                                                                    |                                                                    |                                                                                                               |
| Annex III, 3, point (3.3)(3.3.3), fourth paragraph(c) |                                                                    |                                                                    |                                                                    |                                                                                                               |
| 1084                                                  | (c) if a fault is detected in a safety-related part of the system; | (c) if a fault is detected in a safety-related part of the system; | (c) if a fault is detected in a safety-related part of the system; | (c) if a fault is detected in a safety-related part of the system;<br><br>Text Origin:<br>Commission Proposal |
| Annex III, 3, point (3.3)(3.3.3), fourth paragraph(d) |                                                                    |                                                                    |                                                                    |                                                                                                               |
| 1085                                                  | (d) if no validation signal is detected within a specified time.   | (d) if no validation signal is detected within a specified time.   | (d) if no validation signal is detected within a specified time.   | (d) if no validation signal is detected within a specified time.<br><br>Text Origin:                          |



|                                                                      | Commission Proposal                                      | EP Mandate                                               | Council Mandate                                                                                                 | Draft Agreement                                                                                     |
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|                                                                      |                                                          |                                                          |                                                                                                                 | Commission Proposal                                                                                 |
| Annex III, 3, point (3.3)(3.3.3), fifth paragraph                    |                                                          |                                                          |                                                                                                                 |                                                                                                     |
| G 1086                                                               | Section 1.2.4 does not apply to the travelling function. | Section 1.2.4 does not apply to the travelling function. | Section 1.2.4 does not apply to the travelling function.                                                        | Section 1.2.4 does not apply to the travelling function.<br><br>Text Origin:<br>Commission Proposal |
| Annex III, 3, point (3.3)(3.3.3), sixth paragraph, introductory part |                                                          |                                                          |                                                                                                                 |                                                                                                     |
| Y 1087                                                               | Autonomous mobile machinery                              | -Autonomous mobile machinery                             | (ii) Autonomous mobile machinery <del>products</del> <u>or related product</u> shall comply, <u>with one or</u> |                                                                                                     |

|                                                      | Commission Proposal                                                                                                                   | EP Mandate                                                                                                                            | Council Mandate                                                                                                                       | Draft Agreement                                                                                                                                                                  |
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|                                                      | products shall comply with any of the following conditions:                                                                           | products shall comply with <del>any</del> <u>at least one</u> of the following <u>two</u> conditions:                                 | <u>both where necessary according to the risk assessment,</u> <del>with any</del> of the following conditions:                        |                                                                                                                                                                                  |
| Annex III, 3, point (3.3)(3.3.3), sixth paragraph(a) |                                                                                                                                       |                                                                                                                                       |                                                                                                                                       |                                                                                                                                                                                  |
| G 1088                                               | (a) it shall move and operate in an enclosed zone fitted with a peripheral protection system comprising guards or protective devices; | (a) it shall move and operate in an enclosed zone fitted with a peripheral protection system comprising guards or protective devices; | (a) it shall move and operate in an enclosed zone fitted with a peripheral protection system comprising guards or protective devices; | (a) it shall move and operate in an enclosed zone fitted with a peripheral protection system comprising guards or protective devices;<br><br>Text Origin:<br>Commission Proposal |
| Annex III, 3, point (3.3)(3.3.3), sixth paragraph(b) |                                                                                                                                       |                                                                                                                                       |                                                                                                                                       |                                                                                                                                                                                  |

|                                                     | Commission Proposal                                                                                                                                                                                                                                                              | EP Mandate                                                                                                                                                                                                                                                                       | Council Mandate                                                                                                                                                                                                                                                                                                       | Draft Agreement                                                                                                                                                                                                                                                                                                                                                  |
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| 1089                                                | (b) it shall be equipped with devices intended to detect any human, domestic animal or any other obstacle in its vicinity, where those obstacles could give rise to a risk to health and safety of persons or of domestic animals or to safe operation of the machinery product. | (b) it shall be equipped with devices intended to detect any human, domestic animal or any other obstacle in its vicinity, where those obstacles could give rise to a risk to health and safety of persons or of domestic animals or to safe operation of the machinery product. | (b) it shall be equipped with devices intended to detect any human, domestic animal or any other obstacle in its vicinity, where those obstacles could give rise to a risk to health and safety of persons or of domestic animals or to safe operation of the machinery <del>product.</del> <u>or related product</u> | (b) it shall be equipped with devices intended to detect any human, domestic animal or any other obstacle in its vicinity, where those obstacles could give rise to a risk to health and safety of persons or of domestic animals or to safe operation of the machinery <u>or related</u> product.<br><br>terminology<br><br>Text Origin:<br>Commission Proposal |
| Annex III, 3, point (3.3)(3.3.3), seventh paragraph |                                                                                                                                                                                                                                                                                  |                                                                                                                                                                                                                                                                                  |                                                                                                                                                                                                                                                                                                                       |                                                                                                                                                                                                                                                                                                                                                                  |

|      | Commission Proposal                                                                                                                                                                                                                                                                                                                                                               | EP Mandate                                                                                                                                                                                                                                                                                                                                                                        | Council Mandate                                                                                                                                                                                                                                                                                                                                                                                                                                                                               | Draft Agreement                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                  |
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| 1090 | <p>The movements of mobile machinery products connected with one or more trailers or towed equipment, including autonomous mobile machinery products, connected with one or more trailers or towed equipment, shall not give rise to risks for persons, domestic animals or any other obstacle in the danger zone of such machinery products and trailers or towed equipment.</p> | <p>The movements of mobile machinery products connected with one or more trailers or towed equipment, including autonomous mobile machinery products, connected with one or more trailers or towed equipment, shall not give rise to risks for persons, domestic animals or any other obstacle in the danger zone of such machinery products and trailers or towed equipment.</p> | <p>The movements of mobile machinery <del>products</del><u>or related product</u> connected with one or more trailers or towed equipment, including autonomous mobile machinery <del>products</del><u>or related product</u>, connected with one or more trailers or towed equipment, shall not give rise to risks for persons, domestic animals or any other obstacle in the danger zone of such machinery <del>products</del><u>or related product</u> and trailers or towed equipment.</p> | <p>The movements of mobile machinery <del>products</del><u>or related product</u> connected with one or more trailers or towed equipment, including autonomous mobile machinery <del>products</del><u>or related product</u>, connected with one or more trailers or towed equipment, shall not give rise to risks for persons, domestic animals or any other obstacle in the danger zone of such machinery <del>products</del><u>or related product</u> and trailers or towed equipment.</p> <p>terminology</p> |

|                                                                      | Commission Proposal                                | EP Mandate                                         | Council Mandate                                    | Draft Agreement                                                                               |
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|                                                                      |                                                    |                                                    |                                                    | Text Origin: Council<br>Mandate                                                               |
| Annex III, 3, point (3.3)(3.3.4), introductory part                  |                                                    |                                                    |                                                    |                                                                                               |
| 1091                                                                 | 3.3.4. Movement of pedestrian-controlled machinery | 3.3.4. Movement of pedestrian-controlled machinery | 3.3.4. Movement of pedestrian-controlled machinery | 3.3.4. Movement of pedestrian-controlled machinery<br><br>Text Origin:<br>Commission Proposal |
| Annex III, 3, point (3.3)(3.3.4), first paragraph, introductory part |                                                    |                                                    |                                                    |                                                                                               |
| 1092                                                                 | Movement of pedestrian-controlled self-propelled   | Movement of pedestrian-controlled self-propelled   | Movement of pedestrian-controlled self-propelled   | Movement of pedestrian-controlled self-propelled                                              |

|                                                      | Commission Proposal                                                                                                                                                                                                                                                                                                                                                                                                  | EP Mandate                                                                                                                                                                                                                                                                                                                                                                                                           | Council Mandate                                                                                                                                                                                                                                                                                                                                                                                                      | Draft Agreement                                                                                                                                                                                                                                                                                                                                                                                                                                                  |
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|                                                      | <p>machinery shall be possible only through sustained action on the relevant control device by the driver. In particular, it shall not be possible for movement to occur while the engine is being started. The control systems for pedestrian-controlled machinery shall be designed in such a way as to minimise the risks arising from inadvertent movement of the machine towards the driver, in particular:</p> | <p>machinery shall be possible only through sustained action on the relevant control device by the driver. In particular, it shall not be possible for movement to occur while the engine is being started. The control systems for pedestrian-controlled machinery shall be designed in such a way as to minimise the risks arising from inadvertent movement of the machine towards the driver, in particular:</p> | <p>machinery shall be possible only through sustained action on the relevant control device by the driver. In particular, it shall not be possible for movement to occur while the engine is being started. The control systems for pedestrian-controlled machinery shall be designed in such a way as to minimise the risks arising from inadvertent movement of the machine towards the driver, in particular:</p> | <p>machinery shall be possible only through sustained action on the relevant control device by the driver. In particular, it shall not be possible for movement to occur while the engine is being started. The control systems for pedestrian-controlled machinery shall be designed in such a way as to minimise the risks arising from inadvertent movement of the machine towards the driver, in particular:</p> <p>Text Origin:<br/>Commission Proposal</p> |
| Annex III, 3, point (3.3)(3.3.4), first paragraph(a) |                                                                                                                                                                                                                                                                                                                                                                                                                      |                                                                                                                                                                                                                                                                                                                                                                                                                      |                                                                                                                                                                                                                                                                                                                                                                                                                      |                                                                                                                                                                                                                                                                                                                                                                                                                                                                  |

|                                                      | Commission Proposal             | EP Mandate                      | Council Mandate                 | Draft Agreement                                                            |
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| 1093                                                 | (a) Crushing;                   | (a) Crushing;                   | (a) Crushing;                   | (a) Crushing;<br><br>Text Origin:<br>Commission Proposal                   |
| Annex III, 3, point (3.3)(3.3.4), first paragraph(b) |                                 |                                 |                                 |                                                                            |
| 1094                                                 | (b) injury from rotating tools. | (b) injury from rotating tools. | (b) injury from rotating tools. | (b) injury from rotating tools.<br><br>Text Origin:<br>Commission Proposal |
| Annex III, 3, point (3.3)(3.3.4), second paragraph   |                                 |                                 |                                 |                                                                            |
| 1095                                                 |                                 |                                 |                                 |                                                                            |

|                                                   | Commission Proposal                                                                                                                                                                                                                   | EP Mandate                                                                                                                                                                                                                            | Council Mandate                                                                                                                                                                                                                       | Draft Agreement                                                                                                                                                                                                                       |
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|                                                   | The speed of travel of the machinery shall be compatible with the pace of a driver on foot.                                                                                                                                           | The speed of travel of the machinery shall be compatible with the pace of a driver on foot.                                                                                                                                           | The speed of travel of the machinery shall be compatible with the pace of a driver on foot.                                                                                                                                           | The speed of travel of the machinery shall be compatible with the pace of a driver on foot.<br><br>Text Origin:<br>Commission Proposal                                                                                                |
| Annex III, 3, point (3.3)(3.3.4), third paragraph |                                                                                                                                                                                                                                       |                                                                                                                                                                                                                                       |                                                                                                                                                                                                                                       |                                                                                                                                                                                                                                       |
| 1096                                              | In the case of machinery on which a rotary tool may be fitted, it shall not be possible to actuate the tool when the reverse control is engaged, except where the movement of the machinery results from movement of the tool. In the | In the case of machinery on which a rotary tool may be fitted, it shall not be possible to actuate the tool when the reverse control is engaged, except where the movement of the machinery results from movement of the tool. In the | In the case of machinery on which a rotary tool may be fitted, it shall not be possible to actuate the tool when the reverse control is engaged, except where the movement of the machinery results from movement of the tool. In the | In the case of machinery on which a rotary tool may be fitted, it shall not be possible to actuate the tool when the reverse control is engaged, except where the movement of the machinery results from movement of the tool. In the |



|                                                     | Commission Proposal                                                                  | EP Mandate                                                                           | Council Mandate                                                                      | Draft Agreement                                                                                                                 |
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|                                                     | latter case, the reversing speed shall be such that it does not endanger the driver. | latter case, the reversing speed shall be such that it does not endanger the driver. | latter case, the reversing speed shall be such that it does not endanger the driver. | latter case, the reversing speed shall be such that it does not endanger the driver.<br><br>Text Origin:<br>Commission Proposal |
| Annex III, 3, point (3.3)(3.3.5), introductory part |                                                                                      |                                                                                      |                                                                                      |                                                                                                                                 |
| 1097                                                | 3.3.5. Control circuit failure                                                       | 3.3.5. Control circuit failure                                                       | 3.3.5. Control circuit failure                                                       | 3.3.5. Control circuit failure<br><br>Text Origin:<br>Commission Proposal                                                       |
| Annex III, 3, point (3.3)(3.3.5), first paragraph   |                                                                                      |                                                                                      |                                                                                      |                                                                                                                                 |

|                                                    | Commission Proposal                                                                                                                                             | EP Mandate                                                                                                                                                      | Council Mandate                                                                                                                                                 | Draft Agreement                                                                                                                                                                                            |
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| 1098                                               | A failure in the power supply to the power-assisted steering, where fitted, shall not prevent machinery from being steered during the time required to stop it. | A failure in the power supply to the power-assisted steering, where fitted, shall not prevent machinery from being steered during the time required to stop it. | A failure in the power supply to the power-assisted steering, where fitted, shall not prevent machinery from being steered during the time required to stop it. | A failure in the power supply to the power-assisted steering, where fitted, shall not prevent machinery from being steered during the time required to stop it.<br><br>Text Origin:<br>Commission Proposal |
| Annex III, 3, point (3.3)(3.3.5), second paragraph |                                                                                                                                                                 |                                                                                                                                                                 |                                                                                                                                                                 |                                                                                                                                                                                                            |
| 1099                                               | For autonomous mobile machinery, a failure in the steering system shall not have an impact on the                                                               | For autonomous mobile machinery, a failure in the steering system shall not have an impact on the                                                               | For autonomous mobile machinery, a failure in the steering system shall not have an impact on the                                                               | For autonomous mobile machinery, a failure in the steering system shall not have an impact on the                                                                                                          |

|                                                     | Commission Proposal                      | EP Mandate                               | Council Mandate                          | Draft Agreement                                                                     |
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|                                                     | safety of the machinery.                 | safety of the machinery.                 | safety of the machinery.                 | safety of the machinery.<br><br>Text Origin:<br>Commission Proposal                 |
| Annex III, 3, point (3.4), introductory part        |                                          |                                          |                                          |                                                                                     |
| 1100                                                | 3.4. PROTECTION AGAINST MECHANICAL RISKS | 3.4. PROTECTION AGAINST MECHANICAL RISKS | 3.4. PROTECTION AGAINST MECHANICAL RISKS | 3.4. PROTECTION AGAINST MECHANICAL RISKS<br><br>Text Origin:<br>Commission Proposal |
| Annex III, 3, point (3.4)(3.4.1), introductory part |                                          |                                          |                                          |                                                                                     |

|                                                   | Commission Proposal                                                                                                                                                                                                                                                           | EP Mandate                                                                                                                                                                                                                                                                    | Council Mandate                                                                                                                                                                                                                                                                                 | Draft Agreement                                                                                                                                                                                                                                                                                 |
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| 1101                                              | 3.4.1. Uncontrolled movements                                                                                                                                                                                                                                                 | 3.4.1. Uncontrolled movements                                                                                                                                                                                                                                                 | 3.4.1. Uncontrolled movements                                                                                                                                                                                                                                                                   | 3.4.1. Uncontrolled movements<br><br>Text Origin:<br>Commission Proposal                                                                                                                                                                                                                        |
| Annex III, 3, point (3.4)(3.4.1), first paragraph |                                                                                                                                                                                                                                                                               |                                                                                                                                                                                                                                                                               |                                                                                                                                                                                                                                                                                                 |                                                                                                                                                                                                                                                                                                 |
| 1102                                              | A machinery product shall be designed, constructed and where appropriate placed on its mobile support in such a way as to ensure that, when moved, uncontrolled oscillations of its centre of gravity do not affect its stability or exert excessive strain on its structure. | A machinery product shall be designed, constructed and where appropriate placed on its mobile support in such a way as to ensure that, when moved, uncontrolled oscillations of its centre of gravity do not affect its stability or exert excessive strain on its structure. | A machinery <u>or related</u> product shall be designed, constructed and where appropriate placed on its mobile support in such a way as to ensure that, when moved, uncontrolled oscillations of its centre of gravity do not affect its stability or exert excessive strain on its structure. | A machinery <u>or related</u> product shall be designed, constructed and where appropriate placed on its mobile support in such a way as to ensure that, when moved, uncontrolled oscillations of its centre of gravity do not affect its stability or exert excessive strain on its structure. |

|                                                     | Commission Proposal              | EP Mandate                       | Council Mandate                  | Draft Agreement                                                                     |
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|                                                     |                                  |                                  |                                  | <p>terminology</p> <p>Text Origin: Council<br/>Mandate</p>                          |
| Annex III, 3, point (3.4)(3.4.2), introductory part |                                  |                                  |                                  |                                                                                     |
| 1103                                                | 3.4.2. Moving transmission parts | 3.4.2. Moving transmission parts | 3.4.2. Moving transmission parts | <p>3.4.2. Moving transmission parts</p> <p>Text Origin:<br/>Commission Proposal</p> |
| Annex III, 3, point (3.4)(3.4.2), first paragraph   |                                  |                                  |                                  |                                                                                     |

|      | Commission Proposal                                                                                                                                                                                                                                                                                                                                                                          | EP Mandate                                                                                                                                                                                                                                                                                                                                                                                   | Council Mandate                                                                                                                                                                                                                                                                                                                                                                              | Draft Agreement                                                                                                                                                                                                                                                                                                                                                                                                                         |
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| 1104 | By way of exception to section 1.3.8.1, in the case of engines, moveable guards preventing access to the moving parts in the engine compartment need not have interlocking devices if they have to be opened either by the use of a tool or key or by a control located in the driving position, providing the latter is in a fully enclosed cab with a lock to prevent unauthorised access. | By way of exception to section 1.3.8.1, in the case of engines, moveable guards preventing access to the moving parts in the engine compartment need not have interlocking devices if they have to be opened either by the use of a tool or key or by a control located in the driving position, providing the latter is in a fully enclosed cab with a lock to prevent unauthorised access. | By way of exception to section 1.3.8.1, in the case of engines, moveable guards preventing access to the moving parts in the engine compartment need not have interlocking devices if they have to be opened either by the use of a tool or key or by a control located in the driving position, providing the latter is in a fully enclosed cab with a lock to prevent unauthorised access. | By way of exception to section 1.3.8.1, in the case of engines, moveable guards preventing access to the moving parts in the engine compartment need not have interlocking devices if they have to be opened either by the use of a tool or key or by a control located in the driving position, providing the latter is in a fully enclosed cab with a lock to prevent unauthorised access.<br><br>Text Origin:<br>Commission Proposal |

|                                                     | Commission Proposal                                                                                                                                                                                                                                       | EP Mandate                                                                                                                                                                                                                                                | Council Mandate                                                                                                                                                                                                                                           | Draft Agreement                                                                                                                                                                                                                                           |
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| Annex III, 3, point (3.4)(3.4.3), introductory part |                                                                                                                                                                                                                                                           |                                                                                                                                                                                                                                                           |                                                                                                                                                                                                                                                           |                                                                                                                                                                                                                                                           |
| 1105                                                | 3.4.3. Roll-over and tip-over                                                                                                                                                                                                                             | 3.4.3. Roll-over and tip-over                                                                                                                                                                                                                             | 3.4.3. Roll-over and tip-over                                                                                                                                                                                                                             | 3.4.3. Roll-over and tip-over<br><br>Text Origin:<br>Commission Proposal                                                                                                                                                                                  |
| Annex III, 3, point (3.4)(3.4.3), first paragraph   |                                                                                                                                                                                                                                                           |                                                                                                                                                                                                                                                           |                                                                                                                                                                                                                                                           |                                                                                                                                                                                                                                                           |
| 1106                                                | Where, in the case of self-propelled machinery with a ride-on driver, operator(s) or other person(s), there is a risk of rolling or tipping over, the machinery shall be fitted with an appropriate protective structure, unless this increases the risk. | Where, in the case of self-propelled machinery with a ride-on driver, operator(s) or other person(s), there is a risk of rolling or tipping over, the machinery shall be fitted with an appropriate protective structure, unless this increases the risk. | Where, in the case of self-propelled machinery with a ride-on driver, operator(s) or other person(s), there is a risk of rolling or tipping over, the machinery shall be fitted with an appropriate protective structure, unless this increases the risk. | Where, in the case of self-propelled machinery with a ride-on driver, operator(s) or other person(s), there is a risk of rolling or tipping over, the machinery shall be fitted with an appropriate protective structure, unless this increases the risk. |

|                                                    | Commission Proposal                                                                                                                                | EP Mandate                                                                                                                                         | Council Mandate                                                                                                                                    | Draft Agreement                                                                                                                                                                               |
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| Annex III, 3, point (3.4)(3.4.3), second paragraph |                                                                                                                                                    |                                                                                                                                                    |                                                                                                                                                    |                                                                                                                                                                                               |
| 1107                                               | This structure shall be such that in the event of rolling or tipping over it affords the ride-on person(s) an adequate deflection-limiting volume. | This structure shall be such that in the event of rolling or tipping over it affords the ride-on person(s) an adequate deflection-limiting volume. | This structure shall be such that in the event of rolling or tipping over it affords the ride-on person(s) an adequate deflection-limiting volume. | This structure shall be such that in the event of rolling or tipping over it affords the ride-on person(s) an adequate deflection-limiting volume.<br><br>Text Origin:<br>Commission Proposal |



|   | Commission Proposal                                 | EP Mandate                                                                                                                                                                                                                                                           | Council Mandate                                                                                                                                                                                                                                                      | Draft Agreement                                                                                                                                                                                                                                                                 |
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|   | Annex III, 3, point (3.4)(3.4.3), third paragraph   |                                                                                                                                                                                                                                                                      |                                                                                                                                                                                                                                                                      |                                                                                                                                                                                                                                                                                 |
| Y | 1108                                                | In order to verify that the structure complies with the requirement laid down in the second paragraph, the manufacturer or his or her authorised representative shall, for each type of structure concerned, perform appropriate tests or have such tests performed. | In order to verify that the structure complies with the requirement laid down in the second paragraph, the manufacturer or his or her authorised representative shall, for each type of structure concerned, perform appropriate tests or have such tests performed. | In order to verify that the structure complies with the requirement laid down in the second paragraph, the manufacturer <del>or his or her authorised representative</del> shall, for each type of structure concerned, perform appropriate tests or have such tests performed. |
|   | Annex III, 3, point (3.4)(3.4.4), introductory part |                                                                                                                                                                                                                                                                      |                                                                                                                                                                                                                                                                      |                                                                                                                                                                                                                                                                                 |
| G | 1109                                                | 3.4.4. Falling objects                                                                                                                                                                                                                                               | 3.4.4. Falling objects                                                                                                                                                                                                                                               | 3.4.4. Falling objects<br><br>Text Origin:                                                                                                                                                                                                                                      |

|                                                   | Commission Proposal                                                                                                                                                                                                                                                                                                               | EP Mandate                                                                                                                                                                                                                                                                                                                        | Council Mandate                                                                                                                                                                                                                                                                                                                   | Draft Agreement                                                                                                                                                                                                                                                                                                                                                              |
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| Annex III, 3, point (3.4)(3.4.4), first paragraph |                                                                                                                                                                                                                                                                                                                                   |                                                                                                                                                                                                                                                                                                                                   |                                                                                                                                                                                                                                                                                                                                   |                                                                                                                                                                                                                                                                                                                                                                              |
| 1110                                              | Where, in the case of self-propelled machinery with a ride-on driver, operator(s) or other person(s), there is a risk due to falling objects or material, the machinery shall be designed and constructed in such a way as to take account of this risk and fitted, if its size allows, with an appropriate protective structure. | Where, in the case of self-propelled machinery with a ride-on driver, operator(s) or other person(s), there is a risk due to falling objects or material, the machinery shall be designed and constructed in such a way as to take account of this risk and fitted, if its size allows, with an appropriate protective structure. | Where, in the case of self-propelled machinery with a ride-on driver, operator(s) or other person(s), there is a risk due to falling objects or material, the machinery shall be designed and constructed in such a way as to take account of this risk and fitted, if its size allows, with an appropriate protective structure. | Where, in the case of self-propelled machinery with a ride-on driver, operator(s) or other person(s), there is a risk due to falling objects or material, the machinery shall be designed and constructed in such a way as to take account of this risk and fitted, if its size allows, with an appropriate protective structure.<br><br>Text Origin:<br>Commission Proposal |

|                                                    | Commission Proposal                                                                                                                                         | EP Mandate                                                                                                                                                  | Council Mandate                                                                                                                                             | Draft Agreement                                                                                                                                                                                        |
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|                                                    |                                                                                                                                                             |                                                                                                                                                             |                                                                                                                                                             |                                                                                                                                                                                                        |
| Annex III, 3, point (3.4)(3.4.4), second paragraph |                                                                                                                                                             |                                                                                                                                                             |                                                                                                                                                             |                                                                                                                                                                                                        |
| G 1111                                             | This structure shall be such that, in the event of falling objects or material, it guarantees the ride-on person(s) an adequate deflection-limiting volume. | This structure shall be such that, in the event of falling objects or material, it guarantees the ride-on person(s) an adequate deflection-limiting volume. | This structure shall be such that, in the event of falling objects or material, it guarantees the ride-on person(s) an adequate deflection-limiting volume. | This structure shall be such that, in the event of falling objects or material, it guarantees the ride-on person(s) an adequate deflection-limiting volume.<br><br>Text Origin:<br>Commission Proposal |
| Annex III, 3, point (3.4)(3.4.4), third paragraph  |                                                                                                                                                             |                                                                                                                                                             |                                                                                                                                                             |                                                                                                                                                                                                        |
| Y 1112                                             |                                                                                                                                                             |                                                                                                                                                             |                                                                                                                                                             |                                                                                                                                                                                                        |

|                                                     | Commission Proposal                                                                                                                                                                                                                                                  | EP Mandate                                                                                                                                                                                                                                                           | Council Mandate                                                                                                                                                                                                                                                                 | Draft Agreement                                                   |
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|                                                     | In order to verify that the structure complies with the requirement laid down in the second paragraph, the manufacturer or his or her authorised representative shall, for each type of structure concerned, perform appropriate tests or have such tests performed. | In order to verify that the structure complies with the requirement laid down in the second paragraph, the manufacturer or his or her authorised representative shall, for each type of structure concerned, perform appropriate tests or have such tests performed. | In order to verify that the structure complies with the requirement laid down in the second paragraph, the manufacturer <del>or his or her authorised representative</del> shall, for each type of structure concerned, perform appropriate tests or have such tests performed. |                                                                   |
| Annex III, 3, point (3.4)(3.4.5), introductory part |                                                                                                                                                                                                                                                                      |                                                                                                                                                                                                                                                                      |                                                                                                                                                                                                                                                                                 |                                                                   |
| 1113                                                | 3.4.5. Means of access                                                                                                                                                                                                                                               | 3.4.5. Means of access                                                                                                                                                                                                                                               | 3.4.5. Means of access                                                                                                                                                                                                                                                          | 3.4.5. Means of access<br><br>Text Origin:<br>Commission Proposal |

|                                                     | Commission Proposal                                                                                                                                                          | EP Mandate                                                                                                                                                                   | Council Mandate                                                                                                                                                              | Draft Agreement                                                                                                                                                                                                         |
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| Annex III, 3, point (3.4)(3.4.5), first paragraph   |                                                                                                                                                                              |                                                                                                                                                                              |                                                                                                                                                                              |                                                                                                                                                                                                                         |
| 1114                                                | Handholds and steps shall be designed, constructed and arranged in such a way that the operators use them instinctively and do not use the control devices to assist access. | Handholds and steps shall be designed, constructed and arranged in such a way that the operators use them instinctively and do not use the control devices to assist access. | Handholds and steps shall be designed, constructed and arranged in such a way that the operators use them instinctively and do not use the control devices to assist access. | Handholds and steps shall be designed, constructed and arranged in such a way that the operators use them instinctively and do not use the control devices to assist access.<br><br>Text Origin:<br>Commission Proposal |
| Annex III, 3, point (3.4)(3.4.6), introductory part |                                                                                                                                                                              |                                                                                                                                                                              |                                                                                                                                                                              |                                                                                                                                                                                                                         |
| 1115                                                | 3.4.6. Towing devices                                                                                                                                                        | 3.4.6. Towing devices                                                                                                                                                        | 3.4.6. Towing devices                                                                                                                                                        | 3.4.6. Towing devices                                                                                                                                                                                                   |

|                                                   | Commission Proposal                                                                                                                                                                                                                                     | EP Mandate                                                                                                                                                                                                                                              | Council Mandate                                                                                                                                                                                                                                         | Draft Agreement                                                                                                                                                                                                                                                                                    |
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|                                                   |                                                                                                                                                                                                                                                         |                                                                                                                                                                                                                                                         |                                                                                                                                                                                                                                                         | Text Origin:<br>Commission Proposal                                                                                                                                                                                                                                                                |
| Annex III, 3, point (3.4)(3.4.6), first paragraph |                                                                                                                                                                                                                                                         |                                                                                                                                                                                                                                                         |                                                                                                                                                                                                                                                         |                                                                                                                                                                                                                                                                                                    |
| 1116                                              | All machinery used to tow or to be towed shall be fitted with towing or coupling devices designed, constructed and arranged in such a way as to ensure easy and secure connection and disconnection and to prevent accidental disconnection during use. | All machinery used to tow or to be towed shall be fitted with towing or coupling devices designed, constructed and arranged in such a way as to ensure easy and secure connection and disconnection and to prevent accidental disconnection during use. | All machinery used to tow or to be towed shall be fitted with towing or coupling devices designed, constructed and arranged in such a way as to ensure easy and secure connection and disconnection and to prevent accidental disconnection during use. | All machinery used to tow or to be towed shall be fitted with towing or coupling devices designed, constructed and arranged in such a way as to ensure easy and secure connection and disconnection and to prevent accidental disconnection during use.<br><br>Text Origin:<br>Commission Proposal |

|                                                     | Commission Proposal                                                                                                                                | EP Mandate                                                                                                                                         | Council Mandate                                                                                                                                    | Draft Agreement                                                                                                                                                                               |
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|                                                     |                                                                                                                                                    |                                                                                                                                                    |                                                                                                                                                    |                                                                                                                                                                                               |
| Annex III, 3, point (3.4)(3.4.6), second paragraph  |                                                                                                                                                    |                                                                                                                                                    |                                                                                                                                                    |                                                                                                                                                                                               |
| 1117                                                | Insofar as the tow bar load so requires, such machinery shall be equipped with a support with a bearing surface suited to the load and the ground. | Insofar as the tow bar load so requires, such machinery shall be equipped with a support with a bearing surface suited to the load and the ground. | Insofar as the tow bar load so requires, such machinery shall be equipped with a support with a bearing surface suited to the load and the ground. | Insofar as the tow bar load so requires, such machinery shall be equipped with a support with a bearing surface suited to the load and the ground.<br><br>Text Origin:<br>Commission Proposal |
| Annex III, 3, point (3.4)(3.4.7), introductory part |                                                                                                                                                    |                                                                                                                                                    |                                                                                                                                                    |                                                                                                                                                                                               |
| 1118                                                | 3.4.7. Transmission of power                                                                                                                       | 3.4.7. Transmission of power                                                                                                                       | 3.4.7. Transmission of power                                                                                                                       | 3.4.7. Transmission of power                                                                                                                                                                  |

|                                                   | Commission Proposal                                                                                                                                                                                                                                     | EP Mandate                                                                                                                                                                                                                                              | Council Mandate                                                                                                                                                                                                                                         | Draft Agreement                                                                                                                                                                                                                                         |
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|                                                   | between self-propelled machinery (or tractor) and recipient machinery                                                                                                                                                                                   | between self-propelled machinery (or tractor) and recipient machinery                                                                                                                                                                                   | between self-propelled machinery (or tractor) and recipient machinery                                                                                                                                                                                   | between self-propelled machinery (or tractor) and recipient machinery<br><br>Text Origin:<br>Commission Proposal                                                                                                                                        |
| Annex III, 3, point (3.4)(3.4.7), first paragraph |                                                                                                                                                                                                                                                         |                                                                                                                                                                                                                                                         |                                                                                                                                                                                                                                                         |                                                                                                                                                                                                                                                         |
| 1119                                              | Removable mechanical transmission devices linking self-propelled machinery (or a tractor) to the first fixed bearing of recipient machinery shall be designed and constructed in such a way that any part that moves during operation is protected over | Removable mechanical transmission devices linking self-propelled machinery (or a tractor) to the first fixed bearing of recipient machinery shall be designed and constructed in such a way that any part that moves during operation is protected over | Removable mechanical transmission devices linking self-propelled machinery (or a tractor) to the first fixed bearing of recipient machinery shall be designed and constructed in such a way that any part that moves during operation is protected over | Removable mechanical transmission devices linking self-propelled machinery (or a tractor) to the first fixed bearing of recipient machinery shall be designed and constructed in such a way that any part that moves during operation is protected over |



|                                                    | Commission Proposal                                                                                                                                                                                                                                                                                      | EP Mandate                                                                                                                                                                                                                                                                                               | Council Mandate                                                                                                                                                                                                                                                                                          | Draft Agreement                                                                                                                                                                                                                                                                                          |
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|                                                    | its whole length.                                                                                                                                                                                                                                                                                        | its whole length.                                                                                                                                                                                                                                                                                        | its whole length.                                                                                                                                                                                                                                                                                        | its whole length.<br><br>Text Origin:<br>Commission Proposal                                                                                                                                                                                                                                             |
| Annex III, 3, point (3.4)(3.4.7), second paragraph |                                                                                                                                                                                                                                                                                                          |                                                                                                                                                                                                                                                                                                          |                                                                                                                                                                                                                                                                                                          |                                                                                                                                                                                                                                                                                                          |
| 1120                                               | On the side of the self-propelled machinery (or tractor), the power take-off to which the removable mechanical transmission device is attached shall be protected either by a guard fixed and linked to the self-propelled machinery (or tractor) or by any other device offering equivalent protection. | On the side of the self-propelled machinery (or tractor), the power take-off to which the removable mechanical transmission device is attached shall be protected either by a guard fixed and linked to the self-propelled machinery (or tractor) or by any other device offering equivalent protection. | On the side of the self-propelled machinery (or tractor), the power take-off to which the removable mechanical transmission device is attached shall be protected either by a guard fixed and linked to the self-propelled machinery (or tractor) or by any other device offering equivalent protection. | On the side of the self-propelled machinery (or tractor), the power take-off to which the removable mechanical transmission device is attached shall be protected either by a guard fixed and linked to the self-propelled machinery (or tractor) or by any other device offering equivalent protection. |

|                                                   | Commission Proposal                                                                                                                                                                                                                   | EP Mandate                                                                                                                                                                                                                            | Council Mandate                                                                                                                                                                                                                       | Draft Agreement                                                                                                                                                                                                                                           |
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| Annex III, 3, point (3.4)(3.4.7), third paragraph |                                                                                                                                                                                                                                       |                                                                                                                                                                                                                                       |                                                                                                                                                                                                                                       |                                                                                                                                                                                                                                                           |
| 1121                                              | It shall be possible to open this guard for access to the removable transmission device. Once it is in place, there shall be enough room to prevent the drive shaft damaging the guard when the machinery (or the tractor) is moving. | It shall be possible to open this guard for access to the removable transmission device. Once it is in place, there shall be enough room to prevent the drive shaft damaging the guard when the machinery (or the tractor) is moving. | It shall be possible to open this guard for access to the removable transmission device. Once it is in place, there shall be enough room to prevent the drive shaft damaging the guard when the machinery (or the tractor) is moving. | It shall be possible to open this guard for access to the removable transmission device. Once it is in place, there shall be enough room to prevent the drive shaft damaging the guard when the machinery (or the tractor) is moving.<br><br>Text Origin: |

|                                                    | Commission Proposal                                                                                               | EP Mandate                                                                                                        | Council Mandate                                                                                                   | Draft Agreement                                                                                                                                              |
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|                                                    |                                                                                                                   |                                                                                                                   |                                                                                                                   | Commission Proposal                                                                                                                                          |
| Annex III, 3, point (3.4)(3.4.7), fourth paragraph |                                                                                                                   |                                                                                                                   |                                                                                                                   |                                                                                                                                                              |
| 1122                                               | On the recipient machinery side, the input shaft shall be enclosed in a protective casing fixed to the machinery. | On the recipient machinery side, the input shaft shall be enclosed in a protective casing fixed to the machinery. | On the recipient machinery side, the input shaft shall be enclosed in a protective casing fixed to the machinery. | On the recipient machinery side, the input shaft shall be enclosed in a protective casing fixed to the machinery.<br><br>Text Origin:<br>Commission Proposal |
| Annex III, 3, point (3.4)(3.4.7), fifth paragraph  |                                                                                                                   |                                                                                                                   |                                                                                                                   |                                                                                                                                                              |
| 1123                                               |                                                                                                                   |                                                                                                                   |                                                                                                                   |                                                                                                                                                              |

|                                                   | Commission Proposal                                                                                                                                                                                     | EP Mandate                                                                                                                                                                                              | Council Mandate                                                                                                                                                                                         | Draft Agreement                                                                                                                                                                                                                                    |
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|                                                   | Torque limiters or freewheels may be fitted to universal joint transmissions only on the side adjoining the driven machinery. The removable mechanical transmission device shall be marked accordingly. | Torque limiters or freewheels may be fitted to universal joint transmissions only on the side adjoining the driven machinery. The removable mechanical transmission device shall be marked accordingly. | Torque limiters or freewheels may be fitted to universal joint transmissions only on the side adjoining the driven machinery. The removable mechanical transmission device shall be marked accordingly. | Torque limiters or freewheels may be fitted to universal joint transmissions only on the side adjoining the driven machinery. The removable mechanical transmission device shall be marked accordingly.<br><br>Text Origin:<br>Commission Proposal |
| Annex III, 3, point (3.4)(3.4.7), sixth paragraph |                                                                                                                                                                                                         |                                                                                                                                                                                                         |                                                                                                                                                                                                         |                                                                                                                                                                                                                                                    |
| 1124                                              | All recipient machinery, the operation of which requires a removable mechanical                                                                                                                         | All recipient machinery, the operation of which requires a removable mechanical                                                                                                                         | All recipient machinery, the operation of which requires a removable mechanical                                                                                                                         | All recipient machinery, the operation of which requires a removable mechanical                                                                                                                                                                    |

|        | Commission Proposal                                                                                                                                                                                                                                                                                                                    | EP Mandate                                                                                                                                                                                                                                                                                                                             | Council Mandate                                                                                                                                                                                                                                                                                                                        | Draft Agreement                                                                                                                                                                                                                                                                                                                                                                   |
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|        | transmission device to connect it to self-propelled machinery (or a tractor), shall have a system for attaching the removable mechanical transmission device so that, when the machinery is uncoupled, the removable mechanical transmission device and its guard are not damaged by contact with the ground or part of the machinery. | transmission device to connect it to self-propelled machinery (or a tractor), shall have a system for attaching the removable mechanical transmission device so that, when the machinery is uncoupled, the removable mechanical transmission device and its guard are not damaged by contact with the ground or part of the machinery. | transmission device to connect it to self-propelled machinery (or a tractor), shall have a system for attaching the removable mechanical transmission device so that, when the machinery is uncoupled, the removable mechanical transmission device and its guard are not damaged by contact with the ground or part of the machinery. | transmission device to connect it to self-propelled machinery (or a tractor), shall have a system for attaching the removable mechanical transmission device so that, when the machinery is uncoupled, the removable mechanical transmission device and its guard are not damaged by contact with the ground or part of the machinery.<br><br>Text Origin:<br>Commission Proposal |
|        | Annex III, 3, point (3.4)(3.4.7), seventh paragraph                                                                                                                                                                                                                                                                                    |                                                                                                                                                                                                                                                                                                                                        |                                                                                                                                                                                                                                                                                                                                        |                                                                                                                                                                                                                                                                                                                                                                                   |
| G 1125 |                                                                                                                                                                                                                                                                                                                                        |                                                                                                                                                                                                                                                                                                                                        |                                                                                                                                                                                                                                                                                                                                        | G                                                                                                                                                                                                                                                                                                                                                                                 |

|        | Commission Proposal                                                                                                                                                                                                                                                                                                                                                           | EP Mandate                                                                                                                                                                                                                                                                                                                                                                    | Council Mandate                                                                                                                                                                                                                                                                                                                                                               | Draft Agreement                                                                                                                                                                                                                                                                                                                                                                                                           |
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|        | <p>The outside parts of the guard shall be so designed, constructed and arranged that they cannot turn with the removable mechanical transmission device. The guard shall cover the transmission to the ends of the inner jaws in the case of simple universal joints and at least to the centre of the outer joint or joints in the case of wide-angle universal joints.</p> | <p>The outside parts of the guard shall be so designed, constructed and arranged that they cannot turn with the removable mechanical transmission device. The guard shall cover the transmission to the ends of the inner jaws in the case of simple universal joints and at least to the centre of the outer joint or joints in the case of wide-angle universal joints.</p> | <p>The outside parts of the guard shall be so designed, constructed and arranged that they cannot turn with the removable mechanical transmission device. The guard shall cover the transmission to the ends of the inner jaws in the case of simple universal joints and at least to the centre of the outer joint or joints in the case of wide-angle universal joints.</p> | <p>The outside parts of the guard shall be so designed, constructed and arranged that they cannot turn with the removable mechanical transmission device. The guard shall cover the transmission to the ends of the inner jaws in the case of simple universal joints and at least to the centre of the outer joint or joints in the case of wide-angle universal joints.</p> <p>Text Origin:<br/>Commission Proposal</p> |
|        | Annex III, 3, point (3.4)(3.4.7), eighth paragraph                                                                                                                                                                                                                                                                                                                            |                                                                                                                                                                                                                                                                                                                                                                               |                                                                                                                                                                                                                                                                                                                                                                               |                                                                                                                                                                                                                                                                                                                                                                                                                           |
| G 1126 |                                                                                                                                                                                                                                                                                                                                                                               |                                                                                                                                                                                                                                                                                                                                                                               |                                                                                                                                                                                                                                                                                                                                                                               | G                                                                                                                                                                                                                                                                                                                                                                                                                         |

|                                              | Commission Proposal                                                                                                                                                                                                                                                     | EP Mandate                                                                                                                                                                                                                                                              | Council Mandate                                                                                                                                                                                                                                                         | Draft Agreement                                                                                                                                                                                                                                                                                                     |
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|                                              | <p>If means of access to working positions are provided near to the removable mechanical transmission device, they shall be designed and constructed in such a way that the shaft guards cannot be used as steps, unless designed and constructed for that purpose.</p> | <p>If means of access to working positions are provided near to the removable mechanical transmission device, they shall be designed and constructed in such a way that the shaft guards cannot be used as steps, unless designed and constructed for that purpose.</p> | <p>If means of access to working positions are provided near to the removable mechanical transmission device, they shall be designed and constructed in such a way that the shaft guards cannot be used as steps, unless designed and constructed for that purpose.</p> | <p>If means of access to working positions are provided near to the removable mechanical transmission device, they shall be designed and constructed in such a way that the shaft guards cannot be used as steps, unless designed and constructed for that purpose.</p> <p>Text Origin:<br/>Commission Proposal</p> |
| Annex III, 3, point (3.5), introductory part |                                                                                                                                                                                                                                                                         |                                                                                                                                                                                                                                                                         |                                                                                                                                                                                                                                                                         |                                                                                                                                                                                                                                                                                                                     |
| 1127                                         | 3.5. PROTECTION AGAINST OTHER RISKS                                                                                                                                                                                                                                     | 3.5. PROTECTION AGAINST OTHER RISKS                                                                                                                                                                                                                                     | 3.5. PROTECTION AGAINST OTHER RISKS                                                                                                                                                                                                                                     | 3.5. PROTECTION AGAINST OTHER RISKS                                                                                                                                                                                                                                                                                 |

|                                                     | Commission Proposal                                                                               | EP Mandate                                                                                        | Council Mandate                                                                                   | Draft Agreement                                                                                   |
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| Annex III, 3, point (3.5)(3.5.1), introductory part |                                                                                                   |                                                                                                   |                                                                                                   |                                                                                                   |
| 1128                                                | 3.5.1. Batteries                                                                                  | 3.5.1. Batteries                                                                                  | 3.5.1. Batteries                                                                                  | 3.5.1. Batteries<br><br>Text Origin:<br>Commission Proposal                                       |
| Annex III, 3, point (3.5)(3.5.1), first paragraph   |                                                                                                   |                                                                                                   |                                                                                                   |                                                                                                   |
| 1129                                                | The battery housing shall be designed and constructed in such a way as to prevent the electrolyte | The battery housing shall be designed and constructed in such a way as to prevent the electrolyte | The battery housing shall be designed and constructed in such a way as to prevent the electrolyte | The battery housing shall be designed and constructed in such a way as to prevent the electrolyte |



|                                                    | Commission Proposal                                                                                                                                           | EP Mandate                                                                                                                                                    | Council Mandate                                                                                                                                                                 | Draft Agreement                                                                                                                                                                            |
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|                                                    | being ejected on to the operator in the event of rollover or tip over and to avoid the accumulation of vapours in places occupied by operators.               | being ejected on to the operator in the event of rollover or tip over and to avoid the accumulation of vapours in places occupied by operators.               | being ejected on to the operator in the event of rollover or tip over and to avoid the accumulation of vapours in places occupied by operators.                                 | being ejected on to the operator in the event of rollover or tip over and to avoid the accumulation of vapours in places occupied by operators.<br><br>Text Origin:<br>Commission Proposal |
| Annex III, 3, point (3.5)(3.5.1), second paragraph |                                                                                                                                                               |                                                                                                                                                               |                                                                                                                                                                                 |                                                                                                                                                                                            |
| 1130                                               | A machinery product shall be designed and constructed in such a way that the battery can be disconnected with the aid of an easily accessible device provided | A machinery product shall be designed and constructed in such a way that the battery can be disconnected with the aid of an easily accessible device provided | A machinery <u>or related</u> product shall be designed and constructed in such a way that the battery can be disconnected with the aid of an easily accessible device provided | A machinery <u>or related</u> product shall be designed and constructed in such a way that the battery can be disconnected with the aid of an easily accessible device provided            |

|                                                   | Commission Proposal                                                                                                                                                                   | EP Mandate                                                                                                                                                                            | Council Mandate                                                                                                                                                                                       | Draft Agreement                                                             |
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|                                                   | for that purpose.                                                                                                                                                                     | for that purpose.                                                                                                                                                                     | for that purpose.                                                                                                                                                                                     | for that purpose.<br><br>terminology<br><br>Text Origin: Council<br>Mandate |
| Annex III, 3, point (3.5)(3.5.1), third paragraph |                                                                                                                                                                                       |                                                                                                                                                                                       |                                                                                                                                                                                                       |                                                                             |
| 1131                                              | The batteries with automatic charging for mobile machinery, including autonomous mobile machinery products, shall be designed to prevent hazards referred to in sections 1.3.8.2. and | The batteries with automatic charging for mobile machinery, including autonomous mobile machinery products, shall be designed to prevent hazards referred to in sections 1.3.8.2. and | The batteries with automatic charging for mobile machinery, including autonomous mobile machinery <del>products</del> <u>or related product</u> , shall be designed to prevent hazards referred to in |                                                                             |

|                                                     | Commission Proposal                                                                                                                                              | EP Mandate                                                                                                                                                       | Council Mandate                                                                                                                                                                                                                                                                                                                                                 | Draft Agreement                                        |
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|                                                     | 1.5.1., including the risks of contact or collusion of the machine with a person or another machine when the machine moves autonomously to the charging station. | 1.5.1., including the risks of contact or collusion of the machine with a person or another machine when the machine moves autonomously to the charging station. | sections 1.3.8.2. and 1.5.1., including the risks of contact or <del>collusion</del> <u>collision</u> of the <del>machine</del> <u>machinery or related product</u> with a person or another <del>machine</del> <u>machinery or related product</u> when the <del>machine</del> <u>machinery or related product</u> moves autonomously to the charging station. |                                                        |
| Annex III, 3, point (3.5)(3.5.2), introductory part |                                                                                                                                                                  |                                                                                                                                                                  |                                                                                                                                                                                                                                                                                                                                                                 |                                                        |
| 1132                                                | 3.5.2. Fire                                                                                                                                                      | 3.5.2. Fire                                                                                                                                                      | 3.5.2. Fire                                                                                                                                                                                                                                                                                                                                                     | 3.5.2. Fire<br><br>Text Origin:<br>Commission Proposal |

|                                                                      | Commission Proposal                                                                                | EP Mandate                                                                                         | Council Mandate                                                                                    | Draft Agreement                                                                                                                               |
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| Annex III, 3, point (3.5)(3.5.2), first paragraph, introductory part |                                                                                                    |                                                                                                    |                                                                                                    |                                                                                                                                               |
| 1133                                                                 | Depending on the hazards anticipated by the manufacturer, machinery shall, where its size permits: | Depending on the hazards anticipated by the manufacturer, machinery shall, where its size permits: | Depending on the hazards anticipated by the manufacturer, machinery shall, where its size permits: | Depending on the hazards anticipated by the manufacturer, machinery shall, where its size permits:<br><br>Text Origin:<br>Commission Proposal |
| Annex III, 3, point (3.5)(3.5.2), first paragraph(a)                 |                                                                                                    |                                                                                                    |                                                                                                    |                                                                                                                                               |
| 1134                                                                 | (a) either allow easily accessible fire extinguishers to be fitted, or                             | (a) either allow easily accessible fire extinguishers to be fitted, or                             | (a) either allow easily accessible fire extinguishers to be fitted, or                             | (a) either allow easily accessible fire extinguishers to be fitted, or                                                                        |

|                                                      | Commission Proposal                                 | EP Mandate                                          | Council Mandate                                     | Draft Agreement                                                                                |
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|                                                      |                                                     |                                                     |                                                     | Text Origin:<br>Commission Proposal                                                            |
| Annex III, 3, point (3.5)(3.5.2), first paragraph(b) |                                                     |                                                     |                                                     |                                                                                                |
| 1135                                                 | (b) be provided with built-in extinguisher systems. | (b) be provided with built-in extinguisher systems. | (b) be provided with built-in extinguisher systems. | (b) be provided with built-in extinguisher systems.<br><br>Text Origin:<br>Commission Proposal |
| Annex III, 3, point (3.5)(3.5.3), introductory part  |                                                     |                                                     |                                                     |                                                                                                |
| 1136                                                 | 3.5.3. Emissions of hazardous                       | 3.5.3. Emissions of hazardous                       | 3.5.3. Emissions of hazardous                       | 3.5.3. Emissions of hazardous                                                                  |

|                                                   | Commission Proposal                                                                                                                                                                                                                     | EP Mandate                                                                                                                                                                                                                              | Council Mandate                                                                                                                                                                                                                                                                                | Draft Agreement                                       |
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|                                                   | substances                                                                                                                                                                                                                              | substances                                                                                                                                                                                                                              | substances                                                                                                                                                                                                                                                                                     | substances<br><br>Text Origin:<br>Commission Proposal |
| Annex III, 3, point (3.5)(3.5.3), first paragraph |                                                                                                                                                                                                                                         |                                                                                                                                                                                                                                         |                                                                                                                                                                                                                                                                                                |                                                       |
| 1137                                              | The second and third paragraphs of section 1.5.13 do not apply where the main function of the machinery is the spraying of products. However, the operator shall be protected against the risk of exposure to such hazardous emissions. | The second and third paragraphs of section 1.5.13 do not apply where the main function of the machinery is the spraying of products. However, the operator shall be protected against the risk of exposure to such hazardous emissions. | The second and third paragraphs of section 1.5.13 do not apply where the main function of the machinery is the <del>spraying of products</del> <u>application of hazardous substances</u> . However, the operator shall be protected against the risk of exposure to such hazardous emissions. |                                                       |

|   | Commission Proposal                                 | EP Mandate                                                                                                                                      | Council Mandate                                                                                                                                 | Draft Agreement                                                                                                                                                                                       |
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|   | Annex III, 3, point (3.5)(3.5.3), second paragraph  |                                                                                                                                                 |                                                                                                                                                 |                                                                                                                                                                                                       |
| Y | 1138                                                | Ride-on mobile machinery having spraying of products as the main function shall be equipped with filtration cabs or equivalent safety measures. | Ride-on mobile machinery having spraying of products as the main function shall be equipped with filtration cabs or equivalent safety measures. | Ride-on mobile machinery having <del>spraying of products</del> <u>application of hazardous substances</u> as the main function shall be equipped with filtration cabs or equivalent safety measures. |
|   | Annex III, 3, point (3.5)(3.5.4), introductory part |                                                                                                                                                 |                                                                                                                                                 |                                                                                                                                                                                                       |
| G | 1139                                                | 3.5.4. Risk of contact with live overhead power lines                                                                                           | 3.5.4. Risk of contact with live overhead power lines                                                                                           | 3.5.4. Risk of contact with live overhead power lines<br><br>Text Origin:                                                                                                                             |

|                                                   | Commission Proposal                                                                                                                                                                                                                                                                                                                                                       | EP Mandate                                                                                                                                                                                                                                                                                                                                                                | Council Mandate                                                                                                                                                                                                                                                                                                                                                                                                                                                                   | Draft Agreement     |
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|                                                   |                                                                                                                                                                                                                                                                                                                                                                           |                                                                                                                                                                                                                                                                                                                                                                           |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                   | Commission Proposal |
| Annex III, 3, point (3.5)(3.5.4), first paragraph |                                                                                                                                                                                                                                                                                                                                                                           |                                                                                                                                                                                                                                                                                                                                                                           |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                   |                     |
| 1140                                              | Depending on the height of the machinery products, mobile machinery product shall, where relevant, be designed, constructed and equipped, so as to prevent the risk of contact with an energised overhead power line or the risk of creating an electric arc between any part of the machinery or an operator driving the machinery and an energised overhead power line. | Depending on the height of the machinery products, mobile machinery product shall, where relevant, be designed, constructed and equipped, so as to prevent the risk of contact with an energised overhead power line or the risk of creating an electric arc between any part of the machinery or an operator driving the machinery and an energised overhead power line. | Depending on <del>the</del> <u>its</u> height <del>of the,</del><br><u>mobile</u> machinery <del>products, mobile</del><br><del>machinery</del> <u>machinery or related</u> product shall, where relevant, be designed, constructed and equipped, so as to prevent the risk of contact with an energised overhead power line or the risk of creating an electric arc between any part of the machinery or an operator driving the machinery and an energised overhead power line. |                     |



|                                                    | Commission Proposal                                                                                                                                                                                                                                                                                                                                   | EP Mandate                                                                                                                                                                                                                                                                                                                                            | Council Mandate                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                               | Draft Agreement |
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| Annex III, 3, point (3.5)(3.5.4), second paragraph |                                                                                                                                                                                                                                                                                                                                                       |                                                                                                                                                                                                                                                                                                                                                       |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                               |                 |
| 1141                                               | <p>When the risk of contact or electric arc with an energised overhead power line cannot be fully avoided, mobile machinery products shall be designed, constructed and equipped in such a way that all hazards of an electrical nature are prevented or can be prevented in the event of contact or electrical arc with an energized power line.</p> | <p>When the risk of contact or electric arc with an energised overhead power line cannot be fully avoided, mobile machinery products shall be designed, constructed and equipped in such a way that all hazards of an electrical nature are prevented or can be prevented in the event of contact or electrical arc with an energized power line.</p> | <p>When the risk <u>to the persons operating machinery incurred by the contact of contact or electric arc with an energised overhead power line</u> cannot be fully avoided, mobile machinery <u>products or related product</u> shall be designed, constructed <del>and equipped in such a way that all hazards of an</del> <u>so as to prevent any</u> electrical <del>nature are prevented or can be prevented</del> <u>hazards</u> in the event of contact <del>or electrical arc</del> with an energized power line.</p> |                 |
| Annex III, 3, point (3.6), introductory part       |                                                                                                                                                                                                                                                                                                                                                       |                                                                                                                                                                                                                                                                                                                                                       |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                               |                 |

|                                                     | Commission Proposal                | EP Mandate                         | Council Mandate                    | Draft Agreement                                                               |
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| G 1142                                              | 3.6. INFORMATION AND INDICATIONS   | 3.6. INFORMATION AND INDICATIONS   | 3.6. INFORMATION AND INDICATIONS   | 3.6. INFORMATION AND INDICATIONS<br><br>Text Origin:<br>Commission Proposal   |
| Annex III, 3, point (3.6)(3.6.1), introductory part |                                    |                                    |                                    |                                                                               |
| G 1143                                              | 3.6.1. Signs, signals and warnings | 3.6.1. Signs, signals and warnings | 3.6.1. Signs, signals and warnings | 3.6.1. Signs, signals and warnings<br><br>Text Origin:<br>Commission Proposal |
| Annex III, 3, point (3.6)(3.6.1), first paragraph   |                                    |                                    |                                    |                                                                               |

|      | Commission Proposal                                                                                                                                                                                                                                                                             | EP Mandate                                                                                                                                                                                                                                                                                      | Council Mandate                                                                                                                                                                                                                                                                                                                     | Draft Agreement                                                                                                                                                                                                                                                                                                                                                                                |
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| 1144 | <p>All machinery products shall have signs and/or instruction plates concerning use, adjustment and maintenance, wherever necessary, so as to ensure the health and safety of persons. They shall be chosen, designed and constructed in such a way as to be clearly visible and indelible.</p> | <p>All machinery products shall have signs and/or instruction plates concerning use, adjustment and maintenance, wherever necessary, so as to ensure the health and safety of persons. They shall be chosen, designed and constructed in such a way as to be clearly visible and indelible.</p> | <p>All machinery <del>products</del><u>or related product</u> shall have signs and/or instruction plates concerning use, adjustment and maintenance, wherever necessary, so as to ensure the health and safety of persons. They shall be chosen, designed and constructed in such a way as to be clearly visible and indelible.</p> | <p>All machinery <del>products</del><u>or related product</u> shall have signs and/or instruction plates concerning use, adjustment and maintenance, wherever necessary, so as to ensure the health and safety of persons. They shall be chosen, designed and constructed in such a way as to be clearly visible and indelible.</p> <p>terminology</p> <p>Text Origin: Council<br/>Mandate</p> |

|                                                                       | Commission Proposal                                                                                                                          | EP Mandate                                                                                                                                   | Council Mandate                                                                                                                                                 | Draft Agreement                                                                                                                                                                                                           |
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| Annex III, 3, point (3.6)(3.6.1), second paragraph, introductory part |                                                                                                                                              |                                                                                                                                              |                                                                                                                                                                 |                                                                                                                                                                                                                           |
| 1145                                                                  | Without prejudice to the provisions of road traffic regulations, machinery product with a ride-on driver shall have the following equipment: | Without prejudice to the provisions of road traffic regulations, machinery product with a ride-on driver shall have the following equipment: | -Without prejudice to the provisions of road traffic regulations, machinery <u>or related</u> product with a ride-on driver shall have the following equipment: | -Without prejudice to the provisions of road traffic regulations, machinery <u>or related</u> product with a ride-on driver shall have the following equipment:<br><br>terminology<br><br>Text Origin: Council<br>Mandate |
| Annex III, 3, point (3.6)(3.6.1), second paragraph(a)                 |                                                                                                                                              |                                                                                                                                              |                                                                                                                                                                 |                                                                                                                                                                                                                           |

|                                                       | Commission Proposal                                                                                                                                                                                          | EP Mandate                                                                                                                                                                                                   | Council Mandate                                                                                                                                                                                                                | Draft Agreement                                                                                                                                                                                                                |
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| 1146                                                  | (a) an acoustic warning device to alert persons;                                                                                                                                                             | (a) an acoustic warning device to alert persons;                                                                                                                                                             | (a) an acoustic warning device to alert persons;                                                                                                                                                                               | (a) an acoustic warning device to alert persons;<br><br>Text Origin:<br>Commission Proposal                                                                                                                                    |
| Annex III, 3, point (3.6)(3.6.1), second paragraph(b) |                                                                                                                                                                                                              |                                                                                                                                                                                                              |                                                                                                                                                                                                                                |                                                                                                                                                                                                                                |
| 1147                                                  | (b) a system of light signals relevant to the intended conditions of use; the latter requirement does not apply to machinery product intended solely for underground working and having no electrical power; | (b) a system of light signals relevant to the intended conditions of use; the latter requirement does not apply to machinery product intended solely for underground working and having no electrical power; | (b) a system of light signals relevant to the intended conditions of use; the latter requirement does not apply to machinery <u>or related</u> product intended solely for underground working and having no electrical power; | (b) a system of light signals relevant to the intended conditions of use; the latter requirement does not apply to machinery <u>or related</u> product intended solely for underground working and having no electrical power; |

|                                                       | Commission Proposal                                                                                                                     | EP Mandate                                                                                                                              | Council Mandate                                                                                                                                           | Draft Agreement                                                                                                                                                              |
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|                                                       |                                                                                                                                         |                                                                                                                                         |                                                                                                                                                           | terminology<br><br>Text Origin: Council<br>Mandate                                                                                                                           |
| Annex III, 3, point (3.6)(3.6.1), second paragraph(c) |                                                                                                                                         |                                                                                                                                         |                                                                                                                                                           |                                                                                                                                                                              |
| 1148                                                  | (c) where necessary, there shall be an appropriate connection between a trailer and the machinery product for the operation of signals. | (c) where necessary, there shall be an appropriate connection between a trailer and the machinery product for the operation of signals. | (c) where necessary, there shall be an appropriate connection between a trailer and the machinery <u>or related</u> product for the operation of signals. | (c) where necessary, there shall be an appropriate connection between a trailer and the machinery <u>or related</u> product for the operation of signals.<br><br>terminology |

|                                                   | Commission Proposal                                                                                                                                                                                                                                                                                                                                                                                                                       | EP Mandate                                                                                                                                                                                                                                                                                                                                                                                                                                | Council Mandate                                                                                                                                                                                                                                                                                                                                                                                                                                      | Draft Agreement                                                                                                                                                                                                                                                                                                                                                                                                                                      |
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| Annex III, 3, point (3.6)(3.6.1), third paragraph |                                                                                                                                                                                                                                                                                                                                                                                                                                           |                                                                                                                                                                                                                                                                                                                                                                                                                                           |                                                                                                                                                                                                                                                                                                                                                                                                                                                      |                                                                                                                                                                                                                                                                                                                                                                                                                                                      |
| 1149                                              | Remote-controlled machinery which, under normal conditions of use, exposes persons to the risk of impact or crushing shall be fitted with appropriate means to signal its movements or with means to protect persons against such risks. The same applies to machinery product, which involves, when in use, the constant repetition of a forward and backward movement on a single axis where the area to the rear of the machine is not | Remote-controlled machinery which, under normal conditions of use, exposes persons to the risk of impact or crushing shall be fitted with appropriate means to signal its movements or with means to protect persons against such risks. The same applies to machinery product, which involves, when in use, the constant repetition of a forward and backward movement on a single axis where the area to the rear of the machine is not | Remote-controlled machinery which, under normal conditions of use, exposes persons to the risk of impact or crushing shall be fitted with appropriate means to signal its movements or with means to protect persons against such risks. The same applies to machinery <u>or related</u> product, which involves, when in use, the constant repetition of a forward and backward movement on a single axis where the area to the rear of the machine | Remote-controlled machinery which, under normal conditions of use, exposes persons to the risk of impact or crushing shall be fitted with appropriate means to signal its movements or with means to protect persons against such risks. The same applies to machinery <u>or related</u> product, which involves, when in use, the constant repetition of a forward and backward movement on a single axis where the area to the rear of the machine |

|                                                    | Commission Proposal                                                                                                                                                                                         | EP Mandate                                                                                                                                                                                                  | Council Mandate                                                                                                                                                                                                          | Draft Agreement                                                                                                                                                                                                          |
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|                                                    | directly visible to the driver.                                                                                                                                                                             | directly visible to the driver.                                                                                                                                                                             | is not directly visible to the driver.                                                                                                                                                                                   | is not directly visible to the driver.<br><br>terminology<br><br>Text Origin: Council<br>Mandate                                                                                                                         |
| Annex III, 3, point (3.6)(3.6.1), fourth paragraph |                                                                                                                                                                                                             |                                                                                                                                                                                                             |                                                                                                                                                                                                                          |                                                                                                                                                                                                                          |
| 1150                                               | Machinery shall be constructed in such a way that the warning and signalling devices cannot be disabled unintentionally. Where it is essential for safety, such devices shall be provided with the means to | Machinery shall be constructed in such a way that the warning and signalling devices cannot be disabled unintentionally. Where it is essential for safety, such devices shall be provided with the means to | Machinery <u>or related product</u> shall be constructed in such a way that the warning and signalling devices cannot be disabled unintentionally. Where it is essential for safety, such devices shall be provided with | Machinery <u>or related product</u> shall be constructed in such a way that the warning and signalling devices cannot be disabled unintentionally. Where it is essential for safety, such devices shall be provided with |



|                                                   | Commission Proposal                                                                                 | EP Mandate                                                                                          | Council Mandate                                                                                                  | Draft Agreement                                                                                                                                                                |
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|                                                   | check that they are in good working order and their failure shall be made apparent to the operator. | check that they are in good working order and their failure shall be made apparent to the operator. | the means to check that they are in good working order and their failure shall be made apparent to the operator. | <p>the means to check that they are in good working order and their failure shall be made apparent to the operator.</p> <p>terminology</p> <p>Text Origin: Council Mandate</p> |
| Annex III, 3, point (3.6)(3.6.1), fifth paragraph |                                                                                                     |                                                                                                     |                                                                                                                  |                                                                                                                                                                                |
| 1151                                              | Where the movement of machinery or its tools is particularly hazardous, signs on the machinery      | Where the movement of machinery or its tools is particularly hazardous, signs on the machinery      | Where the movement of machinery or its tools is particularly hazardous, signs on the machinery                   | Where the movement of machinery or its tools is particularly hazardous, signs on the machinery                                                                                 |

|                                                     | Commission Proposal                                                                                                                                                                                  | EP Mandate                                                                                                                                                                                           | Council Mandate                                                                                                                                                                                      | Draft Agreement                                                                                                                                                                                                                                 |
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|                                                     | shall be provided to warn against approaching the machinery while it is working; the signs shall be legible at a sufficient distance to ensure the safety of persons who have to be in the vicinity. | shall be provided to warn against approaching the machinery while it is working; the signs shall be legible at a sufficient distance to ensure the safety of persons who have to be in the vicinity. | shall be provided to warn against approaching the machinery while it is working; the signs shall be legible at a sufficient distance to ensure the safety of persons who have to be in the vicinity. | shall be provided to warn against approaching the machinery while it is working; the signs shall be legible at a sufficient distance to ensure the safety of persons who have to be in the vicinity.<br><br>Text Origin:<br>Commission Proposal |
| Annex III, 3, point (3.6)(3.6.2), introductory part |                                                                                                                                                                                                      |                                                                                                                                                                                                      |                                                                                                                                                                                                      |                                                                                                                                                                                                                                                 |
| 1152                                                | 3.6.2. Marking                                                                                                                                                                                       | 3.6.2. Marking                                                                                                                                                                                       | 3.6.2. Marking                                                                                                                                                                                       | 3.6.2. Marking<br><br>Text Origin:<br>Commission Proposal                                                                                                                                                                                       |

|   | Commission Proposal                                                                   | EP Mandate                                                                    | Council Mandate                                                                                      | Draft Agreement                                                                           |
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|   | Annex III, 3, point (3.6)(3.6.2), first paragraph, introductory part                  |                                                                               |                                                                                                      |                                                                                           |
| Y | 1153<br>The following shall be shown legibly and indelibly on all machinery products: | The following shall be shown legibly and indelibly on all machinery products: | (i) -The following shall be shown legibly and indelibly on all Machinery <u>or related</u> products: |                                                                                           |
|   | Annex III, 3, point (3.6)(3.6.2), first paragraph(a)                                  |                                                                               |                                                                                                      |                                                                                           |
| G | 1154<br>(a) nominal power expressed in kilowatts (kW);                                | (a) nominal power expressed in kilowatts (kW);                                | (a) nominal power expressed in kilowatts (kW);                                                       | (a) nominal power expressed in kilowatts (kW);<br><br>Text Origin:<br>Commission Proposal |

|                                                                       | Commission Proposal                                          | EP Mandate                                                   | Council Mandate                                              | Draft Agreement                                                                                         |
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| Annex III, 3, point (3.6)(3.6.2), first paragraph(b)                  |                                                              |                                                              |                                                              |                                                                                                         |
| G 1155                                                                | (b) mass of the most usual configuration, in kilograms (kg); | (b) mass of the most usual configuration, in kilograms (kg); | (b) mass of the most usual configuration, in kilograms (kg); | (b) mass of the most usual configuration, in kilograms (kg);<br><br>Text Origin:<br>Commission Proposal |
| Annex III, 3, point (3.6)(3.6.2), second paragraph, introductory part |                                                              |                                                              |                                                              |                                                                                                         |
| Y 1156                                                                | and, where appropriate:                                      | and, where appropriate:                                      | (ii) and, where appropriate:                                 |                                                                                                         |
| Annex III, 3, point (3.6)(3.6.2), second paragraph(a)                 |                                                              |                                                              |                                                              |                                                                                                         |
| G 1157                                                                | (a) maximum drawbar pull                                     | (a) maximum drawbar pull                                     | (a) maximum drawbar pull                                     | (a) maximum drawbar pull                                                                                |

|                                                       | Commission Proposal                                                                | EP Mandate                                                                         | Council Mandate                                                                    | Draft Agreement                                                                                                               |
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|                                                       | provided for at the coupling hook,<br>in Newtons (N);                              | provided for at the coupling hook,<br>in Newtons (N);                              | provided for at the coupling hook,<br>in Newtons (N);                              | provided for at the coupling hook,<br>in Newtons (N);<br><br>Text Origin:<br>Commission Proposal                              |
| Annex III, 3, point (3.6)(3.6.2), second paragraph(b) |                                                                                    |                                                                                    |                                                                                    |                                                                                                                               |
| 1158                                                  | (b) maximum vertical load<br>provided for on the coupling hook,<br>in Newtons (N). | (b) maximum vertical load<br>provided for on the coupling hook,<br>in Newtons (N). | (b) maximum vertical load<br>provided for on the coupling hook,<br>in Newtons (N). | (b) maximum vertical load<br>provided for on the coupling hook,<br>in Newtons (N).<br><br>Text Origin:<br>Commission Proposal |

|                                                                               | Commission Proposal | EP Mandate          | Council Mandate     | Draft Agreement                                                |
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| Annex III, 3, point (3.6)(3.6.3), introductory part                           |                     |                     |                     |                                                                |
| 1159                                                                          | 3.6.3. Instructions | 3.6.3. Instructions | 3.6.3. Instructions | 3.6.3. Instructions<br><br>Text Origin:<br>Commission Proposal |
| Annex III, 3, point (3.6)(3.6.3)(3.6.3.1), introductory part                  |                     |                     |                     |                                                                |
| 1160                                                                          | 3.6.3.1. Vibrations | 3.6.3.1. Vibrations | 3.6.3.1. Vibrations | 3.6.3.1. Vibrations<br><br>Text Origin:<br>Commission Proposal |
| Annex III, 3, point (3.6)(3.6.3)(3.6.3.1), first paragraph, introductory part |                     |                     |                     |                                                                |

|                                                               | Commission Proposal                                                                                                                                                                                   | EP Mandate                                                                                                                                                                                            | Council Mandate                                                                                                                                                                                                                   | Draft Agreement                                                                                                                                                                                                                                                                             |
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| 1161                                                          | The instructions shall give the following information concerning vibrations, expressed as acceleration (m/s <sup>2</sup> ), transmitted by the machinery to the hand-arm system or to the whole body: | The instructions shall give the following information concerning vibrations, expressed as acceleration (m/s <sup>2</sup> ), transmitted by the machinery to the hand-arm system or to the whole body: | -The instructions shall give the following information concerning vibrations, expressed as acceleration (m/s <sup>2</sup> ), transmitted by the machinery <u>or related products</u> to the hand-arm system or to the whole body: | -The instructions shall give the following information concerning vibrations, expressed as acceleration (m/s <sup>2</sup> ), transmitted by the machinery <u>or related products</u> to the hand-arm system or to the whole body:<br><br>terminology<br><br>Text Origin: Council<br>Mandate |
| Annex III, 3, point (3.6)(3.6.3)(3.6.3.1), first paragraph(a) |                                                                                                                                                                                                       |                                                                                                                                                                                                       |                                                                                                                                                                                                                                   |                                                                                                                                                                                                                                                                                             |

|                                                               | Commission Proposal                                                                                                                     | EP Mandate                                                                                                                              | Council Mandate                                                                                                                         | Draft Agreement                                                                                                                                                                    |
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| G 1162                                                        | (a) the vibration total value from continuous vibrations to which the hand-arm system is subjected;                                     | (a) the vibration total value from continuous vibrations to which the hand-arm system is subjected;                                     | (a) the vibration total value from continuous vibrations to which the hand-arm system is subjected;                                     | (a) the vibration total value from continuous vibrations to which the hand-arm system is subjected;<br><br>Text Origin:<br>Commission Proposal                                     |
| Annex III, 3, point (3.6)(3.6.3)(3.6.3.1), first paragraph(b) |                                                                                                                                         |                                                                                                                                         |                                                                                                                                         |                                                                                                                                                                                    |
| G 1163                                                        | (b) the mean value of the peak amplitude of the acceleration from repeated shock vibrations, to which the hand-arm system is subjected; | (b) the mean value of the peak amplitude of the acceleration from repeated shock vibrations, to which the hand-arm system is subjected; | (b) the mean value of the peak amplitude of the acceleration from repeated shock vibrations, to which the hand-arm system is subjected; | (b) the mean value of the peak amplitude of the acceleration from repeated shock vibrations, to which the hand-arm system is subjected;<br><br>Text Origin:<br>Commission Proposal |



|                                                               | Commission Proposal                                                                                                                                                                                                           | EP Mandate                                                                                                                                                                                                                    | Council Mandate                                                                                                                                                                                                               | Draft Agreement                                                                                                                                                                                                                                                          |
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|                                                               |                                                                                                                                                                                                                               |                                                                                                                                                                                                                               |                                                                                                                                                                                                                               |                                                                                                                                                                                                                                                                          |
| Annex III, 3, point (3.6)(3.6.3)(3.6.3.1), first paragraph(c) |                                                                                                                                                                                                                               |                                                                                                                                                                                                                               |                                                                                                                                                                                                                               |                                                                                                                                                                                                                                                                          |
| 1164                                                          | (c) the highest root mean square value of weighted acceleration to which the whole body is subjected, if it exceeds 0, 5 m/s <sup>2</sup> . Where this value does not exceed 0, 5 m/s <sup>2</sup> , this shall be mentioned; | (c) the highest root mean square value of weighted acceleration to which the whole body is subjected, if it exceeds 0, 5 m/s <sup>2</sup> . Where this value does not exceed 0, 5 m/s <sup>2</sup> , this shall be mentioned; | (c) the highest root mean square value of weighted acceleration to which the whole body is subjected, if it exceeds 0, 5 m/s <sup>2</sup> . Where this value does not exceed 0, 5 m/s <sup>2</sup> , this shall be mentioned; | (c) the highest root mean square value of weighted acceleration to which the whole body is subjected, if it exceeds 0, 5 m/s <sup>2</sup> . Where this value does not exceed 0, 5 m/s <sup>2</sup> , this shall be mentioned;<br><br>Text Origin:<br>Commission Proposal |
| Annex III, 3, point (3.6)(3.6.3)(3.6.3.1), first paragraph(d) |                                                                                                                                                                                                                               |                                                                                                                                                                                                                               |                                                                                                                                                                                                                               |                                                                                                                                                                                                                                                                          |
| 1165                                                          | (d) the uncertainty of measurements.                                                                                                                                                                                          | (d) the uncertainty of measurements.                                                                                                                                                                                          | (d) the uncertainty of measurements.                                                                                                                                                                                          | (d) the uncertainty of measurements.                                                                                                                                                                                                                                     |

|                                                             | Commission Proposal                                                                                                                                                                                                                       | EP Mandate                                                                                                                                                                                                                                | Council Mandate                                                                                                                                                                                                                                                                                                             | Draft Agreement                                                                                                                                                                                                                                                                                                             |
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|                                                             |                                                                                                                                                                                                                                           |                                                                                                                                                                                                                                           |                                                                                                                                                                                                                                                                                                                             | Text Origin:<br>Commission Proposal                                                                                                                                                                                                                                                                                         |
| Annex III, 3, point (3.6)(3.6.3)(3.6.3.1), second paragraph |                                                                                                                                                                                                                                           |                                                                                                                                                                                                                                           |                                                                                                                                                                                                                                                                                                                             |                                                                                                                                                                                                                                                                                                                             |
| 1166                                                        | These values shall be either those actually measured for the machinery in question or those established on the basis of measurements taken for technically comparable machinery, which is representative of the machinery to be produced. | These values shall be either those actually measured for the machinery in question or those established on the basis of measurements taken for technically comparable machinery, which is representative of the machinery to be produced. | These values shall be either those actually measured for the machinery <u>or related products</u> in question or those established on the basis of measurements taken for technically comparable machinery <u>or related products</u> , which is representative of the machinery <u>or related products</u> to be produced. | These values shall be either those actually measured for the machinery <u>or related products</u> in question or those established on the basis of measurements taken for technically comparable machinery <u>or related products</u> , which is representative of the machinery <u>or related products</u> to be produced. |

|                                                            | Commission Proposal                                                                                                                                                                                                                           | EP Mandate                                                                                                                                                                                                                                    | Council Mandate                                                                                                                                                                                                                                                                            | Draft Agreement                                    |
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|                                                            |                                                                                                                                                                                                                                               |                                                                                                                                                                                                                                               |                                                                                                                                                                                                                                                                                            | terminology<br><br>Text Origin: Council<br>Mandate |
| Annex III, 3, point (3.6)(3.6.3)(3.6.3.1), third paragraph |                                                                                                                                                                                                                                               |                                                                                                                                                                                                                                               |                                                                                                                                                                                                                                                                                            |                                                    |
| 1167                                                       | Where harmonised standards or technical specifications adopted by the Commission in accordance with Article 17(3) cannot be applied, the vibration shall be measured using the most appropriate measurement code for the machinery concerned. | Where harmonised standards or technical specifications adopted by the Commission in accordance with Article 17(3) cannot be applied, the vibration shall be measured using the most appropriate measurement code for the machinery concerned. | Where harmonised standards or <del>technical</del> common specifications adopted by the Commission in accordance with Article 17(3) cannot be applied, the vibration shall be measured using the most appropriate measurement code for the machinery <u>or related products</u> concerned. |                                                    |

|                                                              | Commission Proposal                                                                            | EP Mandate                                                                                     | Council Mandate                                                                                | Draft Agreement                                                                                                                           |
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| Annex III, 3, point (3.6)(3.6.3)(3.6.3.1), fourth paragraph  |                                                                                                |                                                                                                |                                                                                                |                                                                                                                                           |
| 1168                                                         | The operating conditions during measurement and the measurement codes used shall be described. | The operating conditions during measurement and the measurement codes used shall be described. | The operating conditions during measurement and the measurement codes used shall be described. | The operating conditions during measurement and the measurement codes used shall be described.<br><br>Text Origin:<br>Commission Proposal |
| Annex III, 3, point (3.6)(3.6.3)(3.6.3.2), introductory part |                                                                                                |                                                                                                |                                                                                                |                                                                                                                                           |
| 1169                                                         | 3.6.3.2. Multiple uses                                                                         | 3.6.3.2. Multiple uses                                                                         | 3.6.3.2. Multiple uses                                                                         | 3.6.3.2. Multiple uses                                                                                                                    |

|                                                            | Commission Proposal                                                                                                                                                                                                                                                                                          | EP Mandate                                                                                                                                                                                                                                                                                                   | Council Mandate                                                                                                                                                                                                                                                                                                                                  | Draft Agreement                                                                                                                                                                                                                                                                                                                                  |
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| Annex III, 3, point (3.6)(3.6.3)(3.6.3.2), first paragraph |                                                                                                                                                                                                                                                                                                              |                                                                                                                                                                                                                                                                                                              |                                                                                                                                                                                                                                                                                                                                                  |                                                                                                                                                                                                                                                                                                                                                  |
| 1170                                                       | The instructions for a machinery product allowing several uses depending on the equipment used and the instructions for the interchangeable equipment shall contain the information necessary for safe assembly and use of the basic machinery product and the interchangeable equipment that can be fitted. | The instructions for a machinery product allowing several uses depending on the equipment used and the instructions for the interchangeable equipment shall contain the information necessary for safe assembly and use of the basic machinery product and the interchangeable equipment that can be fitted. | The instructions for a machinery <u>or related</u> product allowing several uses depending on the equipment used and the instructions for the interchangeable equipment shall contain the information necessary for safe assembly and use of the basic machinery <u>or related</u> product and the interchangeable equipment that can be fitted. | The instructions for a machinery <u>or related</u> product allowing several uses depending on the equipment used and the instructions for the interchangeable equipment shall contain the information necessary for safe assembly and use of the basic machinery <u>or related</u> product and the interchangeable equipment that can be fitted. |

|                                                              | Commission Proposal                           | EP Mandate                                    | Council Mandate                                                                    | Draft Agreement                                                                                                                              |
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|                                                              |                                               |                                               |                                                                                    | terminology<br><br>Text Origin: Council<br>Mandate                                                                                           |
| Annex III, 3, point (3.6)(3.6.3)(3.6.3.3), introductory part |                                               |                                               |                                                                                    |                                                                                                                                              |
| G 1171                                                       | 3.6.3.3. Autonomous mobile machinery products | 3.6.3.3. Autonomous mobile machinery products | 3.6.3.3. Autonomous mobile machinery <del>products</del> <u>or related product</u> | 3.6.3.3. Autonomous mobile machinery <del>products</del> <u>or related product</u><br><br>terminology<br><br>Text Origin: Council<br>Mandate |

|                                                            | Commission Proposal | EP Mandate                                                                                                                                                 | Council Mandate                                                                                                                                            | Draft Agreement                                                                                                                                                                                            |
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| Annex III, 3, point (3.6)(3.6.3)(3.6.3.3), first paragraph |                     |                                                                                                                                                            |                                                                                                                                                            |                                                                                                                                                                                                            |
| Y                                                          | 1172                | The instructions for use of autonomous mobile machinery products shall specify the characteristics of its intended travel, working areas and danger zones. | The instructions for use of autonomous mobile machinery products shall specify the characteristics of its intended travel, working areas and danger zones. | The instructions <del>for use</del> of autonomous mobile machinery <del>products</del> <u>or related product</u> shall specify the characteristics of its intended travel, working areas and danger zones. |
| Annex III, 4                                               |                     |                                                                                                                                                            |                                                                                                                                                            |                                                                                                                                                                                                            |
| G                                                          | 1173                | 4 4. SUPPLEMENTARY ESSENTIAL HEALTH AND SAFETY REQUIREMENTS TO                                                                                             | 4 <del>4</del> -SUPPLEMENTARY ESSENTIAL HEALTH AND SAFETY REQUIREMENTS TO                                                                                  | 4 <del>4</del> -SUPPLEMENTARY ESSENTIAL HEALTH AND SAFETY REQUIREMENTS TO                                                                                                                                  |

|                               | Commission Proposal                                                                                                                                                                      | EP Mandate                                                                                                                                                                               | Council Mandate                                                                                                                                                                                                               | Draft Agreement                                                                                                                                                                                                               |
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|                               | OFFSET HAZARDS DUE TO LIFTING OPERATIONS                                                                                                                                                 | OFFSET HAZARDS DUE TO LIFTING OPERATIONS                                                                                                                                                 | OFFSET HAZARDS DUE TO LIFTING OPERATIONS                                                                                                                                                                                      | OFFSET HAZARDS DUE TO LIFTING OPERATIONS<br><br>Text Origin: Council<br>Mandate                                                                                                                                               |
| Annex III, 4, first paragraph |                                                                                                                                                                                          |                                                                                                                                                                                          |                                                                                                                                                                                                                               |                                                                                                                                                                                                                               |
| 1174                          | Machinery presenting hazards due to lifting operations shall meet all the relevant essential health and safety requirements described in this chapter (see General Principles, point 4). | Machinery presenting hazards due to lifting operations shall meet all the relevant essential health and safety requirements described in this chapter (see General Principles, point 4). | Machinery <u>or related product</u> presenting hazards due to <del>lifting</del> operations shall meet all the relevant essential health and safety requirements described in this chapter (see General Principles, point 4). | Machinery <u>or related product</u> presenting hazards due to <del>lifting</del> operations shall meet all the relevant essential health and safety requirements described in this chapter (see General Principles, point 4). |



|                                                     | Commission Proposal | EP Mandate   | Council Mandate | Draft Agreement                                         |
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|                                                     |                     |              |                 | terminology<br><br>Text Origin: Council<br>Mandate      |
| Annex III, 4, point (4.1), introductory part        |                     |              |                 |                                                         |
| G 1175                                              | 4.1. GENERAL        | 4.1. GENERAL | 4.1. GENERAL    | 4.1. GENERAL<br><br>Text Origin:<br>Commission Proposal |
| Annex III, 4, point (4.1)(4.1.1), introductory part |                     |              |                 |                                                         |

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| 1176                                | 4.1.1. Definitions                                                                                                                             | 4.1.1. Definitions                                                                                                                             | 4.1.1. Definitions                                                                                                                             | 4.1.1. Definitions<br><br>Text Origin:<br>Commission Proposal                                                                                                                             |
| Annex III, 4, point (4.1)(4.1.1)(a) |                                                                                                                                                |                                                                                                                                                |                                                                                                                                                |                                                                                                                                                                                           |
| 1177                                | (a) 'Lifting operation' means a movement of unit loads consisting of goods and/or persons necessitating, at a given moment, a change of level; | (a) 'Lifting operation' means a movement of unit loads consisting of goods and/or persons necessitating, at a given moment, a change of level; | (a) 'Lifting operation' means a movement of unit loads consisting of goods and/or persons necessitating, at a given moment, a change of level; | (a) 'Lifting operation' means a movement of unit loads consisting of goods and/or persons necessitating, at a given moment, a change of level;<br><br>Text Origin:<br>Commission Proposal |

|                                     | Commission Proposal                                                                                                                          | EP Mandate                                                                                                                                   | Council Mandate                                                                                                                              | Draft Agreement                                                                                                                                                                         |
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| Annex III, 4, point (4.1)(4.1.1)(b) |                                                                                                                                              |                                                                                                                                              |                                                                                                                                              |                                                                                                                                                                                         |
| 1178                                | (b) 'Guided load' means a load where the total movement is made along rigid or flexible guides whose position is determined by fixed points; | (b) 'Guided load' means a load where the total movement is made along rigid or flexible guides whose position is determined by fixed points; | (b) 'Guided load' means a load where the total movement is made along rigid or flexible guides whose position is determined by fixed points; | (b) 'Guided load' means a load where the total movement is made along rigid or flexible guides whose position is determined by fixed points;<br><br>Text Origin:<br>Commission Proposal |
| Annex III, 4, point (4.1)(4.1.1)(c) |                                                                                                                                              |                                                                                                                                              |                                                                                                                                              |                                                                                                                                                                                         |
| 1179                                | (c) 'Working coefficient' means the arithmetic ratio between the load guaranteed by the                                                      | (c) 'Working coefficient' means the arithmetic ratio between the load guaranteed by the                                                      | (c) 'Working coefficient' means the arithmetic ratio between the load guaranteed by the                                                      |                                                                                                                                                                                         |

|                                     | Commission Proposal                                                                                                                                                                                                                             | EP Mandate                                                                                                                                                                                                                                      | Council Mandate                                                                                                                                                                                                                                                                                            | Draft Agreement |
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|                                     | manufacturer or his or her authorised representative up to which a component is able to hold it and the maximum working load marked on the component;                                                                                           | manufacturer or his or her authorised representative up to which a component is able to hold it and the maximum working load marked on the component;                                                                                           | manufacturer <del>or his or her authorised representative</del> up to which a component is able to hold it and the maximum working load marked on the component;                                                                                                                                           |                 |
| Annex III, 4, point (4.1)(4.1.1)(d) |                                                                                                                                                                                                                                                 |                                                                                                                                                                                                                                                 |                                                                                                                                                                                                                                                                                                            |                 |
| 1180                                | (d) ‘Test coefficient’ means the arithmetic ratio between the load used to carry out the static or dynamic tests on lifting machinery or a lifting accessory and the maximum working load marked on the lifting machinery or lifting accessory; | (d) ‘Test coefficient’ means the arithmetic ratio between the load used to carry out the static or dynamic tests on lifting machinery or a lifting accessory and the maximum working load marked on the lifting machinery or lifting accessory; | (d) ‘Test coefficient’ means the arithmetic ratio between the load used to carry out the static or dynamic tests on <del>lifting the</del> machinery <del>or a</del> lifting accessory and the maximum working load marked on the lifting machinery <del>or</del> <del>lifting or lifting</del> accessory; |                 |
| Annex III, 4, point (4.1)(4.1.1)(e) |                                                                                                                                                                                                                                                 |                                                                                                                                                                                                                                                 |                                                                                                                                                                                                                                                                                                            |                 |

|                                     | Commission Proposal                                                                                                                                                                                                                                                                                                                          | EP Mandate                                                                                                                                                                                                                                                                                                                           | Council Mandate                                                                                                                                                                                                                                                                                                                                             | Draft Agreement                                                                                                                                                                                                       |
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| Y                                   | 1181<br>(e) 'Static test' means the test during which lifting machinery or a lifting accessory is first inspected and subjected to a force corresponding to the maximum working load multiplied by the appropriate static test coefficient and then re-inspected once the said load has been released to ensure that no damage has occurred; | (e) 'Static test' means the test during which lifting machinery or a lifting accessory is first inspected and subjected to a force corresponding to the maximum working load multiplied by the appropriate static test coefficient and then re-inspected once the said load has been released to ensure that no damage has occurred; | (e) 'Static test' means the test during which <del>lifting machinery or</del> <del>or</del> lifting accessory is first inspected and subjected to a force corresponding to the maximum working load multiplied by the appropriate static test coefficient and then re-inspected once the said load has been released to ensure that no damage has occurred; |                                                                                                                                                                                                                       |
| Annex III, 4, point (4.1)(4.1.1)(f) |                                                                                                                                                                                                                                                                                                                                              |                                                                                                                                                                                                                                                                                                                                      |                                                                                                                                                                                                                                                                                                                                                             |                                                                                                                                                                                                                       |
| G                                   | 1182<br>(f) 'Dynamic test' means the test during which lifting machinery is operated in all its possible configurations at the maximum working load multiplied by the appropriate dynamic test coefficient with account being                                                                                                                | (f) 'Dynamic test' means the test during which lifting machinery is operated in all its possible configurations at the maximum working load multiplied by the appropriate dynamic test coefficient with account being                                                                                                                | (f) 'Dynamic test' means the test during which lifting machinery <del>is</del> operated in all its possible configurations at the maximum working load multiplied by the appropriate dynamic test coefficient with account being                                                                                                                            | (f) 'Dynamic test' means the test during which lifting machinery is operated in all its possible configurations at the maximum working load multiplied by the appropriate dynamic test coefficient with account being |

|                                     | Commission Proposal                                                                                                  | EP Mandate                                                                                                           | Council Mandate                                                                                                                                        | Draft Agreement                                                                                                                                                           |
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|                                     | taken of the dynamic behaviour of the lifting machinery in order to check that it functions properly;                | taken of the dynamic behaviour of the lifting machinery in order to check that it functions properly;                | taken of the dynamic behaviour of the lifting machinery in order to check that it functions properly;                                                  | taken of the dynamic behaviour of the lifting machinery in order to check that it functions properly;<br><br>Text Origin:<br>Commission Proposal                          |
| Annex III, 4, point (4.1)(4.1.1)(g) |                                                                                                                      |                                                                                                                      |                                                                                                                                                        |                                                                                                                                                                           |
| 1183                                | (g) 'Carrier' means a part of the machinery on or in which persons and/or goods are supported in order to be lifted. | (g) 'Carrier' means a part of the machinery on or in which persons and/or goods are supported in order to be lifted. | (g) 'Carrier' means a part of the machinery <u>or related product</u> on or in which persons and/or goods are supported in order to be <u>lifted</u> . | (g) 'Carrier' means a part of the machinery <u>or related product</u> on or in which persons and/or goods are supported in order to be <u>lifted</u> .<br><br>terminology |

|                                                              | Commission Proposal                           | EP Mandate                                    | Council Mandate                               | Draft Agreement                                                                          |
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|                                                              |                                               |                                               |                                               | Text Origin: Council<br>Mandate                                                          |
| Annex III, 4, point (4.1)(4.1.2), introductory part          |                                               |                                               |                                               |                                                                                          |
| 1184                                                         | 4.1.2. Protection against<br>mechanical risks | 4.1.2. Protection against<br>mechanical risks | 4.1.2. Protection against<br>mechanical risks | 4.1.2. Protection against<br>mechanical risks<br><br>Text Origin:<br>Commission Proposal |
| Annex III, 4, point (4.1)(4.1.2)(4.1.2.1), introductory part |                                               |                                               |                                               |                                                                                          |
| 1185                                                         |                                               |                                               |                                               |                                                                                          |

|                                                            | Commission Proposal                                                                                                                                                                                                                                                              | EP Mandate                                                                                                                                                                                                                                                                       | Council Mandate                                                                                                                                                                                                                                                          | Draft Agreement                                                                    |
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|                                                            | 4.1.2.1. Risks due to lack of stability                                                                                                                                                                                                                                          | 4.1.2.1. Risks due to lack of stability                                                                                                                                                                                                                                          | 4.1.2.1. Risks due to lack of stability                                                                                                                                                                                                                                  | 4.1.2.1. Risks due to lack of stability<br><br>Text Origin:<br>Commission Proposal |
| Annex III, 4, point (4.1)(4.1.2)(4.1.2.1), first paragraph |                                                                                                                                                                                                                                                                                  |                                                                                                                                                                                                                                                                                  |                                                                                                                                                                                                                                                                          |                                                                                    |
| 1186                                                       | Machinery shall be designed and constructed in such a way that the stability required by section 1.3.1 is maintained both in service and out of service, including all stages of transportation, assembly and dismantling, during foreseeable component failures and also during | Machinery shall be designed and constructed in such a way that the stability required by section 1.3.1 is maintained both in service and out of service, including all stages of transportation, assembly and dismantling, during foreseeable component failures and also during | Machinery <u>or related products</u> shall be designed and constructed in such a way that the stability required by section 1.3.1 is maintained both in service and out of service, including all stages of transportation, assembly and dismantling, during foreseeable |                                                                                    |



|                                                              | Commission Proposal                                                                                                                                                                      | EP Mandate                                                                                                                                                                               | Council Mandate                                                                                                                                                                                                                                                        | Draft Agreement                                                                                      |
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|                                                              | the tests carried out in accordance with the instruction handbook. To that end, the manufacturer or his or her authorised representative shall use the appropriate verification methods. | the tests carried out in accordance with the instruction handbook. To that end, the manufacturer or his or her authorised representative shall use the appropriate verification methods. | component failures and also during the tests carried out in accordance with the <del>instruction handbook</del> <u>instructions</u> . To that end, the manufacturer <del>or his or her authorised representative</del> shall use the appropriate verification methods. |                                                                                                      |
| Annex III, 4, point (4.1)(4.1.2)(4.1.2.2), introductory part |                                                                                                                                                                                          |                                                                                                                                                                                          |                                                                                                                                                                                                                                                                        |                                                                                                      |
| G 1187                                                       | 4.1.2.2. Machinery running on guide rails and rail tracks                                                                                                                                | 4.1.2.2. Machinery running on guide rails and rail tracks                                                                                                                                | 4.1.2.2. Machinery running on guide rails and rail tracks                                                                                                                                                                                                              | 4.1.2.2. Machinery running on guide rails and rail tracks<br><br>Text Origin:<br>Commission Proposal |

|                                                             | Commission Proposal                                                                                     | EP Mandate                                                                                              | Council Mandate                                                                                         | Draft Agreement                                                                                                                                    |
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| Annex III, 4, point (4.1)(4.1.2)(4.1.2.2), first paragraph  |                                                                                                         |                                                                                                         |                                                                                                         |                                                                                                                                                    |
| 1188                                                        | Machinery shall be provided with devices, which act on the guide rails or tracks to prevent derailment. | Machinery shall be provided with devices, which act on the guide rails or tracks to prevent derailment. | Machinery shall be provided with devices, which act on the guide rails or tracks to prevent derailment. | Machinery shall be provided with devices, which act on the guide rails or tracks to prevent derailment.<br><br>Text Origin:<br>Commission Proposal |
| Annex III, 4, point (4.1)(4.1.2)(4.1.2.2), second paragraph |                                                                                                         |                                                                                                         |                                                                                                         |                                                                                                                                                    |
| 1189                                                        | If, despite such devices, there                                                                         | If, despite such devices, there                                                                         | If, despite such devices, there                                                                         | If, despite such devices, there                                                                                                                    |

|      | Commission Proposal                                                                                                                                                                                      | EP Mandate                                                                                                                                                                                               | Council Mandate                                                                                                                                                                                          | Draft Agreement                                                                                                                                                                                                                                     |
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|      | remains a risk of derailment or of failure of a rail or of a running component, devices shall be provided which prevent the equipment, component or load from falling or the machinery from overturning. | remains a risk of derailment or of failure of a rail or of a running component, devices shall be provided which prevent the equipment, component or load from falling or the machinery from overturning. | remains a risk of derailment or of failure of a rail or of a running component, devices shall be provided which prevent the equipment, component or load from falling or the machinery from overturning. | remains a risk of derailment or of failure of a rail or of a running component, devices shall be provided which prevent the equipment, component or load from falling or the machinery from overturning.<br><br>Text Origin:<br>Commission Proposal |
|      | Annex III, 4, point (4.1)(4.1.2)(4.1.2.3), introductory part                                                                                                                                             |                                                                                                                                                                                                          |                                                                                                                                                                                                          |                                                                                                                                                                                                                                                     |
| 1190 | 4.1.2.3. Mechanical strength                                                                                                                                                                             | 4.1.2.3. Mechanical strength                                                                                                                                                                             | 4.1.2.3. Mechanical strength                                                                                                                                                                             | 4.1.2.3. Mechanical strength                                                                                                                                                                                                                        |

|                                                            | Commission Proposal                                                                                                                                                                                                                                                                                                                                                                                                                                | EP Mandate                                                                                                                                                                                                                                                                                                                                                                                                                                         | Council Mandate                                                                                                                                                                                                                                                                                                                                                                                                                                              | Draft Agreement                     |
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| Annex III, 4, point (4.1)(4.1.2)(4.1.2.3), first paragraph |                                                                                                                                                                                                                                                                                                                                                                                                                                                    |                                                                                                                                                                                                                                                                                                                                                                                                                                                    |                                                                                                                                                                                                                                                                                                                                                                                                                                                              |                                     |
| 1191                                                       | Machinery, lifting accessories and their components shall be capable of withstanding the stresses to which they are subjected during their lifetime, both in and, where applicable, out of use, under the installation and operating conditions provided for and in all relevant configurations, with due regard, where appropriate, to the effects of atmospheric factors and forces exerted by persons. This requirement shall also be satisfied | Machinery, lifting accessories and their components shall be capable of withstanding the stresses to which they are subjected during their lifetime, both in and, where applicable, out of use, under the installation and operating conditions provided for and in all relevant configurations, with due regard, where appropriate, to the effects of atmospheric factors and forces exerted by persons. This requirement shall also be satisfied | Machinery, <u>or</u> lifting accessories and their components shall be capable of withstanding the stresses to which they are subjected during their lifetime, both in and, where applicable, out of use, under the installation and operating conditions provided for and in all relevant configurations, with due regard, where appropriate, to the effects of atmospheric factors and forces exerted by persons. This requirement shall also be satisfied |                                     |

|                                                             | Commission Proposal                                                                                                                                                              | EP Mandate                                                                                                                                                               | Council Mandate                                                                                                                                                                                                                                 | Draft Agreement |
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|                                                             | during transport, assembly and dismantling.                                                                                                                                      | during transport, assembly and dismantling.                                                                                                                              | during transport, assembly and dismantling.                                                                                                                                                                                                     |                 |
| Annex III, 4, point (4.1)(4.1.2)(4.1.2.3), second paragraph |                                                                                                                                                                                  |                                                                                                                                                                          |                                                                                                                                                                                                                                                 |                 |
| Y                                                           | 1192<br>Machinery and lifting accessories shall be designed and constructed in such a way as to prevent failure from fatigue and wear, taking due account of their intended use. | Machinery and lifting accessories shall be designed and constructed in such a way as to prevent failure from fatigue and wear, taking due account of their intended use. | Machinery <del>and</del> <sup>or</sup> lifting accessories shall be designed and constructed in such a way as to prevent failure from fatigue and wear, taking due account of their intended use <u>and any reasonably foreseeable misuse</u> . | Y               |
| Annex III, 4, point (4.1)(4.1.2)(4.1.2.3), third paragraph  |                                                                                                                                                                                  |                                                                                                                                                                          |                                                                                                                                                                                                                                                 |                 |
| G                                                           | 1193                                                                                                                                                                             |                                                                                                                                                                          |                                                                                                                                                                                                                                                 | G               |

|                                                                                | Commission Proposal                                                                                                                                                                                             | EP Mandate                                                                                                                                                                                                      | Council Mandate                                                                                                                                                                                                 | Draft Agreement                                                                                                                                                                                                                                            |
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|                                                                                | The materials used shall be chosen on the basis of the intended working environments, with particular regard to corrosion, abrasion, impacts, extreme temperatures, fatigue, brittleness, radiation and ageing. | The materials used shall be chosen on the basis of the intended working environments, with particular regard to corrosion, abrasion, impacts, extreme temperatures, fatigue, brittleness, radiation and ageing. | The materials used shall be chosen on the basis of the intended working environments, with particular regard to corrosion, abrasion, impacts, extreme temperatures, fatigue, brittleness, radiation and ageing. | The materials used shall be chosen on the basis of the intended working environments, with particular regard to corrosion, abrasion, impacts, extreme temperatures, fatigue, brittleness, radiation and ageing.<br><br>Text Origin:<br>Commission Proposal |
| Annex III, 4, point (4.1)(4.1.2)(4.1.2.3), fourth paragraph, introductory part |                                                                                                                                                                                                                 |                                                                                                                                                                                                                 |                                                                                                                                                                                                                 |                                                                                                                                                                                                                                                            |
| 1194                                                                           | Machinery and lifting accessories shall be designed and constructed in such a way as to withstand the                                                                                                           | Machinery and lifting accessories shall be designed and constructed in such a way as to withstand the                                                                                                           | <del>Machinery</del> <del>and/or</del> lifting accessories shall be designed and constructed in such a way as to                                                                                                |                                                                                                                                                                                                                                                            |

|   | Commission Proposal                                                                                                                                                                                                                                                               | EP Mandate                                                                                                                                                                                                                                                                        | Council Mandate                                                                                                                                                                                                                                                                                 | Draft Agreement                       |
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|   | overload in the static tests without permanent deformation or patent defect. Strength calculations shall take account of the value of the static test coefficient chosen to guarantee an adequate level of safety. That coefficient has, as a general rule, the following values: | overload in the static tests without permanent deformation or patent defect. Strength calculations shall take account of the value of the static test coefficient chosen to guarantee an adequate level of safety. That coefficient has, as a general rule, the following values: | withstand the overload in the static tests without permanent deformation or patent defect. Strength calculations shall take account of the value of the static test coefficient chosen to guarantee an adequate level of safety. That coefficient has, as a general rule, the following values: |                                       |
|   | Annex III, 4, point (4.1)(4.1.2)(4.1.2.3), fourth paragraph(a)                                                                                                                                                                                                                    |                                                                                                                                                                                                                                                                                   |                                                                                                                                                                                                                                                                                                 |                                       |
| Y | 1195 (a) manually-operated machinery and lifting accessories: 1, 5;                                                                                                                                                                                                               | (a) manually-operated machinery and lifting accessories: 1, 5;                                                                                                                                                                                                                    | (a) manually-operated machinery <del>and</del> <u>or</u> lifting accessories: 1, 5;                                                                                                                                                                                                             |                                       |
|   | Annex III, 4, point (4.1)(4.1.2)(4.1.2.3), fourth paragraph(b)                                                                                                                                                                                                                    |                                                                                                                                                                                                                                                                                   |                                                                                                                                                                                                                                                                                                 |                                       |
| G | 1196 (b) other machinery: 1,25.                                                                                                                                                                                                                                                   | (b) other machinery: 1,25.                                                                                                                                                                                                                                                        | (b) other machinery <u>or related</u>                                                                                                                                                                                                                                                           | (b) other machinery <u>or related</u> |

|                                                            | Commission Proposal                                                                                                                                                                                | EP Mandate                                                                                                                                                                                         | Council Mandate                                                                                                                                                                                               | Draft Agreement                                                                            |
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|                                                            |                                                                                                                                                                                                    |                                                                                                                                                                                                    | <a href="#">products</a> : 1,25.<br><div>PUBLIC</div>                                                                                                                                                         | <a href="#">products</a> : 1,25.<br><br>terminology<br><br>Text Origin: Council<br>Mandate |
| Annex III, 4, point (4.1)(4.1.2)(4.1.2.3), fifth paragraph |                                                                                                                                                                                                    |                                                                                                                                                                                                    |                                                                                                                                                                                                               |                                                                                            |
| 1197                                                       | Machinery shall be designed and constructed in such a way as to undergo, without failure, the dynamic tests carried out using the maximum working load multiplied by the dynamic test coefficient. | Machinery shall be designed and constructed in such a way as to undergo, without failure, the dynamic tests carried out using the maximum working load multiplied by the dynamic test coefficient. | <a href="#">Lifting</a> machinery shall be designed and constructed in such a way as to undergo, without failure, the dynamic tests carried out using the maximum working load multiplied by the dynamic test |                                                                                            |



|                                                              | Commission Proposal                                                                                                                                                                                                                                                                                                                                                                                                                                            | EP Mandate                                                                                                                                                                                                                                                                                                                                                                                                                                                     | Council Mandate                                                                                                                                                                                                                                                                                                                                                                                                                                                                            | Draft Agreement |
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|                                                              | <p>This dynamic test coefficient is chosen so as to guarantee an adequate level of safety: the coefficient is, as a general rule, equal to 1,1. As a general rule, the tests will be performed at the nominal speeds provided for. Should the control circuit of the machinery allow for a number of simultaneous movements, the tests shall be carried out under the least favourable conditions, as a general rule by combining the movements concerned.</p> | <p>This dynamic test coefficient is chosen so as to guarantee an adequate level of safety: the coefficient is, as a general rule, equal to 1,1. As a general rule, the tests will be performed at the nominal speeds provided for. Should the control circuit of the machinery allow for a number of simultaneous movements, the tests shall be carried out under the least favourable conditions, as a general rule by combining the movements concerned.</p> | <p>coefficient. This dynamic test coefficient is chosen so as to guarantee an adequate level of safety: the coefficient is, as a general rule, equal to 1,1. As a general rule, the tests will be performed at the nominal speeds provided for. Should the control circuit of the <u>lifting</u> machinery allow for a number of simultaneous movements, the tests shall be carried out under the least favourable conditions, as a general rule by combining the movements concerned.</p> |                 |
| Annex III, 4, point (4.1)(4.1.2)(4.1.2.4), introductory part |                                                                                                                                                                                                                                                                                                                                                                                                                                                                |                                                                                                                                                                                                                                                                                                                                                                                                                                                                |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                            |                 |
| G 1198                                                       |                                                                                                                                                                                                                                                                                                                                                                                                                                                                |                                                                                                                                                                                                                                                                                                                                                                                                                                                                |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                            | G               |

|                                                            | Commission Proposal                                                                                                              | EP Mandate                                                                                                                       | Council Mandate                                                                                                                  | Draft Agreement                                                                                                                                                             |
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|                                                            | 4.1.2.4. Pulleys, drums, wheels, ropes and chains                                                                                | 4.1.2.4. Pulleys, drums, wheels, ropes and chains                                                                                | 4.1.2.4. Pulleys, drums, wheels, ropes and chains                                                                                | 4.1.2.4. Pulleys, drums, wheels, ropes and chains<br><br>Text Origin:<br>Commission Proposal                                                                                |
| Annex III, 4, point (4.1)(4.1.2)(4.1.2.4), first paragraph |                                                                                                                                  |                                                                                                                                  |                                                                                                                                  |                                                                                                                                                                             |
| 1199                                                       | Pulleys, drums and wheels shall have a diameter commensurate with the size of the ropes or chains with which they can be fitted. | Pulleys, drums and wheels shall have a diameter commensurate with the size of the ropes or chains with which they can be fitted. | Pulleys, drums and wheels shall have a diameter commensurate with the size of the ropes or chains with which they can be fitted. | Pulleys, drums and wheels shall have a diameter commensurate with the size of the ropes or chains with which they can be fitted.<br><br>Text Origin:<br>Commission Proposal |

|                                                             | Commission Proposal                                                                                                                                                | EP Mandate                                                                                                                                                         | Council Mandate                                                                                                                                                    | Draft Agreement                                                                                                                                                                                               |
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| Annex III, 4, point (4.1)(4.1.2)(4.1.2.4), second paragraph |                                                                                                                                                                    |                                                                                                                                                                    |                                                                                                                                                                    |                                                                                                                                                                                                               |
| 1200                                                        | Drums and wheels shall be designed, constructed and installed in such a way that the ropes or chains with which they are equipped can be wound without coming off. | Drums and wheels shall be designed, constructed and installed in such a way that the ropes or chains with which they are equipped can be wound without coming off. | Drums and wheels shall be designed, constructed and installed in such a way that the ropes or chains with which they are equipped can be wound without coming off. | Drums and wheels shall be designed, constructed and installed in such a way that the ropes or chains with which they are equipped can be wound without coming off.<br><br>Text Origin:<br>Commission Proposal |
| Annex III, 4, point (4.1)(4.1.2)(4.1.2.4), third paragraph  |                                                                                                                                                                    |                                                                                                                                                                    |                                                                                                                                                                    |                                                                                                                                                                                                               |

|                                                             | Commission Proposal                                                                                                                                                                                                                                  | EP Mandate                                                                                                                                                                                                                                           | Council Mandate                                                                                                                                                                                                                                                 | Draft Agreement                                                                                                                                                                                                                                                                                 |
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| 1201                                                        | Ropes used directly for lifting or supporting the load shall not include any splicing other than at their ends. Splicings are, however, tolerated in installations, which are intended by design to be modified regularly according to needs of use. | Ropes used directly for lifting or supporting the load shall not include any splicing other than at their ends. Splicings are, however, tolerated in installations, which are intended by design to be modified regularly according to needs of use. | Ropes used directly for <del>lifting</del> or supporting the load shall not include any splicing other than at their ends. Splicings are, however, tolerated in installations, which are intended by design to be modified regularly according to needs of use. | Ropes used directly for lifting or supporting the load shall not include any splicing other than at their ends. Splicings are, however, tolerated in installations, which are intended by design to be modified regularly according to needs of use.<br><br>Text Origin:<br>Commission Proposal |
| Annex III, 4, point (4.1)(4.1.2)(4.1.2.4), fourth paragraph |                                                                                                                                                                                                                                                      |                                                                                                                                                                                                                                                      |                                                                                                                                                                                                                                                                 |                                                                                                                                                                                                                                                                                                 |
| 1202                                                        | Complete ropes and their endings shall have a working coefficient                                                                                                                                                                                    | Complete ropes and their endings shall have a working coefficient                                                                                                                                                                                    | Complete ropes and their endings shall have a working coefficient                                                                                                                                                                                               | Complete ropes and their endings shall have a working coefficient                                                                                                                                                                                                                               |

|                                                            | Commission Proposal                                                                                                                                                  | EP Mandate                                                                                                                                                           | Council Mandate                                                                                                                                                      | Draft Agreement                                                                                                                                                         |
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|                                                            | chosen in such a way as to guarantee an adequate level of safety. As a general rule, this coefficient is equal to 5.                                                 | chosen in such a way as to guarantee an adequate level of safety. As a general rule, this coefficient is equal to 5.                                                 | chosen in such a way as to guarantee an adequate level of safety. As a general rule, this coefficient is equal to 5.                                                 | <p>chosen in such a way as to guarantee an adequate level of safety. As a general rule, this coefficient is equal to 5.</p> <p>Text Origin:<br/>Commission Proposal</p> |
| Annex III, 4, point (4.1)(4.1.2)(4.1.2.4), fifth paragraph |                                                                                                                                                                      |                                                                                                                                                                      |                                                                                                                                                                      |                                                                                                                                                                         |
| 1203                                                       | Lifting chains shall have a working coefficient chosen in such a way as to guarantee an adequate level of safety. As a general rule, this coefficient is equal to 4. | Lifting chains shall have a working coefficient chosen in such a way as to guarantee an adequate level of safety. As a general rule, this coefficient is equal to 4. | Lifting chains shall have a working coefficient chosen in such a way as to guarantee an adequate level of safety. As a general rule, this coefficient is equal to 4. | Lifting chains shall have a working coefficient chosen in such a way as to guarantee an adequate level of safety. As a general rule, this coefficient is equal to 4.    |

|                                                              | Commission Proposal                                                                                                                                                                                                                                                                              | EP Mandate                                                                                                                                                                                                                                                                                       | Council Mandate                                                                                                                                                                                                                                                                                             | Draft Agreement                     |
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| Annex III, 4, point (4.1)(4.1.2)(4.1.2.4), sixth paragraph   |                                                                                                                                                                                                                                                                                                  |                                                                                                                                                                                                                                                                                                  |                                                                                                                                                                                                                                                                                                             |                                     |
| 1204                                                         | In order to verify that an adequate working coefficient has been attained, the manufacturer or his or her authorised representative shall, for each type of chain and rope used directly for lifting the load and for the rope ends, perform the appropriate tests or have such tests performed. | In order to verify that an adequate working coefficient has been attained, the manufacturer or his or her authorised representative shall, for each type of chain and rope used directly for lifting the load and for the rope ends, perform the appropriate tests or have such tests performed. | In order to verify that an adequate working coefficient has been attained, the manufacturer <del>or his or her authorised representative</del> shall, for each type of chain and rope used directly for lifting the load and for the rope ends, perform the appropriate tests or have such tests performed. |                                     |
| Annex III, 4, point (4.1)(4.1.2)(4.1.2.5), introductory part |                                                                                                                                                                                                                                                                                                  |                                                                                                                                                                                                                                                                                                  |                                                                                                                                                                                                                                                                                                             |                                     |

|                                                            | Commission Proposal                                                                                                                                                                                             | EP Mandate                                                                                                                                                                                                      | Council Mandate                                                                                                                                                                                                 | Draft Agreement                                                                                                                                                                                                 |
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| 1205                                                       | 4.1.2.5. Lifting accessories and their components                                                                                                                                                               | 4.1.2.5. Lifting accessories and their components                                                                                                                                                               | 4.1.2.5. Lifting accessories and their components                                                                                                                                                               | 4.1.2.5. Lifting accessories and their components<br><br>Text Origin:<br>Commission Proposal                                                                                                                    |
| Annex III, 4, point (4.1)(4.1.2)(4.1.2.5), first paragraph |                                                                                                                                                                                                                 |                                                                                                                                                                                                                 |                                                                                                                                                                                                                 |                                                                                                                                                                                                                 |
| 1206                                                       | Lifting accessories and their components shall be sized with due regard to fatigue and ageing processes for a number of operating cycles consistent with their expected life-span as specified in the operating | Lifting accessories and their components shall be sized with due regard to fatigue and ageing processes for a number of operating cycles consistent with their expected life-span as specified in the operating | Lifting accessories and their components shall be sized with due regard to fatigue and ageing processes for a number of operating cycles consistent with their expected life-span as specified in the operating | Lifting accessories and their components shall be sized with due regard to fatigue and ageing processes for a number of operating cycles consistent with their expected life-span as specified in the operating |

|                                                                                | Commission Proposal                 | EP Mandate                          | Council Mandate                     | Draft Agreement                                                                |
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|                                                                                | conditions for a given application. | conditions for a given application. | conditions for a given application. | conditions for a given application.<br><br>Text Origin:<br>Commission Proposal |
| Annex III, 4, point (4.1)(4.1.2)(4.1.2.5), second paragraph, introductory part |                                     |                                     |                                     |                                                                                |
| G 1207                                                                         | Moreover:                           | Moreover:                           | Moreover:                           | Moreover:<br><br>Text Origin:<br>Commission Proposal                           |
| Annex III, 4, point (4.1)(4.1.2)(4.1.2.5), second paragraph(a)                 |                                     |                                     |                                     |                                                                                |



|                                                                | Commission Proposal                                                                                                                                                                                                                                                   | EP Mandate                                                                                                                                                                                                                                                            | Council Mandate                                                                                                                                                                                                                                                       | Draft Agreement                                                                                                                                                                                                                                                                                                  |
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| 1208                                                           | (a) the working coefficient of wire-rope/rope-end combinations shall be chosen in such a way as to guarantee an adequate level of safety; this coefficient is, as a general rule, equal to 5. Ropes shall not comprise any splices or loops other than at their ends; | (a) the working coefficient of wire-rope/rope-end combinations shall be chosen in such a way as to guarantee an adequate level of safety; this coefficient is, as a general rule, equal to 5. Ropes shall not comprise any splices or loops other than at their ends; | (a) the working coefficient of wire-rope/rope-end combinations shall be chosen in such a way as to guarantee an adequate level of safety; this coefficient is, as a general rule, equal to 5. Ropes shall not comprise any splices or loops other than at their ends; | (a) the working coefficient of wire-rope/rope-end combinations shall be chosen in such a way as to guarantee an adequate level of safety; this coefficient is, as a general rule, equal to 5. Ropes shall not comprise any splices or loops other than at their ends;<br><br>Text Origin:<br>Commission Proposal |
| Annex III, 4, point (4.1)(4.1.2)(4.1.2.5), second paragraph(b) |                                                                                                                                                                                                                                                                       |                                                                                                                                                                                                                                                                       |                                                                                                                                                                                                                                                                       |                                                                                                                                                                                                                                                                                                                  |
| 1209                                                           | (b) where chains with welded links are used, they shall be of the short-link type. The working coefficient of chains shall be chosen in such a                                                                                                                        | (b) where chains with welded links are used, they shall be of the short-link type. The working coefficient of chains shall be chosen in such a                                                                                                                        | (b) where chains with welded links are used, they shall be of the short-link type. The working coefficient of chains shall be chosen in such a                                                                                                                        | (b) where chains with welded links are used, they shall be of the short-link type. The working coefficient of chains shall be chosen in such a                                                                                                                                                                   |

|                                                                | Commission Proposal                                                                                                                                                                                                                                                                                     | EP Mandate                                                                                                                                                                                                                                                                                              | Council Mandate                                                                                                                                                                                                                                                                                         | Draft Agreement                                                                                                                                                                                                                                                                                         |
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|                                                                | way as to guarantee an adequate level of safety; this coefficient is, as a general rule, equal to 4;                                                                                                                                                                                                    | way as to guarantee an adequate level of safety; this coefficient is, as a general rule, equal to 4;                                                                                                                                                                                                    | way as to guarantee an adequate level of safety; this coefficient is, as a general rule, equal to 4;                                                                                                                                                                                                    | way as to guarantee an adequate level of safety; this coefficient is, as a general rule, equal to 4;<br><br>Text Origin:<br>Commission Proposal                                                                                                                                                         |
| Annex III, 4, point (4.1)(4.1.2)(4.1.2.5), second paragraph(c) |                                                                                                                                                                                                                                                                                                         |                                                                                                                                                                                                                                                                                                         |                                                                                                                                                                                                                                                                                                         |                                                                                                                                                                                                                                                                                                         |
| 1210                                                           | (c) the working coefficient for textile ropes, slings or webbing is dependent on the material, method of manufacture, dimensions and use. This coefficient shall be chosen in such a way as to guarantee an adequate level of safety; it is, as a general rule, equal to 7, provided the materials used | (c) the working coefficient for textile ropes, slings or webbing is dependent on the material, method of manufacture, dimensions and use. This coefficient shall be chosen in such a way as to guarantee an adequate level of safety; it is, as a general rule, equal to 7, provided the materials used | (c) the working coefficient for textile ropes, slings or webbing is dependent on the material, method of manufacture, dimensions and use. This coefficient shall be chosen in such a way as to guarantee an adequate level of safety; it is, as a general rule, equal to 7, provided the materials used | (c) the working coefficient for textile ropes, slings or webbing is dependent on the material, method of manufacture, dimensions and use. This coefficient shall be chosen in such a way as to guarantee an adequate level of safety; it is, as a general rule, equal to 7, provided the materials used |

|                                                                | Commission Proposal                                                                                                                                                                                                                                                                                                                                                                                                    | EP Mandate                                                                                                                                                                                                                                                                                                                                                                                                             | Council Mandate                                                                                                                                                                                                                                                                                                                                                                                                        | Draft Agreement                                                                                                                                                                                                                                                                                                                                                                                                                                                   |
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|                                                                | are shown to be of very good quality and the method of manufacture is appropriate to the intended use. Should this not be the case, the coefficient is, as a general rule, set at a higher level in order to secure an equivalent level of safety. Textile ropes, slings or webbings shall not include any knots, connections or splicing other than at the ends of the sling, except in the case of an endless sling; | are shown to be of very good quality and the method of manufacture is appropriate to the intended use. Should this not be the case, the coefficient is, as a general rule, set at a higher level in order to secure an equivalent level of safety. Textile ropes, slings or webbings shall not include any knots, connections or splicing other than at the ends of the sling, except in the case of an endless sling; | are shown to be of very good quality and the method of manufacture is appropriate to the intended use. Should this not be the case, the coefficient is, as a general rule, set at a higher level in order to secure an equivalent level of safety. Textile ropes, slings or webbings shall not include any knots, connections or splicing other than at the ends of the sling, except in the case of an endless sling; | are shown to be of very good quality and the method of manufacture is appropriate to the intended use. Should this not be the case, the coefficient is, as a general rule, set at a higher level in order to secure an equivalent level of safety. Textile ropes, slings or webbings shall not include any knots, connections or splicing other than at the ends of the sling, except in the case of an endless sling;<br><br>Text Origin:<br>Commission Proposal |
| Annex III, 4, point (4.1)(4.1.2)(4.1.2.5), second paragraph(d) |                                                                                                                                                                                                                                                                                                                                                                                                                        |                                                                                                                                                                                                                                                                                                                                                                                                                        |                                                                                                                                                                                                                                                                                                                                                                                                                        |                                                                                                                                                                                                                                                                                                                                                                                                                                                                   |

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| G 1211                                                         | (d) all metallic components making up, or used with, a sling shall have a working coefficient chosen in such a way as to guarantee an adequate level of safety; this coefficient is, as a general rule, equal to 4; | (d) all metallic components making up, or used with, a sling shall have a working coefficient chosen in such a way as to guarantee an adequate level of safety; this coefficient is, as a general rule, equal to 4; | (d) all metallic components making up, or used with, a sling shall have a working coefficient chosen in such a way as to guarantee an adequate level of safety; this coefficient is, as a general rule, equal to 4; | (d) all metallic components making up, or used with, a sling shall have a working coefficient chosen in such a way as to guarantee an adequate level of safety; this coefficient is, as a general rule, equal to 4;<br><br>Text Origin:<br>Commission Proposal |
| Annex III, 4, point (4.1)(4.1.2)(4.1.2.5), second paragraph(e) |                                                                                                                                                                                                                     |                                                                                                                                                                                                                     |                                                                                                                                                                                                                     |                                                                                                                                                                                                                                                                |
| G 1212                                                         | (e) the maximum working load of a multilegged sling is determined on the basis of the working coefficient of the weakest leg, the number of legs and a reduction factor which                                       | (e) the maximum working load of a multilegged sling is determined on the basis of the working coefficient of the weakest leg, the number of legs and a reduction factor which                                       | (e) the maximum working load of a multilegged sling is determined on the basis of the working coefficient of the weakest leg, the number of legs and a reduction factor which                                       | (e) the maximum working load of a multilegged sling is determined on the basis of the working coefficient of the weakest leg, the number of legs and a reduction factor which                                                                                  |

|      | Commission Proposal                                                                                                                                                                                                                                                         | EP Mandate                                                                                                                                                                                                                                                                  | Council Mandate                                                                                                                                                                                                                                                                               | Draft Agreement                                                                   |
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|      | depends on the slinging configuration;                                                                                                                                                                                                                                      | depends on the slinging configuration;                                                                                                                                                                                                                                      | depends on the slinging configuration;                                                                                                                                                                                                                                                        | depends on the slinging configuration;<br><br>Text Origin:<br>Commission Proposal |
|      | Annex III, 4, point (4.1)(4.1.2)(4.1.2.5), second paragraph(f)                                                                                                                                                                                                              |                                                                                                                                                                                                                                                                             |                                                                                                                                                                                                                                                                                               |                                                                                   |
| 1213 | (f) in order to verify that an adequate working coefficient has been attained, the manufacturer or his or her authorised representative shall, for each type of component referred to in (a), (b), (c) and (d), perform the appropriate tests or have such tests performed. | (f) in order to verify that an adequate working coefficient has been attained, the manufacturer or his or her authorised representative shall, for each type of component referred to in (a), (b), (c) and (d), perform the appropriate tests or have such tests performed. | (f) in order to verify that an adequate working coefficient has been attained, the manufacturer <del>or</del> <i>his or her authorised representative</i> shall, for each type of component referred to in (a), (b), (c) and (d), perform the appropriate tests or have such tests performed. |                                                                                   |

|                                                                               | Commission Proposal                                                                                                    | EP Mandate                                                                                                             | Council Mandate                                                                                                                                  | Draft Agreement                                                                                                                                  |
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| Annex III, 4, point (4.1)(4.1.2)(4.1.2.6), introductory part                  |                                                                                                                        |                                                                                                                        |                                                                                                                                                  |                                                                                                                                                  |
| 1214                                                                          | 4.1.2.6. Control of movements                                                                                          | 4.1.2.6. Control of movements                                                                                          | 4.1.2.6. Control of movements                                                                                                                    | 4.1.2.6. Control of movements<br><br>Text Origin:<br>Commission Proposal                                                                         |
| Annex III, 4, point (4.1)(4.1.2)(4.1.2.6), first paragraph, introductory part |                                                                                                                        |                                                                                                                        |                                                                                                                                                  |                                                                                                                                                  |
| 1215                                                                          | Devices for controlling movements shall act in such a way that the machinery on which they are installed is kept safe. | Devices for controlling movements shall act in such a way that the machinery on which they are installed is kept safe. | Devices for controlling movements shall act in such a way that the machinery <u>or related product</u> on which they are installed is kept safe. | Devices for controlling movements shall act in such a way that the machinery <u>or related product</u> on which they are installed is kept safe. |

|                                                               | Commission Proposal                                                                                                                                                                                                                                          | EP Mandate                                                                                                                                                                                                                                                   | Council Mandate                                                                                                                                                                                                                                                                        | Draft Agreement                                                                                                                                                                                                                                                                        |
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| Annex III, 4, point (4.1)(4.1.2)(4.1.2.6), first paragraph(a) |                                                                                                                                                                                                                                                              |                                                                                                                                                                                                                                                              |                                                                                                                                                                                                                                                                                        |                                                                                                                                                                                                                                                                                        |
| 1216                                                          | (a) Machinery shall be designed and constructed or fitted with devices in such a way that the amplitude of movement of its components is kept within the specified limits. The operation of such devices shall, where appropriate, be preceded by a warning. | (a) Machinery shall be designed and constructed or fitted with devices in such a way that the amplitude of movement of its components is kept within the specified limits. The operation of such devices shall, where appropriate, be preceded by a warning. | (a) Machinery <u>or related product</u> shall be designed and constructed or fitted with devices in such a way that the amplitude of movement of its components is kept within the specified limits. The operation of such devices shall, where appropriate, be preceded by a warning. | (a) Machinery <u>or related product</u> shall be designed and constructed or fitted with devices in such a way that the amplitude of movement of its components is kept within the specified limits. The operation of such devices shall, where appropriate, be preceded by a warning. |

|                                                               | Commission Proposal                                                                                                                                                                                                                                                            | EP Mandate                                                                                                                                                                                                                                                                     | Council Mandate                                                                                                                                                                                                                                                                                      | Draft Agreement                                                                                                                                                                                                                                                                                      |
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| Annex III, 4, point (4.1)(4.1.2)(4.1.2.6), first paragraph(b) |                                                                                                                                                                                                                                                                                |                                                                                                                                                                                                                                                                                |                                                                                                                                                                                                                                                                                                      |                                                                                                                                                                                                                                                                                                      |
| 1217                                                          | (b) Where several fixed or rail-mounted machine products can be manoeuvred simultaneously in the same place, with risks of collision, such machinery shall be designed and constructed in such a way as to make it possible to fit systems enabling these risks to be avoided. | (b) Where several fixed or rail-mounted machine products can be manoeuvred simultaneously in the same place, with risks of collision, such machinery shall be designed and constructed in such a way as to make it possible to fit systems enabling these risks to be avoided. | (b) Where several fixed or rail-mounted <del>machine</del> <u>products</u> <del>machinery or related product</del> can be manoeuvred simultaneously in the same place, with risks of collision, such machinery shall be designed and constructed in such a way as to make it possible to fit systems | (b) Where several fixed or rail-mounted <del>machine</del> <u>products</u> <del>machinery or related product</del> can be manoeuvred simultaneously in the same place, with risks of collision, such machinery shall be designed and constructed in such a way as to make it possible to fit systems |



|                                                               | Commission Proposal                                                                                                                                                                                                                                        | EP Mandate                                                                                                                                                                                                                                                 | Council Mandate                                                                                                                                                                                                                                                                      | Draft Agreement                                                                                                                                                                                                                                                                      |
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|                                                               |                                                                                                                                                                                                                                                            |                                                                                                                                                                                                                                                            | enabling these risks to be avoided.                                                                                                                                                                                                                                                  | enabling these risks to be avoided.<br><br>terminology<br><br>Text Origin: Council<br>Mandate                                                                                                                                                                                        |
| Annex III, 4, point (4.1)(4.1.2)(4.1.2.6), first paragraph(c) |                                                                                                                                                                                                                                                            |                                                                                                                                                                                                                                                            |                                                                                                                                                                                                                                                                                      |                                                                                                                                                                                                                                                                                      |
| 1218                                                          | (c) Machinery shall be designed and constructed in such a way that the loads cannot creep dangerously or fall freely and unexpectedly, even in the event of partial or total failure of the power supply or when the operator stops operating the machine. | (c) Machinery shall be designed and constructed in such a way that the loads cannot creep dangerously or fall freely and unexpectedly, even in the event of partial or total failure of the power supply or when the operator stops operating the machine. | (c) Machinery <u>or related product</u> shall be designed and constructed in such a way that the loads cannot creep dangerously or fall freely and unexpectedly, even in the event of partial or total failure of the power supply or when the operator stops operating the machine. | (c) Machinery <u>or related product</u> shall be designed and constructed in such a way that the loads cannot creep dangerously or fall freely and unexpectedly, even in the event of partial or total failure of the power supply or when the operator stops operating the machine. |

|                                                               | Commission Proposal                                                                                                                                                                             | EP Mandate                                                                                                                                                                                      | Council Mandate                                                                                                                                                                                                           | Draft Agreement                                                                                                                                                                                                           |
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|                                                               |                                                                                                                                                                                                 |                                                                                                                                                                                                 |                                                                                                                                                                                                                           | <p>terminology</p> <p>Text Origin: Council<br/>Mandate</p>                                                                                                                                                                |
| Annex III, 4, point (4.1)(4.1.2)(4.1.2.6), first paragraph(d) |                                                                                                                                                                                                 |                                                                                                                                                                                                 |                                                                                                                                                                                                                           |                                                                                                                                                                                                                           |
| 1219                                                          | (d) It shall not be possible, under normal operating conditions, to lower the load solely by friction brake, except in the case of machinery whose function requires it to operate in that way. | (d) It shall not be possible, under normal operating conditions, to lower the load solely by friction brake, except in the case of machinery whose function requires it to operate in that way. | (d) It shall not be possible, under normal operating conditions, to lower the load solely by friction brake, except in the case of machinery <u>or related product</u> whose function requires it to operate in that way. | (d) It shall not be possible, under normal operating conditions, to lower the load solely by friction brake, except in the case of machinery <u>or related product</u> whose function requires it to operate in that way. |

|                                                               | Commission Proposal                                                                                                    | EP Mandate                                                                                                             | Council Mandate                                                                                                        | Draft Agreement                                                                                                                                                       |
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|                                                               |                                                                                                                        |                                                                                                                        |                                                                                                                        | <p>terminology</p> <p>Text Origin: Council Mandate</p>                                                                                                                |
| Annex III, 4, point (4.1)(4.1.2)(4.1.2.6), first paragraph(e) |                                                                                                                        |                                                                                                                        |                                                                                                                        |                                                                                                                                                                       |
| 1220                                                          | (e) Holding devices shall be designed and constructed in such a way that inadvertent dropping of the loads is avoided. | (e) Holding devices shall be designed and constructed in such a way that inadvertent dropping of the loads is avoided. | (e) Holding devices shall be designed and constructed in such a way that inadvertent dropping of the loads is avoided. | <p>(e) Holding devices shall be designed and constructed in such a way that inadvertent dropping of the loads is avoided.</p> <p>Text Origin: Commission Proposal</p> |

|                                                              | Commission Proposal                                                                                                                                             | EP Mandate                                                                                                                                                      | Council Mandate                                                                                                                                                 | Draft Agreement                                                                                                                                                 |
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| Annex III, 4, point (4.1)(4.1.2)(4.1.2.7), introductory part |                                                                                                                                                                 |                                                                                                                                                                 |                                                                                                                                                                 |                                                                                                                                                                 |
| 1221                                                         | 4.1.2.7. Movements of loads during handling                                                                                                                     | 4.1.2.7. Movements of loads during handling                                                                                                                     | 4.1.2.7. Movements of loads during handling                                                                                                                     | 4.1.2.7. Movements of loads during handling<br><br>Text Origin:<br>Commission Proposal                                                                          |
| Annex III, 4, point (4.1)(4.1.2)(4.1.2.7), first paragraph   |                                                                                                                                                                 |                                                                                                                                                                 |                                                                                                                                                                 |                                                                                                                                                                 |
| 1222                                                         | The operating position of machinery shall be located in such a way as to ensure the widest possible view of trajectories of the moving parts, in order to avoid | The operating position of machinery shall be located in such a way as to ensure the widest possible view of trajectories of the moving parts, in order to avoid | The operating position of machinery shall be located in such a way as to ensure the widest possible view of trajectories of the moving parts, in order to avoid | The operating position of machinery shall be located in such a way as to ensure the widest possible view of trajectories of the moving parts, in order to avoid |

|                                                             | Commission Proposal                                                                                                                                              | EP Mandate                                                                                                                                                       | Council Mandate                                                                                                                                                  | Draft Agreement                                                                                                                                                                           |
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|                                                             | possible collisions with persons, equipment or other machinery, which might be manoeuvring at the same time and liable to constitute a hazard.                   | possible collisions with persons, equipment or other machinery, which might be manoeuvring at the same time and liable to constitute a hazard.                   | possible collisions with persons, equipment or other machinery, which might be manoeuvring at the same time and liable to constitute a hazard.                   | possible collisions with persons, equipment or other machinery, which might be manoeuvring at the same time and liable to constitute a hazard.<br><br>Text Origin:<br>Commission Proposal |
| Annex III, 4, point (4.1)(4.1.2)(4.1.2.7), second paragraph |                                                                                                                                                                  |                                                                                                                                                                  |                                                                                                                                                                  |                                                                                                                                                                                           |
| 1223                                                        | Machinery with guided loads shall be designed and constructed in such a way as to prevent persons from being injured by movement of the load, the carrier or the | Machinery with guided loads shall be designed and constructed in such a way as to prevent persons from being injured by movement of the load, the carrier or the | Machinery with guided loads shall be designed and constructed in such a way as to prevent persons from being injured by movement of the load, the carrier or the | Machinery with guided loads shall be designed and constructed in such a way as to prevent persons from being injured by movement of the load, the carrier or the                          |

|                                                                         | Commission Proposal                       | EP Mandate                                | Council Mandate                           | Draft Agreement                                                                      |
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|                                                                         | counterweights, if any.                   | counterweights, if any.                   | counterweights, if any.                   | counterweights, if any.<br><br>Text Origin:<br>Commission Proposal                   |
| Annex III, 4, point (4.1)(4.1.2)(4.1.2.8), introductory part            |                                           |                                           |                                           |                                                                                      |
| 1224                                                                    | 4.1.2.8. Machinery serving fixed landings | 4.1.2.8. Machinery serving fixed landings | 4.1.2.8. Machinery serving fixed landings | 4.1.2.8. Machinery serving fixed landings<br><br>Text Origin:<br>Commission Proposal |
| Annex III, 4, point (4.1)(4.1.2)(4.1.2.8)(4.1.2.8.1), introductory part |                                           |                                           |                                           |                                                                                      |

|                                                                       | Commission Proposal                                                                                                                                                  | EP Mandate                                                                                                                                                           | Council Mandate                                                                                                                                                      | Draft Agreement                                                                                                                                                      |
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| G 1225                                                                | 4.1.2.8.1. Movements of the carrier                                                                                                                                  | 4.1.2.8.1. Movements of the carrier                                                                                                                                  | 4.1.2.8.1. <u>Movements of the carrier</u> <del>Movements of the carrier</del>                                                                                       | 4.1.2.8.1. Movements of the carrier<br><br>Text Origin:<br>Commission Proposal                                                                                       |
| Annex III, 4, point (4.1)(4.1.2)(4.1.2.8)(4.1.2.8.1), first paragraph |                                                                                                                                                                      |                                                                                                                                                                      |                                                                                                                                                                      |                                                                                                                                                                      |
| G 1226                                                                | The movement of the carrier of machinery serving fixed landings shall be rigidly guided to and at the landings. Scissor systems are also regarded as rigid guidance. | The movement of the carrier of machinery serving fixed landings shall be rigidly guided to and at the landings. Scissor systems are also regarded as rigid guidance. | The movement of the carrier of machinery serving fixed landings shall be rigidly guided to and at the landings. Scissor systems are also regarded as rigid guidance. | The movement of the carrier of machinery serving fixed landings shall be rigidly guided to and at the landings. Scissor systems are also regarded as rigid guidance. |

|                                                                         | Commission Proposal              | EP Mandate                       | Council Mandate                                                             | Draft Agreement                                                             |
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|                                                                         |                                  |                                  |                                                                             | Text Origin:<br>Commission Proposal                                         |
| Annex III, 4, point (4.1)(4.1.2)(4.1.2.8)(4.1.2.8.2), introductory part |                                  |                                  |                                                                             |                                                                             |
| 1227                                                                    | 4.1.2.8.2. Access to the carrier | 4.1.2.8.2. Access to the carrier | 4.1.2.8.2. <u>Access to the carrier</u><br><del>Access to the carrier</del> | 4.1.2.8.2. Access to the carrier<br><br>Text Origin:<br>Commission Proposal |
| Annex III, 4, point (4.1)(4.1.2)(4.1.2.8)(4.1.2.8.2), first paragraph   |                                  |                                  |                                                                             |                                                                             |
| 1228                                                                    | Where persons have access to the | Where persons have access to the | Where persons have access to the                                            | Where persons have access to the                                            |



|                                                                        | Commission Proposal                                                                                                                                                                        | EP Mandate                                                                                                                                                                                 | Council Mandate                                                                                                                                                                            | Draft Agreement                                                                                                                                                                                                                       |
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|                                                                        | carrier, the machinery shall be designed and constructed in such a way as to ensure that the carrier remains stationary during access, in particular while it is being loaded or unloaded. | carrier, the machinery shall be designed and constructed in such a way as to ensure that the carrier remains stationary during access, in particular while it is being loaded or unloaded. | carrier, the machinery shall be designed and constructed in such a way as to ensure that the carrier remains stationary during access, in particular while it is being loaded or unloaded. | carrier, the machinery shall be designed and constructed in such a way as to ensure that the carrier remains stationary during access, in particular while it is being loaded or unloaded.<br><br>Text Origin:<br>Commission Proposal |
| Annex III, 4, point (4.1)(4.1.2)(4.1.2.8)(4.1.2.8.2), second paragraph |                                                                                                                                                                                            |                                                                                                                                                                                            |                                                                                                                                                                                            |                                                                                                                                                                                                                                       |
| 1229                                                                   | The machinery shall be designed and constructed in such a way as to ensure that the difference in level between the carrier and the landing being served does not create a risk            | The machinery shall be designed and constructed in such a way as to ensure that the difference in level between the carrier and the landing being served does not create a risk            | The machinery shall be designed and constructed in such a way as to ensure that the difference in level between the carrier and the landing being served does not create a risk            | The machinery shall be designed and constructed in such a way as to ensure that the difference in level between the carrier and the landing being served does not create a risk                                                       |

|                                                                         | Commission Proposal                                     | EP Mandate                                              | Council Mandate                                                                                                        | Draft Agreement                                                                                    |
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|                                                                         | of tripping.                                            | of tripping.                                            | of tripping.                                                                                                           | of tripping.<br><br>Text Origin:<br>Commission Proposal                                            |
| Annex III, 4, point (4.1)(4.1.2)(4.1.2.8)(4.1.2.8.3), introductory part |                                                         |                                                         |                                                                                                                        |                                                                                                    |
| 1230                                                                    | 4.1.2.8.3. Risks due to contact with the moving carrier | 4.1.2.8.3. Risks due to contact with the moving carrier | 4.1.2.8.3. <u>Risks due to contact with the moving carrier</u> <del>Risks due to contact with the moving carrier</del> | 4.1.2.8.3. Risks due to contact with the moving carrier<br><br>Text Origin:<br>Commission Proposal |
| Annex III, 4, point (4.1)(4.1.2)(4.1.2.8)(4.1.2.8.3), first paragraph   |                                                         |                                                         |                                                                                                                        |                                                                                                    |

|                                                                        | Commission Proposal                                                                                                                                                              | EP Mandate                                                                                                                                                                       | Council Mandate                                                                                                                                                                  | Draft Agreement                                                                                                                                                                                                             |
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| 1231                                                                   | Where necessary in order to fulfil the requirement expressed in the second paragraph of section 4.1.2.7, the travel zone shall be rendered inaccessible during normal operation. | Where necessary in order to fulfil the requirement expressed in the second paragraph of section 4.1.2.7, the travel zone shall be rendered inaccessible during normal operation. | Where necessary in order to fulfil the requirement expressed in the second paragraph of section 4.1.2.7, the travel zone shall be rendered inaccessible during normal operation. | Where necessary in order to fulfil the requirement expressed in the second paragraph of section 4.1.2.7, the travel zone shall be rendered inaccessible during normal operation.<br><br>Text Origin:<br>Commission Proposal |
| Annex III, 4, point (4.1)(4.1.2)(4.1.2.8)(4.1.2.8.3), second paragraph |                                                                                                                                                                                  |                                                                                                                                                                                  |                                                                                                                                                                                  |                                                                                                                                                                                                                             |
| 1232                                                                   | When, during inspection or maintenance, there is a risk that persons situated under or above the                                                                                 | When, during inspection or maintenance, there is a risk that persons situated under or above the                                                                                 | When, during inspection or maintenance, there is a risk that persons situated under or above the                                                                                 | When, during inspection or maintenance, there is a risk that persons situated under or above the                                                                                                                            |

|                                                                         | Commission Proposal                                                                                                                                                                                                 | EP Mandate                                                                                                                                                                                                          | Council Mandate                                                                                                                                                                                                     | Draft Agreement                                                                                                                                                                                                                                                |
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|                                                                         | carrier may be crushed between the carrier and any fixed parts, sufficient free space shall be provided either by means of physical refuges or by means of mechanical devices blocking the movement of the carrier. | carrier may be crushed between the carrier and any fixed parts, sufficient free space shall be provided either by means of physical refuges or by means of mechanical devices blocking the movement of the carrier. | carrier may be crushed between the carrier and any fixed parts, sufficient free space shall be provided either by means of physical refuges or by means of mechanical devices blocking the movement of the carrier. | carrier may be crushed between the carrier and any fixed parts, sufficient free space shall be provided either by means of physical refuges or by means of mechanical devices blocking the movement of the carrier.<br><br>Text Origin:<br>Commission Proposal |
| Annex III, 4, point (4.1)(4.1.2)(4.1.2.8)(4.1.2.8.4), introductory part |                                                                                                                                                                                                                     |                                                                                                                                                                                                                     |                                                                                                                                                                                                                     |                                                                                                                                                                                                                                                                |
| 1233                                                                    | 4.1.2.8.4. Risk due to the load falling off the carrier                                                                                                                                                             | 4.1.2.8.4. Risk due to the load falling off the carrier                                                                                                                                                             | 4.1.2.8.4. <u>Risk due to the load falling off the carrier</u> <del>Risk due to the load falling off the carrier</del>                                                                                              | 4.1.2.8.4. Risk due to the load falling off the carrier                                                                                                                                                                                                        |

|                                                                         | Commission Proposal                                                                                                                                   | EP Mandate                                                                                                                                            | Council Mandate                                                                                                                                       | Draft Agreement                                                                                                                                                                                  |
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|                                                                         |                                                                                                                                                       |                                                                                                                                                       |                                                                                                                                                       | Text Origin:<br>Commission Proposal                                                                                                                                                              |
| Annex III, 4, point (4.1)(4.1.2)(4.1.2.8)(4.1.2.8.4), first paragraph   |                                                                                                                                                       |                                                                                                                                                       |                                                                                                                                                       |                                                                                                                                                                                                  |
| 1234                                                                    | Where there is a risk due to the load falling off the carrier, the machinery shall be designed and constructed in such a way as to prevent this risk. | Where there is a risk due to the load falling off the carrier, the machinery shall be designed and constructed in such a way as to prevent this risk. | Where there is a risk due to the load falling off the carrier, the machinery shall be designed and constructed in such a way as to prevent this risk. | Where there is a risk due to the load falling off the carrier, the machinery shall be designed and constructed in such a way as to prevent this risk.<br><br>Text Origin:<br>Commission Proposal |
| Annex III, 4, point (4.1)(4.1.2)(4.1.2.8)(4.1.2.8.5), introductory part |                                                                                                                                                       |                                                                                                                                                       |                                                                                                                                                       |                                                                                                                                                                                                  |

|                                                                       | Commission Proposal                                                                                           | EP Mandate                                                                                                    | Council Mandate                                                                                               | Draft Agreement                                                                                                                   |
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| 1235                                                                  | 4.1.2.8.5. Landings                                                                                           | 4.1.2.8.5. Landings                                                                                           | 4.1.2.8.5. <del>Landings</del>                                                                                | 4.1.2.8.5. Landings<br><br>Text Origin:<br>Commission Proposal                                                                    |
| Annex III, 4, point (4.1)(4.1.2)(4.1.2.8)(4.1.2.8.5), first paragraph |                                                                                                               |                                                                                                               |                                                                                                               |                                                                                                                                   |
| 1236                                                                  | Risks due to contact of persons at landings with the moving carrier or other moving parts shall be prevented. | Risks due to contact of persons at landings with the moving carrier or other moving parts shall be prevented. | Risks due to contact of persons at landings with the moving carrier or other moving parts shall be prevented. | Risks due to contact of persons at landings with the moving carrier or other moving parts shall be prevented.<br><br>Text Origin: |

|                                                                                           | Commission Proposal                                                                                                                                                                                                                                                                                                                                | EP Mandate                                                                                                                                                                                                                                                                                                                                         | Council Mandate                                                                                                                                                                                                                                                                                                                                    | Draft Agreement                                                                                                                                                                                                                                                                                                                                                        |
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| Annex III, 4, point (4.1)(4.1.2)(4.1.2.8)(4.1.2.8.5), second paragraph, introductory part |                                                                                                                                                                                                                                                                                                                                                    |                                                                                                                                                                                                                                                                                                                                                    |                                                                                                                                                                                                                                                                                                                                                    |                                                                                                                                                                                                                                                                                                                                                                        |
| 1237                                                                                      | Where there is a risk due to persons falling into the travel zone when the carrier is not present at the landings, guards shall be fitted in order to prevent this risk. Such guards shall not open in the direction of the travel zone. They shall be fitted with an interlocking device controlled by the position of the carrier that prevents: | Where there is a risk due to persons falling into the travel zone when the carrier is not present at the landings, guards shall be fitted in order to prevent this risk. Such guards shall not open in the direction of the travel zone. They shall be fitted with an interlocking device controlled by the position of the carrier that prevents: | Where there is a risk due to persons falling into the travel zone when the carrier is not present at the landings, guards shall be fitted in order to prevent this risk. Such guards shall not open in the direction of the travel zone. They shall be fitted with an interlocking device controlled by the position of the carrier that prevents: | Where there is a risk due to persons falling into the travel zone when the carrier is not present at the landings, guards shall be fitted in order to prevent this risk. Such guards shall not open in the direction of the travel zone. They shall be fitted with an interlocking device controlled by the position of the carrier that prevents:<br><br>Text Origin: |

|                                                                           | Commission Proposal                                                                          | EP Mandate                                                                                   | Council Mandate                                                                              | Draft Agreement                                                                                                           |
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|                                                                           |                                                                                              |                                                                                              |                                                                                              | Commission Proposal                                                                                                       |
| Annex III, 4, point (4.1)(4.1.2)(4.1.2.8)(4.1.2.8.5), second paragraph(a) |                                                                                              |                                                                                              |                                                                                              |                                                                                                                           |
| 1238                                                                      | (a) hazardous movements of the carrier until the guards are closed and locked;               | (a) hazardous movements of the carrier until the guards are closed and locked;               | (a) hazardous movements of the carrier until the guards are closed and locked;               | (a) hazardous movements of the carrier until the guards are closed and locked;<br><br>Text Origin:<br>Commission Proposal |
| Annex III, 4, point (4.1)(4.1.2)(4.1.2.8)(4.1.2.8.5), second paragraph(b) |                                                                                              |                                                                                              |                                                                                              |                                                                                                                           |
| 1239                                                                      | (b) hazardous opening of a guard until the carrier has stopped at the corresponding landing. | (b) hazardous opening of a guard until the carrier has stopped at the corresponding landing. | (b) hazardous opening of a guard until the carrier has stopped at the corresponding landing. | (b) hazardous opening of a guard until the carrier has stopped at the corresponding landing.                              |



|                                                     | Commission Proposal        | EP Mandate                 | Council Mandate            | Draft Agreement                                                       |
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|                                                     |                            |                            |                            | Text Origin:<br>Commission Proposal                                   |
| Annex III, 4, point (4.1)(4.1.3), introductory part |                            |                            |                            |                                                                       |
| G 1240                                              | 4.1.3. Fitness for purpose | 4.1.3. Fitness for purpose | 4.1.3. Fitness for purpose | 4.1.3. Fitness for purpose<br><br>Text Origin:<br>Commission Proposal |
| Annex III, 4, point (4.1)(4.1.3), first paragraph   |                            |                            |                            |                                                                       |
| Y 1241                                              |                            |                            |                            |                                                                       |

|                                                    | Commission Proposal                                                                                                                                                                                                                                                                                                                                                                         | EP Mandate                                                                                                                                                                                                                                                                                                                                                                                             | Council Mandate                                                                                                                                                                                                                                                                                                                                                                                                                             | Draft Agreement                                                                               |
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|                                                    | When lifting machinery or lifting accessories are placed on the market or are first put into service, the manufacturer or his or her authorised representative shall ensure, by taking appropriate measures or having them taken, that the machinery or the lifting accessories which are ready for use — whether manually or power-operated — can fulfil their specified functions safely. | When lifting machinery or lifting accessories are placed on the market or are first put into service, the manufacturer <del>or his or her authorised representative</del> shall ensure, by taking appropriate measures or having them taken, that the machinery or the lifting accessories which are ready for use — whether manually or power-operated — can fulfil their specified functions safely. | When lifting machinery or <del>lifting</del> accessories are placed on the market or are first put into service, the manufacturer <del>or his or her authorised representative</del> shall ensure, by taking appropriate measures or having them taken, that the <u>lifting</u> machinery or <del>the</del> lifting accessories which are ready for use — whether manually or power-operated — can fulfil their specified functions safely. |                                                                                               |
| Annex III, 4, point (4.1)(4.1.3), second paragraph |                                                                                                                                                                                                                                                                                                                                                                                             |                                                                                                                                                                                                                                                                                                                                                                                                        |                                                                                                                                                                                                                                                                                                                                                                                                                                             |                                                                                               |
| 1242                                               | The static and dynamic tests referred to in section 4.1.2.3 shall be performed on all lifting                                                                                                                                                                                                                                                                                               | The static and dynamic tests referred to in section 4.1.2.3 shall be performed on all lifting                                                                                                                                                                                                                                                                                                          | The static and dynamic tests referred to in section 4.1.2.3 shall be performed on all lifting                                                                                                                                                                                                                                                                                                                                               | The static and dynamic tests referred to in section 4.1.2.3 shall be performed on all lifting |

|                                                   | Commission Proposal                                                                                                                                                                                                                                                                         | EP Mandate                                                                                                                                                                                                                                                                                  | Council Mandate                                                                                                                                                                                                                                                                                                                   | Draft Agreement                                                                    |
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|                                                   | machinery ready to be put into service.                                                                                                                                                                                                                                                     | machinery ready to be put into service.                                                                                                                                                                                                                                                     | machinery ready to be put into service.                                                                                                                                                                                                                                                                                           | machinery ready to be put into service.<br><br>Text Origin:<br>Commission Proposal |
| Annex III, 4, point (4.1)(4.1.3), third paragraph |                                                                                                                                                                                                                                                                                             |                                                                                                                                                                                                                                                                                             |                                                                                                                                                                                                                                                                                                                                   |                                                                                    |
| 1243                                              | Where the machinery cannot be assembled in the manufacturer's premises or in the premises of his or her authorised representative, the appropriate measures shall be taken at the place of use by the manufacturer, or by his or her authorised representative or by another subject on the | Where the machinery cannot be assembled in the manufacturer's premises or in the premises of his or her authorised representative, the appropriate measures shall be taken at the place of use by the manufacturer, or by his or her authorised representative or by another subject on the | Where the <u>lifting</u> machinery cannot be assembled in the manufacturer's premises <del>or in the premises of his or her authorised representative</del> , the appropriate measures shall be taken at the place of use by the manufacturer, <del>or by his or her authorised representative or by another subject on the</del> |                                                                                    |

|                                              | Commission Proposal                                                                                                       | EP Mandate                                                                                                                | Council Mandate                                                                                                                       | Draft Agreement                                                                                                                                          |
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|                                              | manufacturers' behalf. Otherwise, the measures may be taken either in the manufacturer's premises or at the place of use. | manufacturers' behalf. Otherwise, the measures may be taken either in the manufacturer's premises or at the place of use. | <del>manufacturers' behalf</del> . Otherwise, the measures may be taken either in the manufacturer's premises or at the place of use. |                                                                                                                                                          |
| Annex III, 4, point (4.2), introductory part |                                                                                                                           |                                                                                                                           |                                                                                                                                       |                                                                                                                                                          |
| 1244                                         | 4.2. REQUIREMENTS FOR MACHINERY PRODUCTS WHOSE POWER SOURCE IS OTHER THAN MANUAL EFFORT                                   | 4.2. REQUIREMENTS FOR MACHINERY PRODUCTS WHOSE POWER SOURCE IS OTHER THAN MANUAL EFFORT                                   | 4.2. REQUIREMENTS FOR MACHINERY <u>OR RELATED</u> PRODUCTS WHOSE POWER SOURCE IS OTHER THAN MANUAL EFFORT                             | 4.2. REQUIREMENTS FOR MACHINERY <u>OR RELATED</u> PRODUCTS WHOSE POWER SOURCE IS OTHER THAN MANUAL EFFORT<br><br>terminology<br><br>Text Origin: Council |

|                                                     | Commission Proposal                                                | EP Mandate                                                         | Council Mandate                                                    | Draft Agreement                                                        |
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|                                                     |                                                                    |                                                                    |                                                                    | Mandate                                                                |
| Annex III, 4, point (4.2)(4.2.1), introductory part |                                                                    |                                                                    |                                                                    |                                                                        |
| 1245                                                | 4.2.1. Control of movements                                        | 4.2.1. Control of movements                                        | 4.2.1. Control of movements                                        | 4.2.1. Control of movements<br><br>Text Origin:<br>Commission Proposal |
| Annex III, 4, point (4.2)(4.2.1), first paragraph   |                                                                    |                                                                    |                                                                    |                                                                        |
| 1246                                                | Hold-to-run control devices shall be used to control the movements | Hold-to-run control devices shall be used to control the movements | Hold-to-run control devices shall be used to control the movements | Hold-to-run control devices shall be used to control the movements     |

|  | Commission Proposal                                                                                                                                                                                                                                                                                                         | EP Mandate                                                                                                                                                                                                                                                                                                                  | Council Mandate                                                                                                                                                                                                                                                                                                                                                                 | Draft Agreement                                                                                                                                                                                                                                                                                                                                                                                                                            |
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|  | <p>of the machinery or its equipment. However, for partial or complete movements in which there is no risk of the load or the machinery colliding, the said devices may be replaced by control devices authorising automatic stops at pre-selected positions without the operator holding a hold-to-run control device.</p> | <p>of the machinery or its equipment. However, for partial or complete movements in which there is no risk of the load or the machinery colliding, the said devices may be replaced by control devices authorising automatic stops at pre-selected positions without the operator holding a hold-to-run control device.</p> | <p>of the machinery or <u>related product or</u> its equipment. However, for partial or complete movements in which there is no risk of the load or the machinery <u>or related product</u> colliding, the said devices may be replaced by control devices authorising automatic stops at pre-selected positions without the operator holding a hold-to-run control device.</p> | <p>of the machinery or <u>related product or</u> its equipment. However, for partial or complete movements in which there is no risk of the load or the machinery <u>or related product</u> colliding, the said devices may be replaced by control devices authorising automatic stops at pre-selected positions without the operator holding a hold-to-run control device.</p> <p>terminology</p> <p>Text Origin: Council<br/>Mandate</p> |

|                                                                      | Commission Proposal                                                                                                                                                                    | EP Mandate                                                                                                                                                                             | Council Mandate                                                                                                                                                                                          | Draft Agreement                                                                                                                                                                                          |
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| Annex III, 4, point (4.2)(4.2.2), introductory part                  |                                                                                                                                                                                        |                                                                                                                                                                                        |                                                                                                                                                                                                          |                                                                                                                                                                                                          |
| 1247                                                                 | 4.2.2. Loading control                                                                                                                                                                 | 4.2.2. Loading control                                                                                                                                                                 | 4.2.2. Loading control                                                                                                                                                                                   | 4.2.2. Loading control<br><br>Text Origin:<br>Commission Proposal                                                                                                                                        |
| Annex III, 4, point (4.2)(4.2.2), first paragraph, introductory part |                                                                                                                                                                                        |                                                                                                                                                                                        |                                                                                                                                                                                                          |                                                                                                                                                                                                          |
| 1248                                                                 | Machinery with a maximum working load of not less than 1 000 kilograms or an overturning moment of not less than 40 000 Nm shall be fitted with devices to warn the driver and prevent | Machinery with a maximum working load of not less than 1 000 kilograms or an overturning moment of not less than 40 000 Nm shall be fitted with devices to warn the driver and prevent | Machinery <u>or related product</u> with a maximum working load of not less than 1 000 kilograms or an overturning moment of not less than 40 000 Nm shall be fitted with devices to warn the driver and | Machinery <u>or related product</u> with a maximum working load of not less than 1 000 kilograms or an overturning moment of not less than 40 000 Nm shall be fitted with devices to warn the driver and |

|                                                      | Commission Proposal                                                                                                                 | EP Mandate                                                                                                                          | Council Mandate                                                                                                                     | Draft Agreement                                                                                                                                         |
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|                                                      | dangerous movements in the event:                                                                                                   | dangerous movements in the event:                                                                                                   | prevent dangerous movements in the event:                                                                                           | prevent dangerous movements in the event:<br><br>terminology<br><br>Text Origin: Council Mandate                                                        |
| Annex III, 4, point (4.2)(4.2.2), first paragraph(a) |                                                                                                                                     |                                                                                                                                     |                                                                                                                                     |                                                                                                                                                         |
| 1249                                                 | (a) of overloading, either as a result of the maximum working load or the maximum working moment due to the load being exceeded, or | (a) of overloading, either as a result of the maximum working load or the maximum working moment due to the load being exceeded, or | (a) of overloading, either as a result of the maximum working load or the maximum working moment due to the load being exceeded, or | (a) of overloading, either as a result of the maximum working load or the maximum working moment due to the load being exceeded, or<br><br>Text Origin: |



|                                                      | Commission Proposal                           | EP Mandate                                    | Council Mandate                               | Draft Agreement                                                                          |
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|                                                      |                                               |                                               |                                               | Commission Proposal                                                                      |
| Annex III, 4, point (4.2)(4.2.2), first paragraph(b) |                                               |                                               |                                               |                                                                                          |
| 1250                                                 | (b) of the overturning moment being exceeded. | (b) of the overturning moment being exceeded. | (b) of the overturning moment being exceeded. | (b) of the overturning moment being exceeded.<br><br>Text Origin:<br>Commission Proposal |
| Annex III, 4, point (4.2)(4.2.3), introductory part  |                                               |                                               |                                               |                                                                                          |
| 1251                                                 | 4.2.3. Installations guided by ropes          | 4.2.3. Installations guided by ropes          | 4.2.3. Installations guided by ropes          | 4.2.3. Installations guided by ropes                                                     |

|                                                   | Commission Proposal                                                                                                                   | EP Mandate                                                                                                                            | Council Mandate                                                                                                                       | Draft Agreement                                                                                                                                                                  |
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| Annex III, 4, point (4.2)(4.2.3), first paragraph |                                                                                                                                       |                                                                                                                                       |                                                                                                                                       |                                                                                                                                                                                  |
| 1252                                              | Rope carriers, tractors or tractor carriers shall be held by counterweights or by a device allowing permanent control of the tension. | Rope carriers, tractors or tractor carriers shall be held by counterweights or by a device allowing permanent control of the tension. | Rope carriers, tractors or tractor carriers shall be held by counterweights or by a device allowing permanent control of the tension. | Rope carriers, tractors or tractor carriers shall be held by counterweights or by a device allowing permanent control of the tension.<br><br>Text Origin:<br>Commission Proposal |
| Annex III, 4, point (4.3), introductory part      |                                                                                                                                       |                                                                                                                                       |                                                                                                                                       |                                                                                                                                                                                  |

|                                                     | Commission Proposal              | EP Mandate                       | Council Mandate                  | Draft Agreement                                                             |
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| 1253                                                | 4.3. INFORMATION AND MARKINGS    | 4.3. INFORMATION AND MARKINGS    | 4.3. INFORMATION AND MARKINGS    | 4.3. INFORMATION AND MARKINGS<br><br>Text Origin:<br>Commission Proposal    |
| Annex III, 4, point (4.3)(4.3.1), introductory part |                                  |                                  |                                  |                                                                             |
| 1254                                                | 4.3.1. Chains, ropes and webbing | 4.3.1. Chains, ropes and webbing | 4.3.1. Chains, ropes and webbing | 4.3.1. Chains, ropes and webbing<br><br>Text Origin:<br>Commission Proposal |

|                                                                       | Commission Proposal                                                                                                                                                                                                                                                                                             | EP Mandate                                                                                                                                                                                                                                                                                                                                                   | Council Mandate                                                                                                                                                                                                                                                                                                            | Draft Agreement |
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| Annex III, 4, point (4.3)(4.3.1), first paragraph                     |                                                                                                                                                                                                                                                                                                                 |                                                                                                                                                                                                                                                                                                                                                              |                                                                                                                                                                                                                                                                                                                            |                 |
| 1255                                                                  | Each length of lifting chain, rope or webbing not forming part of an assembly shall bear a mark or, where this is not possible, a plate or irremovable ring bearing the name and address of the manufacturer or his or her authorised representative and the identifying reference of the relevant certificate. | Each length of lifting chain, rope or webbing not forming part of an assembly shall bear a mark or, where this is not possible, a plate or irremovable ring bearing the name and address of the manufacturer or his or her authorised representative and the identifying reference of the relevant <del>certificate</del> <u>declaration of conformity</u> . | Each length of lifting chain, rope or webbing not forming part of an assembly shall bear a mark or, where this is not possible, a plate or irremovable ring bearing the name and address of the manufacturer <del>or his or her authorised representative</del> and the identifying reference of the relevant certificate. |                 |
| Annex III, 4, point (4.3)(4.3.1), second paragraph, introductory part |                                                                                                                                                                                                                                                                                                                 |                                                                                                                                                                                                                                                                                                                                                              |                                                                                                                                                                                                                                                                                                                            |                 |

|                                                                          | Commission Proposal | EP Mandate                                                                                              | Council Mandate                                                                                                    | Draft Agreement                                                                                                           |
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| G                                                                        | 1256                | The certificate mentioned above shall show at least the following information:                          | The certificate mentioned above shall show at least the following information:                                     | The certificate mentioned above shall show at least the following information:<br><br>Text Origin:<br>Commission Proposal |
| Annex III, 4, point (4.3)(4.3.1), second paragraph(a)                    |                     |                                                                                                         |                                                                                                                    |                                                                                                                           |
| Y                                                                        | 1257                | (a) the name and address of the manufacturer and, if appropriate, his or her authorised representative; | (a) the name and address of the manufacturer and, if appropriate, <del>his or her authorised representative;</del> |                                                                                                                           |
| Annex III, 4, point (4.3)(4.3.1), second paragraph(b), introductory part |                     |                                                                                                         |                                                                                                                    |                                                                                                                           |

|                                                          | Commission Proposal                                     | EP Mandate                                              | Council Mandate                                         | Draft Agreement                                                                                    |
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| 1258                                                     | (b) a description of the chain or rope, which includes: | (b) a description of the chain or rope, which includes: | (b) a description of the chain or rope, which includes: | (b) a description of the chain or rope, which includes:<br><br>Text Origin:<br>Commission Proposal |
| Annex III, 4, point (4.3)(4.3.1), second paragraph(b)(i) |                                                         |                                                         |                                                         |                                                                                                    |
| 1259                                                     | i. its nominal size,                                    | i. its nominal size,                                    | i. its nominal size,                                    | i. its nominal size,<br><br>Text Origin:<br>Commission Proposal                                    |

|                                                            | Commission Proposal                          | EP Mandate                                   | Council Mandate                              | Draft Agreement                                                  |
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| Annex III, 4, point (4.3)(4.3.1), second paragraph(b)(ii)  |                                              |                                              |                                              |                                                                  |
| 1260                                                       | ii. its construction,                        | ii. its construction,                        | ii. its construction,                        | ii. its construction,<br><br>Text Origin:<br>Commission Proposal |
| Annex III, 4, point (4.3)(4.3.1), second paragraph(b)(iii) |                                              |                                              |                                              |                                                                  |
| 1261                                                       | iii. the material from which it is made, and | iii. the material from which it is made, and | iii. the material from which it is made, and | iii. the material from which it is made, and<br><br>Text Origin: |

|                                                           | Commission Proposal                                              | EP Mandate                                                       | Council Mandate                                                  | Draft Agreement                                                                                             |
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| Annex III, 4, point (4.3)(4.3.1), second paragraph(b)(iv) |                                                                  |                                                                  |                                                                  |                                                                                                             |
| 1262                                                      | iv. any special metallurgical treatment applied to the material; | iv. any special metallurgical treatment applied to the material; | iv. any special metallurgical treatment applied to the material; | iv. any special metallurgical treatment applied to the material;<br><br>Text Origin:<br>Commission Proposal |
| Annex III, 4, point (4.3)(4.3.1), second paragraph(c)     |                                                                  |                                                                  |                                                                  |                                                                                                             |
| 1263                                                      | (c) the test method used;                                        | (c) the test method used;                                        | (c) the test method used;                                        | (c) the test method used;                                                                                   |



|                                                       | Commission Proposal                                                                                                                                       | EP Mandate                                                                                                                                                | Council Mandate                                                                                                                                           | Draft Agreement                                                                                                                                                                                      |
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| Annex III, 4, point (4.3)(4.3.1), second paragraph(d) |                                                                                                                                                           |                                                                                                                                                           |                                                                                                                                                           |                                                                                                                                                                                                      |
| 1264                                                  | (d) the maximum load to which the chain or rope should be subjected in service. A range of values may be given on the basis of the intended applications. | (d) the maximum load to which the chain or rope should be subjected in service. A range of values may be given on the basis of the intended applications. | (d) the maximum load to which the chain or rope should be subjected in service. A range of values may be given on the basis of the intended applications. | (d) the maximum load to which the chain or rope should be subjected in service. A range of values may be given on the basis of the intended applications.<br><br>Text Origin:<br>Commission Proposal |
| Annex III, 4, point (4.3)(4.3.2), introductory part   |                                                                                                                                                           |                                                                                                                                                           |                                                                                                                                                           |                                                                                                                                                                                                      |

|                                                                      | Commission Proposal                                       | EP Mandate                                                | Council Mandate                                           | Draft Agreement                                                                                      |
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| 1265                                                                 | 4.3.2. Lifting accessories                                | 4.3.2. Lifting accessories                                | 4.3.2. Lifting accessories                                | 4.3.2. Lifting accessories<br><br>Text Origin:<br>Commission Proposal                                |
| Annex III, 4, point (4.3)(4.3.2), first paragraph, introductory part |                                                           |                                                           |                                                           |                                                                                                      |
| 1266                                                                 | Lifting accessories shall show the following particulars: | Lifting accessories shall show the following particulars: | Lifting accessories shall show the following particulars: | Lifting accessories shall show the following particulars:<br><br>Text Origin:<br>Commission Proposal |

|                                                       | Commission Proposal                                                              | EP Mandate                                                                       | Council Mandate                                                                  | Draft Agreement                                                                                                             |
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| Annex III, 4, point (4.3)(4.3.2), first paragraph(i)  |                                                                                  |                                                                                  |                                                                                  |                                                                                                                             |
| 1267                                                  | i. identification of the material where this information is needed for safe use; | i. identification of the material where this information is needed for safe use; | i. identification of the material where this information is needed for safe use; | i. identification of the material where this information is needed for safe use;<br><br>Text Origin:<br>Commission Proposal |
| Annex III, 4, point (4.3)(4.3.2), first paragraph(ii) |                                                                                  |                                                                                  |                                                                                  |                                                                                                                             |
| 1268                                                  | ii. the maximum working load.                                                    | ii. the maximum working load.                                                    | ii. the maximum working load.                                                    | ii. the maximum working load.                                                                                               |

|                                                    | Commission Proposal                                                                                                                                                                                                             | EP Mandate                                                                                                                                                                                                                      | Council Mandate                                                                                                                                                                                                                 | Draft Agreement                                                                                                                                                                                                                                     |
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| Annex III, 4, point (4.3)(4.3.2), second paragraph |                                                                                                                                                                                                                                 |                                                                                                                                                                                                                                 |                                                                                                                                                                                                                                 |                                                                                                                                                                                                                                                     |
| 1269                                               | In the case of lifting accessories on which marking is physically impossible, the particulars referred to in the first paragraph shall be displayed on a plate or other equivalent means and securely affixed to the accessory. | In the case of lifting accessories on which marking is physically impossible, the particulars referred to in the first paragraph shall be displayed on a plate or other equivalent means and securely affixed to the accessory. | In the case of lifting accessories on which marking is physically impossible, the particulars referred to in the first paragraph shall be displayed on a plate or other equivalent means and securely affixed to the accessory. | In the case of lifting accessories on which marking is physically impossible, the particulars referred to in the first paragraph shall be displayed on a plate or other equivalent means and securely affixed to the accessory.<br><br>Text Origin: |

|                                                     | Commission Proposal                                                                                                                                             | EP Mandate                                                                                                                                                      | Council Mandate                                                                                                                                                 | Draft Agreement                                                                                                                                                                                            |
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| Annex III, 4, point (4.3)(4.3.2), third paragraph   |                                                                                                                                                                 |                                                                                                                                                                 |                                                                                                                                                                 |                                                                                                                                                                                                            |
| 1270                                                | The particulars shall be legible and located in a place where they are not liable to disappear as a result of wear or jeopardise the strength of the accessory. | The particulars shall be legible and located in a place where they are not liable to disappear as a result of wear or jeopardise the strength of the accessory. | The particulars shall be legible and located in a place where they are not liable to disappear as a result of wear or jeopardise the strength of the accessory. | The particulars shall be legible and located in a place where they are not liable to disappear as a result of wear or jeopardise the strength of the accessory.<br><br>Text Origin:<br>Commission Proposal |
| Annex III, 4, point (4.3)(4.3.3), introductory part |                                                                                                                                                                 |                                                                                                                                                                 |                                                                                                                                                                 |                                                                                                                                                                                                            |

|                                                   | Commission Proposal | EP Mandate                                                                                                                               | Council Mandate                                                                                                                          | Draft Agreement                                                                                                                                         |
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| G                                                 | 1271                | 4.3.3. Lifting machinery                                                                                                                 | 4.3.3. Lifting machinery                                                                                                                 | 4.3.3. Lifting machinery<br><br>Text Origin:<br>Commission Proposal                                                                                     |
| Annex III, 4, point (4.3)(4.3.3), first paragraph |                     |                                                                                                                                          |                                                                                                                                          |                                                                                                                                                         |
| Y                                                 | 1272                | The maximum working load shall be prominently marked on the machinery. This marking shall be legible, indelible and in an un-coded form. | The maximum working load shall be prominently marked on the machinery. This marking shall be legible, indelible and in an un-coded form. | The maximum working load shall be prominently marked on the <u>lifting</u> machinery. This marking shall be legible, indelible and in an un-coded form. |

|                                                    | Commission Proposal | EP Mandate                                                                                                                                                                                                                                                      | Council Mandate                                                                                                                                                                                                                                                                | Draft Agreement                                                                                                            |
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| Annex III, 4, point (4.3)(4.3.3), second paragraph |                     |                                                                                                                                                                                                                                                                 |                                                                                                                                                                                                                                                                                |                                                                                                                            |
| Y                                                  | 1273                | Where the maximum working load depends on the configuration of the machinery, each operating position shall be provided with a load plate indicating, preferably in diagrammatic form or by means of tables, the working load permitted for each configuration. | Where the maximum working load depends on the configuration of the <u>lifting</u> machinery, each operating position shall be provided with a load plate indicating, preferably in diagrammatic form or by means of tables, the working load permitted for each configuration. |                                                                                                                            |
| Annex III, 4, point (4.3)(4.3.3), third paragraph  |                     |                                                                                                                                                                                                                                                                 |                                                                                                                                                                                                                                                                                |                                                                                                                            |
| G                                                  | 1274                | Machinery intended for lifting goods only, equipped with a carrier, which allows access to persons, shall bear a clear and                                                                                                                                      | Machinery intended for lifting goods only, equipped with a carrier, which allows access to persons, shall bear a clear and                                                                                                                                                     | Machinery intended for lifting goods only, equipped with a carrier, which allows access to persons, shall bear a clear and |

|                                              | Commission Proposal                                                                                                         | EP Mandate                                                                                                                  | Council Mandate                                                                                                             | Draft Agreement                                                                                                                                                        |
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|                                              | indelible warning prohibiting the lifting of persons. This warning shall be visible at each place where access is possible. | indelible warning prohibiting the lifting of persons. This warning shall be visible at each place where access is possible. | indelible warning prohibiting the lifting of persons. This warning shall be visible at each place where access is possible. | indelible warning prohibiting the lifting of persons. This warning shall be visible at each place where access is possible.<br><br>Text Origin:<br>Commission Proposal |
| Annex III, 4, point (4.4), introductory part |                                                                                                                             |                                                                                                                             |                                                                                                                             |                                                                                                                                                                        |
| 1275                                         | 4.4. INSTRUCTIONS                                                                                                           | 4.4. INSTRUCTIONS                                                                                                           | 4.4. INSTRUCTIONS                                                                                                           | 4.4. INSTRUCTIONS<br><br>Text Origin:<br>Commission Proposal                                                                                                           |



|                                                                      | Commission Proposal                                                                                                       | EP Mandate                                                                                                                | Council Mandate                                                                                                           | Draft Agreement                                                                                                           |
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| Annex III, 4, point (4.4)(4.4.1), introductory part                  |                                                                                                                           |                                                                                                                           |                                                                                                                           |                                                                                                                           |
| 1276                                                                 | 4.4.1. Lifting accessories                                                                                                | 4.4.1. Lifting accessories                                                                                                | 4.4.1. Lifting accessories                                                                                                | 4.4.1. Lifting accessories<br><br>Text Origin:<br>Commission Proposal                                                     |
| Annex III, 4, point (4.4)(4.4.1), first paragraph, introductory part |                                                                                                                           |                                                                                                                           |                                                                                                                           |                                                                                                                           |
| 1277                                                                 | Each lifting accessory or each commercially indivisible batch of lifting accessories shall be accompanied by instructions | Each lifting accessory or each commercially indivisible batch of lifting accessories shall be accompanied by instructions | Each lifting accessory or each commercially indivisible batch of lifting accessories shall be accompanied by instructions | Each lifting accessory or each commercially indivisible batch of lifting accessories shall be accompanied by instructions |

|                                                      | Commission Proposal                             | EP Mandate                                      | Council Mandate                                 | Draft Agreement                                                                            |
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|                                                      | setting out at least the following particulars: | setting out at least the following particulars: | setting out at least the following particulars: | setting out at least the following particulars:<br><br>Text Origin:<br>Commission Proposal |
| Annex III, 4, point (4.4)(4.4.1), first paragraph(a) |                                                 |                                                 |                                                 |                                                                                            |
| 1278                                                 | (a) the intended use;                           | (a) the intended use;                           | (a) the intended use;                           | (a) the intended use;<br><br>Text Origin:<br>Commission Proposal                           |
| Annex III, 4, point (4.4)(4.4.1), first paragraph(b) |                                                 |                                                 |                                                 |                                                                                            |

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| 1279                                                 | (b) the limits of use (particularly for lifting accessories such as magnetic or vacuum pads which do not fully comply with section 4.1.2.6(e)); | (b) the limits of use (particularly for lifting accessories such as magnetic or vacuum pads which do not fully comply with section 4.1.2.6(e)); | (b) the limits of use (particularly for lifting accessories such as magnetic or vacuum pads which do not fully comply with section 4.1.2.6(e)); | (b) the limits of use (particularly for lifting accessories such as magnetic or vacuum pads which do not fully comply with section 4.1.2.6(e));<br><br>Text Origin:<br>Commission Proposal |
| Annex III, 4, point (4.4)(4.4.1), first paragraph(c) |                                                                                                                                                 |                                                                                                                                                 |                                                                                                                                                 |                                                                                                                                                                                            |
| 1280                                                 | (c) instructions for assembly, use and maintenance;                                                                                             | (c) instructions for assembly, use and maintenance;                                                                                             | (c) instructions for assembly, use and maintenance;                                                                                             | (c) instructions for assembly, use and maintenance;<br><br>Text Origin:<br>Commission Proposal                                                                                             |

|                                                      | Commission Proposal                   | EP Mandate                            | Council Mandate                       | Draft Agreement                                                                  |
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| Annex III, 4, point (4.4)(4.4.1), first paragraph(d) |                                       |                                       |                                       |                                                                                  |
| G 1281                                               | (d) the static test coefficient used. | (d) the static test coefficient used. | (d) the static test coefficient used. | (d) the static test coefficient used.<br><br>Text Origin:<br>Commission Proposal |
| Annex III, 4, point (4.4)(4.4.2), introductory part  |                                       |                                       |                                       |                                                                                  |
| G 1282                                               | 4.4.2. Lifting machinery              | 4.4.2. Lifting machinery              | 4.4.2. Lifting machinery              | 4.4.2. Lifting machinery<br><br>Text Origin:<br>Commission Proposal              |

|                                                                         | Commission Proposal                                                               | EP Mandate                                                                        | Council Mandate                                                                                  | Draft Agreement                                                                                                              |
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| Annex III, 4, point (4.4)(4.4.2), first paragraph, introductory part    |                                                                                   |                                                                                   |                                                                                                  |                                                                                                                              |
| G 1283                                                                  | Lifting machinery shall be accompanied by instructions containing information on: | Lifting machinery shall be accompanied by instructions containing information on: | Lifting machinery shall be accompanied by instructions containing information on:                | Lifting machinery shall be accompanied by instructions containing information on:<br><br>Text Origin:<br>Commission Proposal |
| Annex III, 4, point (4.4)(4.4.2), first paragraph(a), introductory part |                                                                                   |                                                                                   |                                                                                                  |                                                                                                                              |
| Y 1284                                                                  | (a) the technical characteristics of the machinery, and in particular:            | (a) the technical characteristics of the machinery, and in particular:            | (a) <del>the</del> technical characteristics of the <u>lifting</u> machinery, and in particular: |                                                                                                                              |

|                                                          | Commission Proposal                                                                                                                            | EP Mandate                                                                                                                                     | Council Mandate                                                                                                                                | Draft Agreement                                                                                                                                                                           |
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|                                                          |                                                                                                                                                |                                                                                                                                                |                                                                                                                                                |                                                                                                                                                                                           |
| Annex III, 4, point (4.4)(4.4.2), first paragraph(a)(i)  |                                                                                                                                                |                                                                                                                                                |                                                                                                                                                |                                                                                                                                                                                           |
| 1285                                                     | i. the maximum working load and, where appropriate, a copy of the load plate or load table described in the second paragraph of section 4.3.3, | i. the maximum working load and, where appropriate, a copy of the load plate or load table described in the second paragraph of section 4.3.3, | i. the maximum working load and, where appropriate, a copy of the load plate or load table described in the second paragraph of section 4.3.3, | i. the maximum working load and, where appropriate, a copy of the load plate or load table described in the second paragraph of section 4.3.3,<br><br>Text Origin:<br>Commission Proposal |
| Annex III, 4, point (4.4)(4.4.2), first paragraph(a)(ii) |                                                                                                                                                |                                                                                                                                                |                                                                                                                                                |                                                                                                                                                                                           |
| 1286                                                     |                                                                                                                                                |                                                                                                                                                |                                                                                                                                                |                                                                                                                                                                                           |

|                                                           | Commission Proposal                                                                                 | EP Mandate                                                                                          | Council Mandate                                                                                     | Draft Agreement                                                                                                                                |
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|                                                           | ii. the reactions at the supports or anchors and, where appropriate, characteristics of the tracks, | ii. the reactions at the supports or anchors and, where appropriate, characteristics of the tracks, | ii. the reactions at the supports or anchors and, where appropriate, characteristics of the tracks, | ii. the reactions at the supports or anchors and, where appropriate, characteristics of the tracks,<br><br>Text Origin:<br>Commission Proposal |
| Annex III, 4, point (4.4)(4.4.2), first paragraph(a)(iii) |                                                                                                     |                                                                                                     |                                                                                                     |                                                                                                                                                |
| 1287                                                      | iii. where appropriate, the definition and the means of installation of the ballast;                | iii. where appropriate, the definition and the means of installation of the ballast;                | iii. where appropriate, the definition and the means of installation of the ballast;                | iii. where appropriate, the definition and the means of installation of the ballast;<br><br>Text Origin:<br>Commission Proposal                |

|   | Commission Proposal                                                                                       | EP Mandate                                                                                        | Council Mandate                                                                                   | Draft Agreement                                                                                                                              |
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|   |                                                                                                           |                                                                                                   |                                                                                                   |                                                                                                                                              |
|   | Annex III, 4, point (4.4)(4.4.2), first paragraph(b)                                                      |                                                                                                   |                                                                                                   |                                                                                                                                              |
| Y | 1288<br>(b) the contents of the logbook, if the latter is not supplied with the machinery;                | (b) the contents of the logbook, if the latter is not supplied with the machinery;                | (b) the contents of the logbook, if the latter is not supplied with the <u>lifting</u> machinery; |                                                                                                                                              |
|   | Annex III, 4, point (4.4)(4.4.2), first paragraph(c)                                                      |                                                                                                   |                                                                                                   |                                                                                                                                              |
| G | 1289<br>(c) advice for use, particularly to offset the lack of direct vision of the load by the operator; | (c) advice for use, particularly to offset the lack of direct vision of the load by the operator; | (c) advice for use, particularly to offset the lack of direct vision of the load by the operator; | (c) advice for use, particularly to offset the lack of direct vision of the load by the operator;<br><br>Text Origin:<br>Commission Proposal |



|                                                      | Commission Proposal                                                                                                                                                                                                                           | EP Mandate                                                                                                                                                                                                                                    | Council Mandate                                                                                                                                                                                                                                              | Draft Agreement |
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| Annex III, 4, point (4.4)(4.4.2), first paragraph(d) |                                                                                                                                                                                                                                               |                                                                                                                                                                                                                                               |                                                                                                                                                                                                                                                              |                 |
| 1290                                                 | (d) where appropriate, a test report detailing the static and dynamic tests carried out by or for the manufacturer or his or her authorised representative;                                                                                   | (d) where appropriate, a test report detailing the static and dynamic tests carried out by or for the manufacturer or his or her authorised representative;                                                                                   | (d) where appropriate, a test report detailing the static and dynamic tests carried out by or for the manufacturer <del>or his or her</del> authorised representative;                                                                                       |                 |
| Annex III, 4, point (4.4)(4.4.2), first paragraph(e) |                                                                                                                                                                                                                                               |                                                                                                                                                                                                                                               |                                                                                                                                                                                                                                                              |                 |
| 1291                                                 | (e) for machinery, which is not assembled on the premises of the manufacturer in the form in which it is to be used, the necessary instructions for performing the measures referred to in section 4.1.3 before it is first put into service. | (e) for machinery, which is not assembled on the premises of the manufacturer in the form in which it is to be used, the necessary instructions for performing the measures referred to in section 4.1.3 before it is first put into service. | (e) for <u>lifting</u> machinery, which is not assembled on the premises of the manufacturer in the form in which it is to be used, the necessary instructions for performing the measures referred to in section 4.1.3 before it is first put into service. |                 |

|                               | Commission Proposal                                                                                                             | EP Mandate                                                                                                                      | Council Mandate                                                                                                                                              | Draft Agreement                                                                                                                                                                                                        |
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| Annex III, 5                  |                                                                                                                                 |                                                                                                                                 |                                                                                                                                                              |                                                                                                                                                                                                                        |
| 1292                          | 5 5. SUPPLEMENTARY<br>ESSENTIAL HEALTH AND<br>SAFETY REQUIREMENTS FOR<br>MACHINERY PRODUCTS<br>INTENDED FOR<br>UNDERGROUND WORK | 5 5. SUPPLEMENTARY<br>ESSENTIAL HEALTH AND<br>SAFETY REQUIREMENTS FOR<br>MACHINERY PRODUCTS<br>INTENDED FOR<br>UNDERGROUND WORK | 5 <del>5.</del> SUPPLEMENTARY<br>ESSENTIAL HEALTH AND<br>SAFETY REQUIREMENTS FOR<br>MACHINERY <u>OR RELATED</u><br>PRODUCTS INTENDED FOR<br>UNDERGROUND WORK | 5 <del>5.</del> SUPPLEMENTARY<br>ESSENTIAL HEALTH AND<br>SAFETY REQUIREMENTS FOR<br>MACHINERY <u>OR RELATED</u><br>PRODUCTS INTENDED FOR<br>UNDERGROUND WORK<br><br>terminology<br><br>Text Origin: Council<br>Mandate |
| Annex III, 5, first paragraph |                                                                                                                                 |                                                                                                                                 |                                                                                                                                                              |                                                                                                                                                                                                                        |

|                                              | Commission Proposal                                                                                                                                                       | EP Mandate                                                                                                                                                                | Council Mandate                                                                                                                                                                                                | Draft Agreement                                                                                                                                                                                                                                                          |
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| 1293                                         | Machinery products intended for underground work shall meet all the essential health and safety requirements described in this chapter (see General Principles, point 4). | Machinery products intended for underground work shall meet all the essential health and safety requirements described in this chapter (see General Principles, point 4). | Machinery <del>products</del> <u>or related product</u> intended for underground work shall meet all the essential health and safety requirements described in this chapter (see General Principles, point 4). | Machinery <del>products</del> <u>or related product</u> intended for underground work shall meet all the essential health and safety requirements described in this chapter (see General Principles, point 4).<br><br>terminology<br><br>Text Origin: Council<br>Mandate |
| Annex III, 5, point (5.1), introductory part |                                                                                                                                                                           |                                                                                                                                                                           |                                                                                                                                                                                                                |                                                                                                                                                                                                                                                                          |
| 1294                                         |                                                                                                                                                                           |                                                                                                                                                                           |                                                                                                                                                                                                                |                                                                                                                                                                                                                                                                          |

|                                            | Commission Proposal                                                                                                                                                                                                                                                  | EP Mandate                                                                                                                                                                                                                                                           | Council Mandate                                                                                                                                                                                                                                                      | Draft Agreement                                                                                                                                                                                                                                                      |
|--------------------------------------------|----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
|                                            | 5.1. RISKS DUE TO LACK OF STABILITY                                                                                                                                                                                                                                  | 5.1. RISKS DUE TO LACK OF STABILITY                                                                                                                                                                                                                                  | 5.1. RISKS DUE TO LACK OF STABILITY                                                                                                                                                                                                                                  | 5.1. RISKS DUE TO LACK OF STABILITY<br><br>Text Origin:<br>Commission Proposal                                                                                                                                                                                       |
| Annex III, 5, point (5.1), first paragraph |                                                                                                                                                                                                                                                                      |                                                                                                                                                                                                                                                                      |                                                                                                                                                                                                                                                                      |                                                                                                                                                                                                                                                                      |
| 1295                                       | Powered roof supports shall be designed and constructed in such a way as to maintain a given direction when moving and not slip before and while they come under load and after the load has been removed. They shall be equipped with anchorages for the top plates | Powered roof supports shall be designed and constructed in such a way as to maintain a given direction when moving and not slip before and while they come under load and after the load has been removed. They shall be equipped with anchorages for the top plates | Powered roof supports shall be designed and constructed in such a way as to maintain a given direction when moving and not slip before and while they come under load and after the load has been removed. They shall be equipped with anchorages for the top plates | Powered roof supports shall be designed and constructed in such a way as to maintain a given direction when moving and not slip before and while they come under load and after the load has been removed. They shall be equipped with anchorages for the top plates |

|                                              | Commission Proposal                | EP Mandate                         | Council Mandate                    | Draft Agreement                                                               |
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|                                              | of the individual hydraulic props. | of the individual hydraulic props. | of the individual hydraulic props. | of the individual hydraulic props.<br><br>Text Origin:<br>Commission Proposal |
| Annex III, 5, point (5.2), introductory part |                                    |                                    |                                    |                                                                               |
| 1296                                         | 5.2. MOVEMENT                      | 5.2. MOVEMENT                      | 5.2. MOVEMENT                      | 5.2. MOVEMENT<br><br>Text Origin:<br>Commission Proposal                      |
| Annex III, 5, point (5.2), first paragraph   |                                    |                                    |                                    |                                                                               |

|                                              | Commission Proposal                                                   | EP Mandate                                                            | Council Mandate                                                       | Draft Agreement                                                                                                  |
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| 1297                                         | Powered roof supports shall allow for unhindered movement of persons. | Powered roof supports shall allow for unhindered movement of persons. | Powered roof supports shall allow for unhindered movement of persons. | Powered roof supports shall allow for unhindered movement of persons.<br><br>Text Origin:<br>Commission Proposal |
| Annex III, 5, point (5.3), introductory part |                                                                       |                                                                       |                                                                       |                                                                                                                  |
| 1298                                         | 5.3. CONTROL DEVICES                                                  | 5.3. CONTROL DEVICES                                                  | 5.3. CONTROL DEVICES                                                  | 5.3. CONTROL DEVICES<br><br>Text Origin:<br>Commission Proposal                                                  |

|                                             | Commission Proposal                                                                                                                                   | EP Mandate                                                                                                                                            | Council Mandate                                                                                                                                       | Draft Agreement                                                                                                                                                                                          |
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|                                             |                                                                                                                                                       |                                                                                                                                                       |                                                                                                                                                       |                                                                                                                                                                                                          |
| Annex III, 5, point (5.3), first paragraph  |                                                                                                                                                       |                                                                                                                                                       |                                                                                                                                                       |                                                                                                                                                                                                          |
| 1299                                        | The accelerator and brake controls for movement of machinery running on rails shall be hand-operated. However, enabling devices may be foot-operated. | The accelerator and brake controls for movement of machinery running on rails shall be hand-operated. However, enabling devices may be foot-operated. | The accelerator and brake controls for movement of machinery running on rails shall be hand-operated. However, enabling devices may be foot-operated. | <p>The accelerator and brake controls for movement of machinery running on rails shall be hand-operated. However, enabling devices may be foot-operated.</p> <p>Text Origin:<br/>Commission Proposal</p> |
| Annex III, 5, point (5.3), second paragraph |                                                                                                                                                       |                                                                                                                                                       |                                                                                                                                                       |                                                                                                                                                                                                          |
| 1300                                        |                                                                                                                                                       |                                                                                                                                                       |                                                                                                                                                       |                                                                                                                                                                                                          |

|      | Commission Proposal                                                                                                                                                                                                                                            | EP Mandate                                                                                                                                                                                                                                                     | Council Mandate                                                                                                                                                                                                                                                | Draft Agreement                                                                                                                                                                                                                                                                                            |
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|      | <p>The control devices of powered roof supports shall be designed and positioned in such a way that, during displacement operations, operators are sheltered by a support in place. The control devices shall be protected against any accidental release.</p> | <p>The control devices of powered roof supports shall be designed and positioned in such a way that, during displacement operations, operators are sheltered by a support in place. The control devices shall be protected against any accidental release.</p> | <p>The control devices of powered roof supports shall be designed and positioned in such a way that, during displacement operations, operators are sheltered by a support in place. The control devices shall be protected against any accidental release.</p> | <p>The control devices of powered roof supports shall be designed and positioned in such a way that, during displacement operations, operators are sheltered by a support in place. The control devices shall be protected against any accidental release.</p> <p>Text Origin:<br/>Commission Proposal</p> |
|      | Annex III, 5, point (5.4), introductory part                                                                                                                                                                                                                   |                                                                                                                                                                                                                                                                |                                                                                                                                                                                                                                                                |                                                                                                                                                                                                                                                                                                            |
| 1301 | 5.4. STOPPING                                                                                                                                                                                                                                                  | 5.4. STOPPING                                                                                                                                                                                                                                                  | 5.4. STOPPING                                                                                                                                                                                                                                                  | 5.4. STOPPING                                                                                                                                                                                                                                                                                              |



|                                            | Commission Proposal                                                                                                                                                                                                                                                  | EP Mandate                                                                                                                                                                                                                                                           | Council Mandate                                                                                                                                                                                                                                                      | Draft Agreement                                                                                                                                                                                                                                                                          |
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|                                            |                                                                                                                                                                                                                                                                      |                                                                                                                                                                                                                                                                      |                                                                                                                                                                                                                                                                      | Text Origin:<br>Commission Proposal                                                                                                                                                                                                                                                      |
| Annex III, 5, point (5.4), first paragraph |                                                                                                                                                                                                                                                                      |                                                                                                                                                                                                                                                                      |                                                                                                                                                                                                                                                                      |                                                                                                                                                                                                                                                                                          |
| 1302                                       | Self-propelled machinery running on rails for use in underground work shall be equipped with an enabling device acting on the circuit controlling the movement of the machinery such that movement is stopped if the driver is no longer in control of the movement. | Self-propelled machinery running on rails for use in underground work shall be equipped with an enabling device acting on the circuit controlling the movement of the machinery such that movement is stopped if the driver is no longer in control of the movement. | Self-propelled machinery running on rails for use in underground work shall be equipped with an enabling device acting on the circuit controlling the movement of the machinery such that movement is stopped if the driver is no longer in control of the movement. | Self-propelled machinery running on rails for use in underground work shall be equipped with an enabling device acting on the circuit controlling the movement of the machinery such that movement is stopped if the driver is no longer in control of the movement.<br><br>Text Origin: |

|                                              | Commission Proposal                                           | EP Mandate                                                    | Council Mandate                                                          | Draft Agreement                                                          |
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|                                              |                                                               |                                                               |                                                                          | Commission Proposal                                                      |
| Annex III, 5, point (5.5), introductory part |                                                               |                                                               |                                                                          |                                                                          |
| 1303                                         | 5.5. FIRE                                                     | 5.5. FIRE                                                     | 5.5. FIRE                                                                | 5.5. FIRE<br><br>Text Origin:<br>Commission Proposal                     |
| Annex III, 5, point (5.5), first paragraph   |                                                               |                                                               |                                                                          |                                                                          |
| 1304                                         | Section 3.5.2 (b) is mandatory in respect of machinery, which | Section 3.5.2 (b) is mandatory in respect of machinery, which | Section 3.5.2 (b) is mandatory in respect of machinery <u>or related</u> | Section 3.5.2 (b) is mandatory in respect of machinery <u>or related</u> |

|                                             | Commission Proposal                                                                                                                                               | EP Mandate                                                                                                                                                        | Council Mandate                                                                                                                                                                    | Draft Agreement                                                                                                                                                                    |
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|                                             | comprises highly flammable parts.                                                                                                                                 | comprises highly flammable parts.                                                                                                                                 | <u>product</u> , which comprises highly flammable parts.                                                                                                                           | <u>product</u> , which comprises highly flammable parts.<br><br>terminology<br><br>Text Origin: Council<br>Mandate                                                                 |
| Annex III, 5, point (5.5), second paragraph |                                                                                                                                                                   |                                                                                                                                                                   |                                                                                                                                                                                    |                                                                                                                                                                                    |
| 1305                                        | The braking system of machinery intended for use in underground workings shall be designed and constructed in such a way that it does not produce sparks or cause | The braking system of machinery intended for use in underground workings shall be designed and constructed in such a way that it does not produce sparks or cause | The braking system of machinery <u>or related product</u> intended for use in underground workings shall be designed and constructed in such a way that it does not produce sparks | The braking system of machinery <u>or related product</u> intended for use in underground workings shall be designed and constructed in such a way that it does not produce sparks |

|                                            | Commission Proposal                                                                                                                                                                   | EP Mandate                                                                                                                                                                            | Council Mandate                                                                                                                                                                                                 | Draft Agreement                                                                                                                                                                                                 |
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|                                            | fires.                                                                                                                                                                                | fires.                                                                                                                                                                                | or cause fires.                                                                                                                                                                                                 | or cause fires.<br><br>terminology<br><br>Text Origin: Council<br>Mandate                                                                                                                                       |
| Annex III, 5, point (5.5), third paragraph |                                                                                                                                                                                       |                                                                                                                                                                                       |                                                                                                                                                                                                                 |                                                                                                                                                                                                                 |
| 1306                                       | Machinery with internal combustion engines for use in underground workings shall be fitted only with engines using fuel with a low vaporising pressure and which exclude any spark of | Machinery with internal combustion engines for use in underground workings shall be fitted only with engines using fuel with a low vaporising pressure and which exclude any spark of | Machinery <u>or related product</u> with internal combustion engines for use in underground workings shall be fitted only with engines using fuel with a low vaporising pressure and which exclude any spark of | Machinery <u>or related product</u> with internal combustion engines for use in underground workings shall be fitted only with engines using fuel with a low vaporising pressure and which exclude any spark of |

|                                              | Commission Proposal    | EP Mandate             | Council Mandate        | Draft Agreement                                                              |
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|                                              | electrical origin.     | electrical origin.     | electrical origin.     | electrical origin.<br><br>terminology<br><br>Text Origin: Council<br>Mandate |
| Annex III, 5, point (5.6), introductory part |                        |                        |                        |                                                                              |
| 1307                                         | 5.6. EXHAUST EMISSIONS | 5.6. EXHAUST EMISSIONS | 5.6. EXHAUST EMISSIONS | 5.6. EXHAUST EMISSIONS<br><br>Text Origin:<br>Commission Proposal            |

|                                            | Commission Proposal                                                                 | EP Mandate                                                                          | Council Mandate                                                                     | Draft Agreement                                                                                                                |
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|                                            |                                                                                     |                                                                                     |                                                                                     |                                                                                                                                |
| Annex III, 5, point (5.6), first paragraph |                                                                                     |                                                                                     |                                                                                     |                                                                                                                                |
| 1308                                       | Exhaust emissions from internal combustion engines shall not be discharged upwards. | Exhaust emissions from internal combustion engines shall not be discharged upwards. | Exhaust emissions from internal combustion engines shall not be discharged upwards. | Exhaust emissions from internal combustion engines shall not be discharged upwards.<br><br>Text Origin:<br>Commission Proposal |
| Annex III, 6                               |                                                                                     |                                                                                     |                                                                                     |                                                                                                                                |
| 1309                                       | 6 6. SUPPLEMENTARY<br>ESSENTIAL HEALTH AND                                          | 6 6. SUPPLEMENTARY<br>ESSENTIAL HEALTH AND                                          | 6 <del>6</del> -SUPPLEMENTARY<br>ESSENTIAL HEALTH AND                               | 6 <del>6</del> -SUPPLEMENTARY<br>ESSENTIAL HEALTH AND                                                                          |

|                               | Commission Proposal                                                                                  | EP Mandate                                                                                           | Council Mandate                                                                                                        | Draft Agreement                                                                                                                                                               |
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|                               | SAFETY REQUIREMENTS FOR MACHINERY PRODUCTS PRESENTING PARTICULAR RISKS DUE TO THE LIFTING OF PERSONS | SAFETY REQUIREMENTS FOR MACHINERY PRODUCTS PRESENTING PARTICULAR RISKS DUE TO THE LIFTING OF PERSONS | SAFETY REQUIREMENTS FOR MACHINERY <u>OR RELATED</u> PRODUCTS PRESENTING PARTICULAR RISKS DUE TO THE LIFTING OF PERSONS | SAFETY REQUIREMENTS FOR MACHINERY <u>OR RELATED</u> PRODUCTS PRESENTING PARTICULAR RISKS DUE TO THE LIFTING OF PERSONS<br><br>terminology<br><br>Text Origin: Council Mandate |
| Annex III, 6, first paragraph |                                                                                                      |                                                                                                      |                                                                                                                        |                                                                                                                                                                               |
| 1310                          | Machinery products presenting risks due to the lifting of persons                                    | Machinery products presenting risks due to the lifting of persons                                    | Machinery <del>products</del> <u>or related</u> <u>product</u> presenting risks due to the                             | Machinery <del>products</del> <u>or related</u> <u>product</u> presenting risks due to the                                                                                    |

|        | Commission Proposal                                                                                                               | EP Mandate                                                                                                                        | Council Mandate                                                                                                                                      | Draft Agreement                                                                                                                                                                                                |
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|        | shall meet all the relevant essential health and safety requirements described in this chapter (see General Principles, point 4). | shall meet all the relevant essential health and safety requirements described in this chapter (see General Principles, point 4). | lifting of persons shall meet all the relevant essential health and safety requirements described in this chapter (see General Principles, point 4). | lifting of persons shall meet all the relevant essential health and safety requirements described in this chapter (see General Principles, point 4).<br><br>terminology<br><br>Text Origin: Council<br>Mandate |
|        | Annex III, 6, point (6.1), introductory part                                                                                      |                                                                                                                                   |                                                                                                                                                      |                                                                                                                                                                                                                |
| G 1311 | 6.1. GENERAL                                                                                                                      | 6.1. GENERAL                                                                                                                      | 6.1. GENERAL                                                                                                                                         | 6.1. GENERAL                                                                                                                                                                                                   |



|                                                     | Commission Proposal        | EP Mandate                 | Council Mandate            | Draft Agreement                                                       |
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|                                                     |                            |                            |                            | Text Origin:<br>Commission Proposal                                   |
| Annex III, 6, point (6.1)(6.1.1), introductory part |                            |                            |                            |                                                                       |
| 1312                                                | 6.1.1. Mechanical strength | 6.1.1. Mechanical strength | 6.1.1. Mechanical strength | 6.1.1. Mechanical strength<br><br>Text Origin:<br>Commission Proposal |
| Annex III, 6, point (6.1)(6.1.1), first paragraph   |                            |                            |                            |                                                                       |
| 1313                                                |                            |                            |                            |                                                                       |

|                                                    | Commission Proposal                                                                                                                                                                                                            | EP Mandate                                                                                                                                                                                                                     | Council Mandate                                                                                                                                                                                                                | Draft Agreement                                                                                                                                                                                                                                                           |
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|                                                    | The carrier, including any trapdoors, shall be designed and constructed in such a way as to offer the space and strength corresponding to the maximum number of persons permitted on the carrier and the maximum working load. | The carrier, including any trapdoors, shall be designed and constructed in such a way as to offer the space and strength corresponding to the maximum number of persons permitted on the carrier and the maximum working load. | The carrier, including any trapdoors, shall be designed and constructed in such a way as to offer the space and strength corresponding to the maximum number of persons permitted on the carrier and the maximum working load. | The carrier, including any trapdoors, shall be designed and constructed in such a way as to offer the space and strength corresponding to the maximum number of persons permitted on the carrier and the maximum working load.<br><br>Text Origin:<br>Commission Proposal |
| Annex III, 6, point (6.1)(6.1.1), second paragraph |                                                                                                                                                                                                                                |                                                                                                                                                                                                                                |                                                                                                                                                                                                                                |                                                                                                                                                                                                                                                                           |
| 1314                                               | The working coefficients for components set out in sections                                                                                                                                                                    | The working coefficients for components set out in sections                                                                                                                                                                    | The working coefficients for components set out in sections                                                                                                                                                                    | The working coefficients for components set out in sections                                                                                                                                                                                                               |

|  | Commission Proposal                                                                                                                                                                                                                                                                                                                                                                                                     | EP Mandate                                                                                                                                                                                                                                                                                                                                                                                                              | Council Mandate                                                                                                                                                                                                                                                                                                                                                                                                                                                      | Draft Agreement                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                     |
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|  | <p>4.1.2.4 and 4.1.2.5 are inadequate for machinery intended for the lifting of persons and shall, as a general rule, be doubled.</p> <p>Machinery intended for lifting persons or persons and goods shall be fitted with a suspension or supporting system for the carrier designed and constructed in such a way as to ensure an adequate overall level of safety and to prevent the risk of the carrier falling.</p> | <p>4.1.2.4 and 4.1.2.5 are inadequate for machinery intended for the lifting of persons and shall, as a general rule, be doubled.</p> <p>Machinery intended for lifting persons or persons and goods shall be fitted with a suspension or supporting system for the carrier designed and constructed in such a way as to ensure an adequate overall level of safety and to prevent the risk of the carrier falling.</p> | <p>4.1.2.4 and 4.1.2.5 are inadequate for machinery <u>or related product</u> intended for the lifting of persons and shall, as a general rule, be doubled. Machinery <u>or related product</u> intended for lifting persons or persons and goods shall be fitted with a suspension or supporting system for the carrier designed and constructed in such a way as to ensure an adequate overall level of safety and to prevent the risk of the carrier falling.</p> | <p>4.1.2.4 and 4.1.2.5 are inadequate for machinery <u>or related product</u> intended for the lifting of persons and shall, as a general rule, be doubled. Machinery <u>or related product</u> intended for lifting persons or persons and goods shall be fitted with a suspension or supporting system for the carrier designed and constructed in such a way as to ensure an adequate overall level of safety and to prevent the risk of the carrier falling.</p> <p>terminology</p> <p>Text Origin: Council</p> |

|                                                     | Commission Proposal                                                                                                                                        | EP Mandate                                                                                                                                                 | Council Mandate                                                                                                                                            | Draft Agreement                                                                                                                                                                                       |
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|                                                     |                                                                                                                                                            |                                                                                                                                                            |                                                                                                                                                            | Mandate                                                                                                                                                                                               |
| Annex III, 6, point (6.1)(6.1.1), third paragraph   |                                                                                                                                                            |                                                                                                                                                            |                                                                                                                                                            |                                                                                                                                                                                                       |
| 1315                                                | If ropes or chains are used to suspend the carrier, as a general rule, at least two independent ropes or chains are required, each with its own anchorage. | If ropes or chains are used to suspend the carrier, as a general rule, at least two independent ropes or chains are required, each with its own anchorage. | If ropes or chains are used to suspend the carrier, as a general rule, at least two independent ropes or chains are required, each with its own anchorage. | If ropes or chains are used to suspend the carrier, as a general rule, at least two independent ropes or chains are required, each with its own anchorage.<br><br>Text Origin:<br>Commission Proposal |
| Annex III, 6, point (6.1)(6.1.2), introductory part |                                                                                                                                                            |                                                                                                                                                            |                                                                                                                                                            |                                                                                                                                                                                                       |

|                                                   | Commission Proposal                                                           | EP Mandate                                                                    | Council Mandate                                                                                           | Draft Agreement                                                                                                                                                  |
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| G 1316                                            | 6.1.2. Loading control for machinery moved by power other than human strength | 6.1.2. Loading control for machinery moved by power other than human strength | 6.1.2. -Loading control for machinery <u>or related products</u> moved by power other than human strength | 6.1.2. -Loading control for machinery <u>or related products</u> moved by power other than human strength<br><br>terminology<br><br>Text Origin: Council Mandate |
| Annex III, 6, point (6.1)(6.1.2), first paragraph |                                                                               |                                                                               |                                                                                                           |                                                                                                                                                                  |
| G 1317                                            | The requirements of section 4.2.2 apply regardless of the maximum             | The requirements of section 4.2.2 apply regardless of the maximum             | The requirements of section 4.2.2 apply regardless of the maximum                                         | The requirements of section 4.2.2 apply regardless of the maximum                                                                                                |

|                                              | Commission Proposal                                                                                                               | EP Mandate                                                                                                                        | Council Mandate                                                                                                                   | Draft Agreement                                                                                                                                                              |
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|                                              | working load and overturning moment, unless the manufacturer can demonstrate that there is no risk of overloading or overturning. | working load and overturning moment, unless the manufacturer can demonstrate that there is no risk of overloading or overturning. | working load and overturning moment, unless the manufacturer can demonstrate that there is no risk of overloading or overturning. | working load and overturning moment, unless the manufacturer can demonstrate that there is no risk of overloading or overturning.<br><br>Text Origin:<br>Commission Proposal |
| Annex III, 6, point (6.2), introductory part |                                                                                                                                   |                                                                                                                                   |                                                                                                                                   |                                                                                                                                                                              |
| 1318                                         | 6.2. CONTROL DEVICES                                                                                                              | 6.2. CONTROL DEVICES                                                                                                              | 6.2. CONTROL DEVICES                                                                                                              | 6.2. CONTROL DEVICES<br><br>Text Origin:<br>Commission Proposal                                                                                                              |

|                                            | Commission Proposal                                                                                                                                                                                                                                                               | EP Mandate                                                                                                                                                                                                                                                                        | Council Mandate                                                                                                                                                                                                                                                                   | Draft Agreement                                                                                                                                                                                                                                                                                                              |
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|                                            |                                                                                                                                                                                                                                                                                   |                                                                                                                                                                                                                                                                                   |                                                                                                                                                                                                                                                                                   |                                                                                                                                                                                                                                                                                                                              |
| Annex III, 6, point (6.2), first paragraph |                                                                                                                                                                                                                                                                                   |                                                                                                                                                                                                                                                                                   |                                                                                                                                                                                                                                                                                   |                                                                                                                                                                                                                                                                                                                              |
| 1319                                       | Where safety requirements do not impose other solutions, the carrier shall, as a general rule, be designed and constructed in such a way that persons in the carrier have means of controlling upward and downward movements and, if appropriate, other movements of the carrier. | Where safety requirements do not impose other solutions, the carrier shall, as a general rule, be designed and constructed in such a way that persons in the carrier have means of controlling upward and downward movements and, if appropriate, other movements of the carrier. | Where safety requirements do not impose other solutions, the carrier shall, as a general rule, be designed and constructed in such a way that persons in the carrier have means of controlling upward and downward movements and, if appropriate, other movements of the carrier. | Where safety requirements do not impose other solutions, the carrier shall, as a general rule, be designed and constructed in such a way that persons in the carrier have means of controlling upward and downward movements and, if appropriate, other movements of the carrier.<br><br>Text Origin:<br>Commission Proposal |

|                                             | Commission Proposal                                                                                                                              | EP Mandate                                                                                                                                       | Council Mandate                                                                                                                                  | Draft Agreement                                                                                                                                                                             |
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| Annex III, 6, point (6.2), second paragraph |                                                                                                                                                  |                                                                                                                                                  |                                                                                                                                                  |                                                                                                                                                                                             |
| 1320                                        | In operation, those control devices shall override any other devices controlling the same movement with the exception of emergency stop devices. | In operation, those control devices shall override any other devices controlling the same movement with the exception of emergency stop devices. | In operation, those control devices shall override any other devices controlling the same movement with the exception of emergency stop devices. | In operation, those control devices shall override any other devices controlling the same movement with the exception of emergency stop devices.<br><br>Text Origin:<br>Commission Proposal |
| Annex III, 6, point (6.2), third paragraph  |                                                                                                                                                  |                                                                                                                                                  |                                                                                                                                                  |                                                                                                                                                                                             |
| 1321                                        | The control devices for the movements referred to in the first                                                                                   | The control devices for the movements referred to in the first                                                                                   | The control devices for the movements referred to in the first                                                                                   | The control devices for the movements referred to in the first                                                                                                                              |



|                                              | Commission Proposal                                                                                                                                                                                                                                                                                                                                                                       | EP Mandate                                                                                                                                                                                                                                                                                                                                                                                | Council Mandate                                                                                                                                                                                                                                                                                                                                                                           | Draft Agreement                                                                                                                                                                                                                                                                                                                                                                                                                       |
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|                                              | <p>paragraph shall be of the hold-to-run type except where the carrier is completely enclosed. If there is no risk of persons or objects on the carrier colliding or falling and no other risks due to the upward and downward movements of the carrier, control devices authorising automatic stops at preselected positions may be used instead of hold-to-run type control devices</p> | <p>paragraph shall be of the hold-to-run type except where the carrier is completely enclosed. If there is no risk of persons or objects on the carrier colliding or falling and no other risks due to the upward and downward movements of the carrier, control devices authorising automatic stops at preselected positions may be used instead of hold-to-run type control devices</p> | <p>paragraph shall be of the hold-to-run type except where the carrier is completely enclosed. If there is no risk of persons or objects on the carrier colliding or falling and no other risks due to the upward and downward movements of the carrier, control devices authorising automatic stops at preselected positions may be used instead of hold-to-run type control devices</p> | <p>paragraph shall be of the hold-to-run type except where the carrier is completely enclosed. If there is no risk of persons or objects on the carrier colliding or falling and no other risks due to the upward and downward movements of the carrier, control devices authorising automatic stops at preselected positions may be used instead of hold-to-run type control devices</p> <p>Text Origin:<br/>Commission Proposal</p> |
| Annex III, 6, point (6.3), introductory part |                                                                                                                                                                                                                                                                                                                                                                                           |                                                                                                                                                                                                                                                                                                                                                                                           |                                                                                                                                                                                                                                                                                                                                                                                           |                                                                                                                                                                                                                                                                                                                                                                                                                                       |
| G 1322                                       |                                                                                                                                                                                                                                                                                                                                                                                           |                                                                                                                                                                                                                                                                                                                                                                                           |                                                                                                                                                                                                                                                                                                                                                                                           | G                                                                                                                                                                                                                                                                                                                                                                                                                                     |

|                                                     | Commission Proposal                          | EP Mandate                                   | Council Mandate                              | Draft Agreement                                                                         |
|-----------------------------------------------------|----------------------------------------------|----------------------------------------------|----------------------------------------------|-----------------------------------------------------------------------------------------|
|                                                     | 6.3. RISKS TO PERSONS IN OR ON THE CARRIER   | 6.3. RISKS TO PERSONS IN OR ON THE CARRIER   | 6.3. RISKS TO PERSONS IN OR ON THE CARRIER   | 6.3. RISKS TO PERSONS IN OR ON THE CARRIER<br><br>Text Origin:<br>Commission Proposal   |
| Annex III, 6, point (6.3)(6.3.1), introductory part |                                              |                                              |                                              |                                                                                         |
| 1323                                                | 6.3.1. Risks due to movements of the carrier | 6.3.1. Risks due to movements of the carrier | 6.3.1. Risks due to movements of the carrier | 6.3.1. Risks due to movements of the carrier<br><br>Text Origin:<br>Commission Proposal |

|                                                     | Commission Proposal                                                                                                                                                              | EP Mandate                                                                                                                                                                       | Council Mandate                                                                                                                                                                                                                  | Draft Agreement                                                                                                                                                                                                                                                      |
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| Annex III, 6, point (6.3)(6.3.1), first paragraph   |                                                                                                                                                                                  |                                                                                                                                                                                  |                                                                                                                                                                                                                                  |                                                                                                                                                                                                                                                                      |
| 1324                                                | Machinery for lifting persons shall be designed, constructed or equipped in such a way that the acceleration or deceleration of the carrier does not engender risks for persons. | Machinery for lifting persons shall be designed, constructed or equipped in such a way that the acceleration or deceleration of the carrier does not engender risks for persons. | Machinery <del>for</del> <u>or related product</u> <u>for</u> lifting persons shall be designed, constructed or equipped in such a way that the acceleration or deceleration of the carrier does not engender risks for persons. | Machinery <u>or related product</u> for lifting persons shall be designed, constructed or equipped in such a way that the acceleration or deceleration of the carrier does not engender risks for persons.<br><br>terminology<br><br>Text Origin: Council<br>Mandate |
| Annex III, 6, point (6.3)(6.3.2), introductory part |                                                                                                                                                                                  |                                                                                                                                                                                  |                                                                                                                                                                                                                                  |                                                                                                                                                                                                                                                                      |

|                                                   | Commission Proposal                                                                                                                          | EP Mandate                                                                                                                                   | Council Mandate                                                                                                                                                        | Draft Agreement                                                                                                                                                        |
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| 1325                                              | 6.3.2. Risk of persons falling from the carrier                                                                                              | 6.3.2. Risk of persons falling from the carrier                                                                                              | 6.3.2. Risk of persons falling from the carrier                                                                                                                        | 6.3.2. Risk of persons falling from the carrier<br><br>Text Origin:<br>Commission Proposal                                                                             |
| Annex III, 6, point (6.3)(6.3.2), first paragraph |                                                                                                                                              |                                                                                                                                              |                                                                                                                                                                        |                                                                                                                                                                        |
| 1326                                              | The carrier shall not tilt to an extent, which creates a risk of the occupants falling, including when the machinery and carrier are moving. | The carrier shall not tilt to an extent, which creates a risk of the occupants falling, including when the machinery and carrier are moving. | The carrier shall not tilt to an extent, which creates a risk of the occupants falling, including when the machinery <u>or related product</u> and carrier are moving. | The carrier shall not tilt to an extent, which creates a risk of the occupants falling, including when the machinery <u>or related product</u> and carrier are moving. |

|                                                    | Commission Proposal                                                                                                             | EP Mandate                                                                                                                      | Council Mandate                                                                                                                 | Draft Agreement                                                                                                                                                            |
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|                                                    |                                                                                                                                 |                                                                                                                                 |                                                                                                                                 | terminology<br><br>Text Origin: Council<br>Mandate                                                                                                                         |
| Annex III, 6, point (6.3)(6.3.2), second paragraph |                                                                                                                                 |                                                                                                                                 |                                                                                                                                 |                                                                                                                                                                            |
| 1327                                               | Where the carrier is designed as a workstation, provision shall be made to ensure stability and to prevent hazardous movements. | Where the carrier is designed as a workstation, provision shall be made to ensure stability and to prevent hazardous movements. | Where the carrier is designed as a workstation, provision shall be made to ensure stability and to prevent hazardous movements. | Where the carrier is designed as a workstation, provision shall be made to ensure stability and to prevent hazardous movements.<br><br>Text Origin:<br>Commission Proposal |

|                                                   | Commission Proposal                                                                                                                                                                                                                                                                                                                    | EP Mandate                                                                                                                                                                                                                                                                                                                             | Council Mandate                                                                                                                                                                                                                                                                                                                        | Draft Agreement                                                                                                                                                                                                                                                                                                                                                                    |
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| Annex III, 6, point (6.3)(6.3.2), third paragraph |                                                                                                                                                                                                                                                                                                                                        |                                                                                                                                                                                                                                                                                                                                        |                                                                                                                                                                                                                                                                                                                                        |                                                                                                                                                                                                                                                                                                                                                                                    |
| 1328                                              | <p>If the measures referred to in section 1.5.15 are not adequate, carriers shall be fitted with a sufficient number of suitable anchorage points for the number of persons permitted on the carrier.</p> <p>The anchorage points shall be strong enough for the use of personal protective equipment against falls from a height.</p> | <p>If the measures referred to in section 1.5.15 are not adequate, carriers shall be fitted with a sufficient number of suitable anchorage points for the number of persons permitted on the carrier.</p> <p>The anchorage points shall be strong enough for the use of personal protective equipment against falls from a height.</p> | <p>If the measures referred to in section 1.5.15 are not adequate, carriers shall be fitted with a sufficient number of suitable anchorage points for the number of persons permitted on the carrier.</p> <p>The anchorage points shall be strong enough for the use of personal protective equipment against falls from a height.</p> | <p>If the measures referred to in section 1.5.15 are not adequate, carriers shall be fitted with a sufficient number of suitable anchorage points for the number of persons permitted on the carrier.</p> <p>The anchorage points shall be strong enough for the use of personal protective equipment against falls from a height.</p> <p>Text Origin:<br/>Commission Proposal</p> |

|                                                     | Commission Proposal                                                                                                                                                                                                                | EP Mandate                                                                                                                                                                                                                         | Council Mandate                                                                                                                                                                                                                    | Draft Agreement                                                                                                                                                                                                                                                               |
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| Annex III, 6, point (6.3)(6.3.2), fourth paragraph  |                                                                                                                                                                                                                                    |                                                                                                                                                                                                                                    |                                                                                                                                                                                                                                    |                                                                                                                                                                                                                                                                               |
| 1329                                                | Any trapdoor in floors or ceilings or side doors shall be designed and constructed in such a way as to prevent inadvertent opening and shall open in a direction that obviates any risk of falling, should they open unexpectedly. | Any trapdoor in floors or ceilings or side doors shall be designed and constructed in such a way as to prevent inadvertent opening and shall open in a direction that obviates any risk of falling, should they open unexpectedly. | Any trapdoor in floors or ceilings or side doors shall be designed and constructed in such a way as to prevent inadvertent opening and shall open in a direction that obviates any risk of falling, should they open unexpectedly. | Any trapdoor in floors or ceilings or side doors shall be designed and constructed in such a way as to prevent inadvertent opening and shall open in a direction that obviates any risk of falling, should they open unexpectedly.<br><br>Text Origin:<br>Commission Proposal |
| Annex III, 6, point (6.3)(6.3.3), introductory part |                                                                                                                                                                                                                                    |                                                                                                                                                                                                                                    |                                                                                                                                                                                                                                    |                                                                                                                                                                                                                                                                               |

|                                                   | Commission Proposal                                                                                                                    | EP Mandate                                                                                                                             | Council Mandate                                                                                                                        | Draft Agreement                                                                                                                        |
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| G 1330                                            | 6.3.3. Risk due to objects falling on the carrier                                                                                      | 6.3.3. Risk due to objects falling on the carrier                                                                                      | 6.3.3. Risk due to objects falling on the carrier                                                                                      | 6.3.3. Risk due to objects falling on the carrier<br><br>Text Origin:<br>Commission Proposal                                           |
| Annex III, 6, point (6.3)(6.3.3), first paragraph |                                                                                                                                        |                                                                                                                                        |                                                                                                                                        |                                                                                                                                        |
| G 1331                                            | Where there is a risk of objects falling on the carrier and endangering persons, the carrier shall be equipped with a protective roof. | Where there is a risk of objects falling on the carrier and endangering persons, the carrier shall be equipped with a protective roof. | Where there is a risk of objects falling on the carrier and endangering persons, the carrier shall be equipped with a protective roof. | Where there is a risk of objects falling on the carrier and endangering persons, the carrier shall be equipped with a protective roof. |



|                                                     | Commission Proposal                      | EP Mandate                               | Council Mandate                                                                                 | Draft Agreement                                                                                                                        |
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|                                                     |                                          |                                          |                                                                                                 | Text Origin:<br>Commission Proposal                                                                                                    |
| Annex III, 6, point (6.4), introductory part        |                                          |                                          |                                                                                                 |                                                                                                                                        |
| 1332                                                | 6.4. MACHINERY SERVING<br>FIXED LANDINGS | 6.4. MACHINERY SERVING<br>FIXED LANDINGS | 6.4. <u>MACHINERY OR<br/>RELATED PRODUCTS</u><br><del>MACHINERY</del> SERVING FIXED<br>LANDINGS | 6.4. <u>MACHINERY OR<br/>RELATED PRODUCTS</u><br><del>MACHINERY</del> SERVING FIXED<br>LANDINGS<br><br>Text Origin: Council<br>Mandate |
| Annex III, 6, point (6.4)(6.4.1), introductory part |                                          |                                          |                                                                                                 |                                                                                                                                        |

|                                                   | Commission Proposal                                                                                                                                                                                                                        | EP Mandate                                                                                                                                                                                                                                 | Council Mandate                                                                                                                                                                                                                            | Draft Agreement                                                                                                                                                                                                                            |
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| 1333                                              | 6.4.1. Risks to persons in or on the carrier                                                                                                                                                                                               | 6.4.1. Risks to persons in or on the carrier                                                                                                                                                                                               | 6.4.1. Risks to persons in or on the carrier                                                                                                                                                                                               | 6.4.1. Risks to persons in or on the carrier<br><br>Text Origin:<br>Commission Proposal                                                                                                                                                    |
| Annex III, 6, point (6.4)(6.4.1), first paragraph |                                                                                                                                                                                                                                            |                                                                                                                                                                                                                                            |                                                                                                                                                                                                                                            |                                                                                                                                                                                                                                            |
| 1334                                              | The carrier shall be designed and constructed in such a way as to prevent risks due to contact between persons and/or objects in or on the carrier with any fixed or moving elements. Where necessary in order to fulfil this requirement, | The carrier shall be designed and constructed in such a way as to prevent risks due to contact between persons and/or objects in or on the carrier with any fixed or moving elements. Where necessary in order to fulfil this requirement, | The carrier shall be designed and constructed in such a way as to prevent risks due to contact between persons and/or objects in or on the carrier with any fixed or moving elements. Where necessary in order to fulfil this requirement, | The carrier shall be designed and constructed in such a way as to prevent risks due to contact between persons and/or objects in or on the carrier with any fixed or moving elements. Where necessary in order to fulfil this requirement, |

|                                                    | Commission Proposal                                                                                                                                                                                                                                                                                | EP Mandate                                                                                                                                                                                                                                                                                         | Council Mandate                                                                                                                                                                                                                                                                                    | Draft Agreement                                                                                                                                                                                                                                                                                                                               |
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|                                                    | the carrier itself shall be completely enclosed with doors fitted with an interlocking device that prevents hazardous movements of the carrier unless the doors are closed. The doors shall remain closed if the carrier stops between landings where there is a risk of falling from the carrier. | the carrier itself shall be completely enclosed with doors fitted with an interlocking device that prevents hazardous movements of the carrier unless the doors are closed. The doors shall remain closed if the carrier stops between landings where there is a risk of falling from the carrier. | the carrier itself shall be completely enclosed with doors fitted with an interlocking device that prevents hazardous movements of the carrier unless the doors are closed. The doors shall remain closed if the carrier stops between landings where there is a risk of falling from the carrier. | the carrier itself shall be completely enclosed with doors fitted with an interlocking device that prevents hazardous movements of the carrier unless the doors are closed. The doors shall remain closed if the carrier stops between landings where there is a risk of falling from the carrier.<br><br>Text Origin:<br>Commission Proposal |
| Annex III, 6, point (6.4)(6.4.1), second paragraph |                                                                                                                                                                                                                                                                                                    |                                                                                                                                                                                                                                                                                                    |                                                                                                                                                                                                                                                                                                    |                                                                                                                                                                                                                                                                                                                                               |
| 1335                                               | The machinery shall be designed, constructed and, where necessary,                                                                                                                                                                                                                                 | The machinery shall be designed, constructed and, where necessary,                                                                                                                                                                                                                                 | <del>The</del> Machinery <u>or related product</u> shall be designed, constructed and,                                                                                                                                                                                                             | <del>The</del> Machinery <u>or related product</u> shall be designed, constructed and,                                                                                                                                                                                                                                                        |

|      | Commission Proposal                                                                                                                                                                                                          | EP Mandate                                                                                                                                                                                                                   | Council Mandate                                                                                                                                                                                                                               | Draft Agreement                                                                                                                                                                                                                                                                                         |
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|      | equipped with devices in such a way as to prevent uncontrolled upward or downward movement of the carrier. These devices shall be able to stop the carrier at its maximum working load and at the foreseeable maximum speed. | equipped with devices in such a way as to prevent uncontrolled upward or downward movement of the carrier. These devices shall be able to stop the carrier at its maximum working load and at the foreseeable maximum speed. | where necessary, equipped with devices in such a way as to prevent uncontrolled upward or downward movement of the carrier. These devices shall be able to stop the carrier at its maximum working load and at the foreseeable maximum speed. | where necessary, equipped with devices in such a way as to prevent uncontrolled upward or downward movement of the carrier. These devices shall be able to stop the carrier at its maximum working load and at the foreseeable maximum speed.<br><br>terminology<br><br>Text Origin: Council<br>Mandate |
|      | Annex III, 6, point (6.4)(6.4.1), third paragraph                                                                                                                                                                            |                                                                                                                                                                                                                              |                                                                                                                                                                                                                                               |                                                                                                                                                                                                                                                                                                         |
| 1336 |                                                                                                                                                                                                                              |                                                                                                                                                                                                                              |                                                                                                                                                                                                                                               |                                                                                                                                                                                                                                                                                                         |

|                                                     | Commission Proposal                                                                                      | EP Mandate                                                                                               | Council Mandate                                                                                          | Draft Agreement                                                                                                                                             |
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|                                                     | The stopping action shall not cause deceleration harmful to the occupants, whatever the load conditions. | The stopping action shall not cause deceleration harmful to the occupants, whatever the load conditions. | The stopping action shall not cause deceleration harmful to the occupants, whatever the load conditions. | <p>The stopping action shall not cause deceleration harmful to the occupants, whatever the load conditions.</p> <p>Text Origin:<br/>Commission Proposal</p> |
| Annex III, 6, point (6.4)(6.4.2), introductory part |                                                                                                          |                                                                                                          |                                                                                                          |                                                                                                                                                             |
| 1337                                                | 6.4.2. Controls at landings                                                                              | 6.4.2. Controls at landings                                                                              | 6.4.2. Controls at landings                                                                              | <p>6.4.2. Controls at landings</p> <p>Text Origin:<br/>Commission Proposal</p>                                                                              |

|                                                                      | Commission Proposal                                                                                         | EP Mandate                                                                                                  | Council Mandate                                                                                             | Draft Agreement                                                                                                                                        |
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| Annex III, 6, point (6.4)(6.4.2), first paragraph, introductory part |                                                                                                             |                                                                                                             |                                                                                                             |                                                                                                                                                        |
| 1338                                                                 | Controls, other than those for emergency use, at landings shall not initiate movements of the carrier when: | Controls, other than those for emergency use, at landings shall not initiate movements of the carrier when: | Controls, other than those for emergency use, at landings shall not initiate movements of the carrier when: | Controls, other than those for emergency use, at landings shall not initiate movements of the carrier when:<br><br>Text Origin:<br>Commission Proposal |
| Annex III, 6, point (6.4)(6.4.2), first paragraph(a)                 |                                                                                                             |                                                                                                             |                                                                                                             |                                                                                                                                                        |
| 1339                                                                 | (a) the control devices in the carrier are being operated,                                                  | (a) the control devices in the carrier are being operated,                                                  | (a) the control devices in the carrier are being operated,                                                  | (a) the control devices in the carrier are being operated,                                                                                             |

|                                                      | Commission Proposal                  | EP Mandate                           | Council Mandate                      | Draft Agreement                                                                 |
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|                                                      |                                      |                                      |                                      | Text Origin:<br>Commission Proposal                                             |
| Annex III, 6, point (6.4)(6.4.2), first paragraph(b) |                                      |                                      |                                      |                                                                                 |
| 1340                                                 | (b) the carrier is not at a landing. | (b) the carrier is not at a landing. | (b) the carrier is not at a landing. | (b) the carrier is not at a landing.<br><br>Text Origin:<br>Commission Proposal |
| Annex III, 6, point (6.4)(6.4.3), introductory part  |                                      |                                      |                                      |                                                                                 |
| 1341                                                 | 6.4.3. Access to the carrier         | 6.4.3. Access to the carrier         | 6.4.3. Access to the carrier         | 6.4.3. Access to the carrier                                                    |

|                                                   | Commission Proposal                                                                                                                                                                                                                  | EP Mandate                                                                                                                                                                                                                           | Council Mandate                                                                                                                                                                                                                      | Draft Agreement                                                                                                                                                                                                                                          |
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| Annex III, 6, point (6.4)(6.4.3), first paragraph |                                                                                                                                                                                                                                      |                                                                                                                                                                                                                                      |                                                                                                                                                                                                                                      |                                                                                                                                                                                                                                                          |
| 1342                                              | The guards at the landings and on the carrier shall be designed and constructed in such a way as to ensure safe transfer to and from the carrier, taking into consideration the foreseeable range of goods and persons to be lifted. | The guards at the landings and on the carrier shall be designed and constructed in such a way as to ensure safe transfer to and from the carrier, taking into consideration the foreseeable range of goods and persons to be lifted. | The guards at the landings and on the carrier shall be designed and constructed in such a way as to ensure safe transfer to and from the carrier, taking into consideration the foreseeable range of goods and persons to be lifted. | The guards at the landings and on the carrier shall be designed and constructed in such a way as to ensure safe transfer to and from the carrier, taking into consideration the foreseeable range of goods and persons to be lifted.<br><br>Text Origin: |



|                                                               | Commission Proposal                                        | EP Mandate                                                 | Council Mandate                                            | Draft Agreement                                            |
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|                                                               |                                                            |                                                            |                                                            | Commission Proposal                                        |
| Annex III, 6, point (6.5), introductory part                  |                                                            |                                                            |                                                            |                                                            |
| 1343                                                          | 6.5. MARKINGS                                              | 6.5. MARKINGS                                              | 6.5. MARKINGS                                              | 6.5. MARKINGS<br><br>Text Origin:<br>Commission Proposal   |
| Annex III, 6, point (6.5), first paragraph, introductory part |                                                            |                                                            |                                                            |                                                            |
| 1344                                                          | The carrier shall bear the information necessary to ensure | The carrier shall bear the information necessary to ensure | The carrier shall bear the information necessary to ensure | The carrier shall bear the information necessary to ensure |

|                                               | Commission Proposal                                 | EP Mandate                                          | Council Mandate                                     | Draft Agreement                                                                                |
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|                                               | safety including:                                   | safety including:                                   | safety including:                                   | safety including:<br><br>Text Origin:<br>Commission Proposal                                   |
| Annex III, 6, point (6.5), first paragraph(a) |                                                     |                                                     |                                                     |                                                                                                |
| 1345                                          | (a) the number of persons permitted on the carrier, | (a) the number of persons permitted on the carrier, | (a) the number of persons permitted on the carrier, | (a) the number of persons permitted on the carrier,<br><br>Text Origin:<br>Commission Proposal |
| Annex III, 6, point (6.5), first paragraph(b) |                                                     |                                                     |                                                     |                                                                                                |

|             | Commission Proposal | EP Mandate                                                | Council Mandate                                                                                                                              | Draft Agreement                                                          |
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| G           | 1346                | (b) the maximum working load.                             | (b) the maximum working load.                                                                                                                | (b) the maximum working load.<br><br>Text Origin:<br>Commission Proposal |
| Annex IV, A |                     |                                                           |                                                                                                                                              |                                                                          |
| Y           | 1347                | A A. TECHNICAL<br>DOCUMENTATION FOR<br>MACHINERY PRODUCTS | <del>A Annex IV A</del> <u>TECHNICAL<br/>DOCUMENTATION</u><br><br>TECHNICAL<br>DOCUMENTATION FOR<br>MACHINERY <u>AND RELATED</u><br>PRODUCTS |                                                                          |

|                                                            | Commission Proposal                                                                                                                                                                                               | EP Mandate                                                                                                                                                                                                        | Council Mandate                                                                                                                                                                                                                     | Draft Agreement                                                            |
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| Annex IV, Annex IV, A, first paragraph                     |                                                                                                                                                                                                                   |                                                                                                                                                                                                                   |                                                                                                                                                                                                                                     |                                                                            |
| 1348                                                       | The technical documentation shall specify the means used by the manufacturer to ensure the conformity of the machinery product with the applicable essential health and safety requirements set out in Annex III. | The technical documentation shall specify the means used by the manufacturer to ensure the conformity of the machinery product with the applicable essential health and safety requirements set out in Annex III. | The technical documentation shall specify the means used by the manufacturer to ensure the conformity of the machinery <u>or related</u> product with the applicable essential health and safety requirements set out in Annex III. |                                                                            |
| Annex IV, Annex IV, A, second paragraph, introductory part |                                                                                                                                                                                                                   |                                                                                                                                                                                                                   |                                                                                                                                                                                                                                     |                                                                            |
| 1349                                                       | The technical documentation shall include at least the following elements:                                                                                                                                        | The technical documentation shall include at least the following elements:                                                                                                                                        | The technical documentation shall include at least the following elements:                                                                                                                                                          | The technical documentation shall include at least the following elements: |

|                                                    | Commission Proposal                                                                                     | EP Mandate                                                                                      | Council Mandate                                                                                            | Draft Agreement                     |
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|                                                    |                                                                                                         |                                                                                                 |                                                                                                            | Text Origin:<br>Commission Proposal |
| Annex IV, Annex IV, A, second paragraph, point (a) |                                                                                                         |                                                                                                 |                                                                                                            |                                     |
| Y                                                  | 1350<br>(a) a complete description of the machinery product and of its intended use;                    | (a) a complete description of the machinery product and of its intended use;                    | (a) a complete description of the machinery <u>or related</u> product and of its intended use;             | Y                                   |
| Annex IV, Annex IV, A, second paragraph, point (b) |                                                                                                         |                                                                                                 |                                                                                                            |                                     |
| Y                                                  | 1351<br>(b) an assessment of the risks against which the machinery product is designed and constructed; | (b) an assessment of the risks against which the machinery product is designed and constructed; | <del>(b) an assessment of the risks against which the machinery product is designed and constructed;</del> | Y                                   |

|   | Commission Proposal                                 | EP Mandate | Council Mandate                                                                                                            | Draft Agreement |
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|   | Annex IV, Annex IV, A, second paragraph, point (ba) |            |                                                                                                                            |                 |
| Y | 1351a                                               |            | <u>(b) the documentation on risk assessment demonstrating the procedure carried out, including:</u>                        | Y               |
|   | Annex IV, Annex IV, A, second paragraph, point (bb) |            |                                                                                                                            |                 |
| Y | 1351b                                               |            | <u>(i) a list of the essential health and safety requirements that are applicable to the machinery or related product,</u> | Y               |
|   | Annex IV, Annex IV, A, second paragraph, point (bc) |            |                                                                                                                            |                 |
| Y | 1351c                                               |            | <u>(ii) the description of the protective measures implemented to meet each applicable essential</u>                       | Y               |

|                                                    | Commission Proposal                                                                                      | EP Mandate                                                                                               | Council Mandate                                                                                                                                    | Draft Agreement |
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|                                                    |                                                                                                          |                                                                                                          | <u>health and safety requirement and, when appropriate, the indication of the residual risks associated with the machinery or related product,</u> |                 |
| Annex IV, Annex IV, A, second paragraph, point (c) |                                                                                                          |                                                                                                          |                                                                                                                                                    |                 |
| 1352                                               | (c) a list of the essential health and safety requirements that are applicable to the machinery product; | (c) a list of the essential health and safety requirements that are applicable to the machinery product; | <del>(e) a list of the essential health and safety requirements that are applicable to the machinery product;</del>                                |                 |
| Annex IV, Annex IV, A, second paragraph, point (d) |                                                                                                          |                                                                                                          |                                                                                                                                                    |                 |
| 1353                                               | (d) design and manufacturing drawings and schemes of the machinery product and of its                    | (d) design and manufacturing drawings and schemes of the machinery product and of its                    | (d) design and manufacturing drawings and schemes of the machinery <u>or related</u> product and                                                   |                 |

|                                                    | Commission Proposal                                                                                                                                                       | EP Mandate                                                                                                                                                                | Council Mandate                                                                                                                                                                             | Draft Agreement |
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|                                                    | components, sub-assemblies and circuits;                                                                                                                                  | components, sub-assemblies and circuits;                                                                                                                                  | of its components, sub-assemblies and circuits;                                                                                                                                             |                 |
| Annex IV, Annex IV, A, second paragraph, point (e) |                                                                                                                                                                           |                                                                                                                                                                           |                                                                                                                                                                                             |                 |
| 1354                                               | (e) the descriptions and explanations necessary for the understanding of the drawings and schemes referred to in point (d) and of the operation of the machinery product; | (e) the descriptions and explanations necessary for the understanding of the drawings and schemes referred to in point (d) and of the operation of the machinery product; | (e) the descriptions and explanations necessary for the understanding of the drawings and schemes referred to in point (d) and of the operation of the machinery <u>or related</u> product; |                 |
| Annex IV, Annex IV, A, second paragraph, point (f) |                                                                                                                                                                           |                                                                                                                                                                           |                                                                                                                                                                                             |                 |
| 1355                                               | (f) the references of the harmonised standards or technical specifications adopted by the Commission in accordance with                                                   | (f) the references of the harmonised standards or technical specifications adopted by the Commission in accordance with                                                   | (f) the references of the harmonised standards <del>or technical</del> <u>referred to in Article 17(1) or common</u> specifications adopted by                                              |                 |



|                                                    | Commission Proposal                                                                                                                                                                                                                              | EP Mandate                                                                                                                                                                                                                                       | Council Mandate                                                                                                                                                                                                                                                                                                      | Draft Agreement |
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|                                                    | Article 17(3) that have been applied for the design and manufacture of the machinery. In the event of partial application of harmonised standards, the documentation shall specify the parts, which have been applied;                           | Article 17(3) that have been applied for the design and manufacture of the machinery. In the event of partial application of harmonised standards, the documentation shall specify the parts, which have been applied;                           | the Commission in accordance with Article 17(3) that have been applied for the design and manufacture of the machinery <u>or related product</u> . In the event of partial application of harmonised standards <u>or common specifications</u> , the documentation shall specify the parts, which have been applied; |                 |
| Annex IV, Annex IV, A, second paragraph, point (g) |                                                                                                                                                                                                                                                  |                                                                                                                                                                                                                                                  |                                                                                                                                                                                                                                                                                                                      |                 |
| 1356                                               | (g) where harmonised standards have not been applied or have been only partially applied, descriptions of the other technical specifications that have been applied in order to satisfy the applicable essential health and safety requirements; | (g) where harmonised standards have not been applied or have been only partially applied, descriptions of the other technical specifications that have been applied in order to satisfy the applicable essential health and safety requirements; | (g) where harmonised standards <u>or common specifications</u> have not been applied or have been only partially applied, descriptions of the other <del>technical</del> specifications that have been applied in order to <del>satisfy the</del> <u>meet each</u> applicable                                        |                 |

|                                                    | Commission Proposal                                                                                                                                                                          | EP Mandate                                                                                                                                                                                   | Council Mandate                                                                                                                                                                                                                                                        | Draft Agreement |
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|                                                    |                                                                                                                                                                                              |                                                                                                                                                                                              | essential health and safety requirements;                                                                                                                                                                                                                              |                 |
| Annex IV, Annex IV, A, second paragraph, point (h) |                                                                                                                                                                                              |                                                                                                                                                                                              |                                                                                                                                                                                                                                                                        |                 |
| 1357                                               | (h) the results of the design calculations, inspections and examinations carried out to verify the conformity of the machinery with the applicable essential health and safety requirements; | (h) the results of the design calculations, inspections and examinations carried out to verify the conformity of the machinery with the applicable essential health and safety requirements; | (h) <del>the</del> <u>reports and/or</u> results of the design calculations, <u>tests</u> , inspections and examinations carried out to verify the conformity of the machinery <u>or related product</u> with the applicable essential health and safety requirements; |                 |
| Annex IV, Annex IV, A, second paragraph, point (i) |                                                                                                                                                                                              |                                                                                                                                                                                              |                                                                                                                                                                                                                                                                        |                 |
| 1358                                               | (i) reports on the tests carried out to verify the conformity of the                                                                                                                         | (i) reports on the tests carried out to verify the conformity of the                                                                                                                         | <del>(i) reports on the tests carried out to verify the conformity of the</del>                                                                                                                                                                                        |                 |

|                                                    | Commission Proposal                                                                                                                                                               | EP Mandate                                                                                                                                                                        | Council Mandate                                                                                                                                                                                                                       | Draft Agreement                                                       |
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|                                                    | machinery with the applicable essential health and safety requirements;                                                                                                           | machinery with the applicable essential health and safety requirements;                                                                                                           | <del>machinery with the applicable essential health and safety requirements;</del>                                                                                                                                                    |                                                                       |
| Annex IV, Annex IV, A, second paragraph, point (j) |                                                                                                                                                                                   |                                                                                                                                                                                   |                                                                                                                                                                                                                                       |                                                                       |
| 1359                                               | (j) a description of the means used by the manufacturer during the production of the machinery to ensure the conformity of the machinery produced with the design specifications; | (j) a description of the means used by the manufacturer during the production of the machinery to ensure the conformity of the machinery produced with the design specifications; | (j) a description of the means used by the manufacturer during the production of the machinery <u>or related product</u> to ensure the conformity of the machinery <u>or related product</u> produced with the design specifications; |                                                                       |
| Annex IV, Annex IV, A, second paragraph, point (k) |                                                                                                                                                                                   |                                                                                                                                                                                   |                                                                                                                                                                                                                                       |                                                                       |
| 1360                                               | (k) a copy of the manufacturer's instructions and the information set                                                                                                             | (k) a copy of the manufacturer's instructions and the information set                                                                                                             | (k) a copy of the manufacturer's instructions and the information set                                                                                                                                                                 | (k) a copy of the manufacturer's instructions and the information set |

|                                                    | Commission Proposal                                                                                                                                                  | EP Mandate                                                                                                                                                           | Council Mandate                                                                                                                                                      | Draft Agreement                                                                                                                                                                                                 |
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|                                                    | out in section 1.7.4 of Annex III;                                                                                                                                   | out in section 1.7.4 of Annex III;                                                                                                                                   | out in section 1.7.4 of Annex III;                                                                                                                                   | out in section 1.7.4 of Annex III;<br><br>Text Origin:<br>Commission Proposal                                                                                                                                   |
| Annex IV, Annex IV, A, second paragraph, point (I) |                                                                                                                                                                      |                                                                                                                                                                      |                                                                                                                                                                      |                                                                                                                                                                                                                 |
| 1361                                               | (I) where appropriate, the declaration of incorporation for partly completed machinery set out in Annex V and the relevant assembly instructions for such machinery; | (I) where appropriate, the declaration of incorporation for partly completed machinery set out in Annex V and the relevant assembly instructions for such machinery; | (I) where appropriate, the declaration of incorporation for partly completed machinery-set out in Annex V and the relevant assembly instructions for such machinery; | (I) where appropriate, the declaration of incorporation for partly completed machinery set out in Annex V and the relevant assembly instructions for such machinery;<br><br>Text Origin:<br>Commission Proposal |

|   | Commission Proposal                                 | EP Mandate                                                                                                                                                    | Council Mandate                                                                                                                                                                                                                      | Draft Agreement                                                                                                                                                                                        |
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|   |                                                     |                                                                                                                                                               |                                                                                                                                                                                                                                      |                                                                                                                                                                                                        |
|   | Annex IV, Annex IV, A, second paragraph, point (la) |                                                                                                                                                               |                                                                                                                                                                                                                                      |                                                                                                                                                                                                        |
| Y | 1361a                                               |                                                                                                                                                               | <u>(la) where appropriate, copies of the EU declaration of conformity of machinery or related products as well as any product covered by other EU harmonisation legislations incorporated into the machinery or related product;</u> | Y                                                                                                                                                                                                      |
|   | Annex IV, Annex IV, A, second paragraph, point (m)  |                                                                                                                                                               |                                                                                                                                                                                                                                      |                                                                                                                                                                                                        |
| Y | 1362                                                | (m) for machinery products produced in series, the internal measures that will be implemented to ensure that the machinery product remains in conformity with | (m) for machinery products produced in series, the internal measures that will be implemented to ensure that the machinery product remains in conformity with                                                                        | (m) for machinery <u>or related</u> products produced in series, the internal measures that will be implemented to ensure that the machinery <u>or related</u> product remains in conformity with this |

|                                                    | Commission Proposal                                                                                                                                                                                                                                                                                                                                                                   | EP Mandate                                                                                                                                                                                                                                                                                                                                                                            | Council Mandate                                                                                                                                                                                                                                                                                                                                                                                                                       | Draft Agreement |
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|                                                    | this Regulation;                                                                                                                                                                                                                                                                                                                                                                      | this Regulation;                                                                                                                                                                                                                                                                                                                                                                      | Regulation;                                                                                                                                                                                                                                                                                                                                                                                                                           |                 |
| Annex IV, Annex IV, A, second paragraph, point (n) |                                                                                                                                                                                                                                                                                                                                                                                       |                                                                                                                                                                                                                                                                                                                                                                                       |                                                                                                                                                                                                                                                                                                                                                                                                                                       |                 |
| 1363                                               | (n) the source code or programmed logic of the safety related software to demonstrate the conformity of the machinery product with this Regulation further to a reasoned request from a competent national authority provided that is necessary in order for those authorities to be able to check compliance with the essential health and safety requirements set out in Annex III; | (n) the source code or programmed logic of the safety related software to demonstrate the conformity of the machinery product with this Regulation further to a reasoned request from a competent national authority provided that is necessary in order for those authorities to be able to check compliance with the essential health and safety requirements set out in Annex III; | (n) the source code or <del>programmed</del> <u>programming</u> logic of the safety related software to demonstrate the conformity of the machinery <u>or related</u> product with this Regulation further to a reasoned request from a competent national authority provided that is necessary in order for those authorities to be able to check compliance with the essential health and safety requirements set out in Annex III; |                 |

|      | Commission Proposal                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                     | EP Mandate                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                        | Council Mandate                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                | Draft Agreement |
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|      | Annex IV, Annex IV, A, second paragraph, point (o)                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                      |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                   |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                |                 |
| 1364 | <p>(o) for sensor-fed, remotely-driven, or autonomous machinery product, if the safety related operations are controlled by sensor data, a description, where appropriate, of the general characteristics, capabilities and limitations of the system, data, development, testing and validation processes used, without prejudice to the requirements for artificial intelligence (AI) systems set out in the Regulation (EU) .../... of the European Parliament and of the Council<sup>1</sup> if the safety related software includes an AI system;</p> <p>_____ 1. <sup>+</sup> OJ: Please insert in the text the number of the</p> | <p>(o) for sensor-fed, remotely-driven, or autonomous machinery product, if the safety related operations are controlled by sensor data, a description, where appropriate, of the general characteristics, capabilities and limitations of the system, data, development, testing and validation processes used;<br/><del>without prejudice to the requirements for artificial intelligence (AI) systems set out in the Regulation (EU) .../... of the European Parliament and of the Council<sup>1</sup> if the safety related software includes an AI system;</del></p> <p>_____ 1. <sup>+</sup> <del>OJ: Please insert in the text the number of the</del></p> | <p>(o) for sensor-fed, remotely-driven, or autonomous machinery <u>or related</u> product, if the safety related operations are <del>controlled</del> by sensor data, a description, where appropriate, of the general characteristics, capabilities and limitations of the system, data, development, testing and validation processes used;<br/><del>without prejudice to the requirements for artificial intelligence (AI) systems set out in the Regulation (EU) .../... of the European Parliament and of the Council<sup>1</sup> if the safety related software includes an AI system;</del></p> <p>_____ 1. <sup>+</sup> <del>OJ: Please insert in the text the number of the</del></p> |                 |

|                                                    | Commission Proposal                                                                                                                                                                                                                       | EP Mandate                                                                                                                                                                                                                                | Council Mandate                                                                                                                                                                                                                                                                | Draft Agreement |
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|                                                    | Regulation contained in document ... and insert the number, date, title and OJ reference of that Regulation in the footnote.                                                                                                              | <del>Regulation contained in document ... and insert the number, date, title and OJ reference of that Regulation in the footnote.</del>                                                                                                   | <del>Regulation contained in document ... and insert the number, date, title and OJ reference of that Regulation in the footnote.</del>                                                                                                                                        |                 |
| Annex IV, Annex IV, A, second paragraph, point (p) |                                                                                                                                                                                                                                           |                                                                                                                                                                                                                                           |                                                                                                                                                                                                                                                                                |                 |
| 1365                                               | (p) the results of research and tests on components, fittings or the completed machinery carried out by the manufacturer to determine whether by its design or construction it is capable of being assembled and put into service safely. | (p) the results of research and tests on components, fittings or the completed machinery carried out by the manufacturer to determine whether by its design or construction it is capable of being assembled and put into service safely. | (p) the results of research and tests on components, fittings or the <del>completed</del> machinery <u>or related product</u> carried out by the manufacturer to determine whether by its design or construction it is capable of being assembled and put into service safely. |                 |
| Annex IV, B                                        |                                                                                                                                                                                                                                           |                                                                                                                                                                                                                                           |                                                                                                                                                                                                                                                                                |                 |



|                              | Commission Proposal                                                                                                                                         | EP Mandate                                                                                                                                                  | Council Mandate                                                                                                                                             | Draft Agreement                                                                                                                                             |
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| 1366                         | B B. RELEVANT TECHNICAL DOCUMENTATION FOR PARTLY COMPLETED MACHINERY                                                                                        | B B. RELEVANT TECHNICAL DOCUMENTATION FOR PARTLY COMPLETED MACHINERY                                                                                        | B <del>B</del> -RELEVANT TECHNICAL DOCUMENTATION FOR PARTLY COMPLETED MACHINERY                                                                             | B <del>B</del> -RELEVANT TECHNICAL DOCUMENTATION FOR PARTLY COMPLETED MACHINERY<br><br>Text Origin: Council Mandate                                         |
| Annex IV, B, first paragraph |                                                                                                                                                             |                                                                                                                                                             |                                                                                                                                                             |                                                                                                                                                             |
| 1367                         | The technical documentation shall specify the means used by the manufacturer to ensure the conformity of the partly completed machinery with the applicable | The technical documentation shall specify the means used by the manufacturer to ensure the conformity of the partly completed machinery with the applicable | The technical documentation shall specify the means used by the manufacturer to ensure the conformity of the partly completed machinery with the applicable | The technical documentation shall specify the means used by the manufacturer to ensure the conformity of the partly completed machinery with the applicable |

|                                                  | Commission Proposal                                                        | EP Mandate                                                                 | Council Mandate                                                            | Draft Agreement                                                                                                       |
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|                                                  | essential health and safety requirements set out in Annex III.             | essential health and safety requirements set out in Annex III.             | essential health and safety requirements set out in Annex III.             | essential health and safety requirements set out in Annex III.<br><br>Text Origin:<br>Commission Proposal             |
| Annex IV, B, second paragraph, introductory part |                                                                            |                                                                            |                                                                            |                                                                                                                       |
| G 1368                                           | The technical documentation shall include at least the following elements: | The technical documentation shall include at least the following elements: | The technical documentation shall include at least the following elements: | The technical documentation shall include at least the following elements:<br><br>Text Origin:<br>Commission Proposal |

|   | Commission Proposal                      | EP Mandate                                                                                                                                                                                                            | Council Mandate                                                                                                                                                                                                     | Draft Agreement |
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|   |                                          |                                                                                                                                                                                                                       |                                                                                                                                                                                                                     |                 |
|   | Annex IV, B, second paragraph, point (a) |                                                                                                                                                                                                                       |                                                                                                                                                                                                                     |                 |
| Y | 1369                                     | (a) a complete description of the partly completed machinery and of its intended <del>use</del> <u>function when incorporated into or assembled with machinery or other partly completed machinery or equipment</u> ; | (a) <u>a</u> complete description of the partly completed machinery <del>and of its intended use</del> ;                                                                                                            |                 |
|   | Annex IV, B, second paragraph, point (b) |                                                                                                                                                                                                                       |                                                                                                                                                                                                                     |                 |
| Y | 1370                                     | (b) an assessment of the risks against the partly completed machinery is designed and constructed; a list of the essential health and safety requirements that are applicable to the partly                           | ( <del>b</del> ) <del>an assessment of the risks against the partly completed machinery is designed and constructed; a list of the essential health and safety requirements that are applicable to the partly</del> |                 |

|                                           | Commission Proposal  | EP Mandate           | Council Mandate                                                                                                 | Draft Agreement |
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|                                           | completed machinery; | completed machinery; | <del>completed machinery;</del>                                                                                 |                 |
| Annex IV, B, second paragraph, point (ba) |                      |                      |                                                                                                                 |                 |
| Y                                         | 1370a                |                      | <u>(b) the risk assessment documentation showing the procedure carried out, including:</u>                      | Y               |
| Annex IV, B, second paragraph, point (bb) |                      |                      |                                                                                                                 |                 |
| Y                                         | 1370b                |                      | <u>i) a list of the essential health and safety requirements which apply to the partly completed machinery.</u> | Y               |
| Annex IV, B, second paragraph, point (bc) |                      |                      |                                                                                                                 |                 |

|                                          | Commission Proposal | EP Mandate                                                                                                                              | Council Mandate                                                                                                                                                                    | Draft Agreement                                                                                                                                             |
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| Y                                        | 1370c               |                                                                                                                                         | <u>ii) the description of the protective measures implemented to eliminate identified hazards or to reduce risks and, where appropriate, the indication of the residual risks.</u> |                                                                                                                                                             |
| Annex IV, B, second paragraph, point (c) |                     |                                                                                                                                         |                                                                                                                                                                                    |                                                                                                                                                             |
| G                                        | 1371                | (c) design and manufacturing drawings and schemes of the partly completed machinery and of its components, sub-assemblies and circuits; | (c) design and manufacturing drawings and schemes of the partly completed machinery and of its components, sub-assemblies and circuits;                                            | (c) design and manufacturing drawings and schemes of the partly completed machinery and of its components, sub-assemblies and circuits;<br><br>Text Origin: |

|                                          | Commission Proposal                                                                                                                                                                | EP Mandate                                                                                                                                                                         | Council Mandate                                                                                                                                                                                   | Draft Agreement     |
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|                                          |                                                                                                                                                                                    |                                                                                                                                                                                    |                                                                                                                                                                                                   | Commission Proposal |
| Annex IV, B, second paragraph, point (d) |                                                                                                                                                                                    |                                                                                                                                                                                    |                                                                                                                                                                                                   |                     |
| 1372                                     | (d) the descriptions and explanations necessary for the understanding of the drawings and schemes referred to in point (d) and of the operation of the partly completed machinery; | (d) the descriptions and explanations necessary for the understanding of the drawings and schemes referred to in point (d) and of the operation of the partly completed machinery; | (d) the descriptions and explanations necessary for the understanding of the drawings and schemes referred to in point <del>(d)</del> (c) and of the operation of the partly completed machinery; |                     |
| Annex IV, B, second paragraph, point (e) |                                                                                                                                                                                    |                                                                                                                                                                                    |                                                                                                                                                                                                   |                     |
| 1373                                     | (e) the references of the harmonised standards referred to in Article 18 that have been applied for the design and manufacture of the partly completed machinery. In               | (e) the references of the harmonised standards referred to in Article 18 that have been applied for the design and manufacture of the partly completed machinery. In               | (e) the references of the harmonised standards referred to in Article <del>18</del> <u>17(1) or common specifications adopted by the Commission in accordance with</u>                            |                     |

|                                          | Commission Proposal                                                                                                                                                                                                                             | EP Mandate                                                                                                                                                                                                                                      | Council Mandate                                                                                                                                                                                                                                                                               | Draft Agreement |
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|                                          | the event of partial application of harmonised standards, the documentation shall specify the parts, which have been applied;                                                                                                                   | the event of partial application of harmonised standards, the documentation shall specify the parts, which have been applied;                                                                                                                   | <u>Article 17(3)</u> that have been applied for the design and manufacture of the partly completed machinery. In the event of partial application of harmonised standards <u>or common specifications</u> , the documentation shall specify the parts, which have been applied;               |                 |
| Annex IV, B, second paragraph, point (f) |                                                                                                                                                                                                                                                 |                                                                                                                                                                                                                                                 |                                                                                                                                                                                                                                                                                               |                 |
| 1374                                     | (f) where harmonised standards have not been applied or have been only partially applied, description of the other technical specifications that have been applied in order to satisfy the applicable essential health and safety requirements; | (f) where harmonised standards have not been applied or have been only partially applied, description of the other technical specifications that have been applied in order to satisfy the applicable essential health and safety requirements; | (f) where harmonised standards <u>or common specifications</u> have not been applied or have been only partially applied, description of the other technical specifications that have been applied in order to <del>satisfy the</del> <u>meet each</u> applicable essential health and safety |                 |

|                                          | Commission Proposal | EP Mandate                                                                                                                                                                                                    | Council Mandate                                                                                                                                                                                                                                               | Draft Agreement |
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|                                          |                     |                                                                                                                                                                                                               | requirements;                                                                                                                                                                                                                                                 |                 |
| Annex IV, B, second paragraph, point (g) |                     |                                                                                                                                                                                                               |                                                                                                                                                                                                                                                               |                 |
| Y                                        | 1375                | (g) the results of the design calculations, inspections and examinations carried out to verify the conformity of the partly completed machinery with the applicable essential health and safety requirements; | (g) <del>the</del> <u>reports and/or</u> results of the design calculations, <u>tests</u> , inspections and examinations carried out to verify the conformity of the partly completed machinery with the applicable essential health and safety requirements; | Y               |
| Annex IV, B, second paragraph, point (h) |                     |                                                                                                                                                                                                               |                                                                                                                                                                                                                                                               |                 |
| G                                        | 1376                | (h) reports on the tests carried out to verify the conformity of the partly completed machinery with the applicable essential health and                                                                      | (h) reports on the tests carried out to verify the conformity of the partly completed machinery with the applicable essential health and                                                                                                                      | G               |



|                                          | Commission Proposal                                                                                                                                                                                                 | EP Mandate                                                                                                                                                                                                          | Council Mandate                                                                                                                                                                                                     | Draft Agreement                                                                                                                                                                                                                                                |
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|                                          | safety requirements;                                                                                                                                                                                                | safety requirements;                                                                                                                                                                                                | safety requirements;                                                                                                                                                                                                | safety requirements;<br><br>Text Origin:<br>Commission Proposal                                                                                                                                                                                                |
| Annex IV, B, second paragraph, point (i) |                                                                                                                                                                                                                     |                                                                                                                                                                                                                     |                                                                                                                                                                                                                     |                                                                                                                                                                                                                                                                |
| 1377                                     | (i) a description of the means used by the manufacturer during the production of the partly completed machinery to ensure the conformity of the partly completed machinery produced with the design specifications; | (i) a description of the means used by the manufacturer during the production of the partly completed machinery to ensure the conformity of the partly completed machinery produced with the design specifications; | (i) a description of the means used by the manufacturer during the production of the partly completed machinery to ensure the conformity of the partly completed machinery produced with the design specifications; | (i) a description of the means used by the manufacturer during the production of the partly completed machinery to ensure the conformity of the partly completed machinery produced with the design specifications;<br><br>Text Origin:<br>Commission Proposal |

|      | Commission Proposal                                                                                                                                           | EP Mandate                                                                                                                                                                                                                                                                               | Council Mandate                                                                                                                                               | Draft Agreement |
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|      |                                                                                                                                                               |                                                                                                                                                                                                                                                                                          |                                                                                                                                                               |                 |
|      | Annex IV, B, second paragraph, point (j)                                                                                                                      |                                                                                                                                                                                                                                                                                          |                                                                                                                                                               |                 |
| 1378 | (j) a copy of the assembly instructions for the partly completed machinery set out in section 1.7.4 of Annex III;                                             | (j) <del>a copy of the assembly instructions for the</del> <u>the EU declaration of incorporation for</u> partly completed machinery set out in <del>section 1.7.4 of Annex V and the relevant assembly instructions for such machinery set out in</del> Annex <del>III</del> <u>X</u> ; | (j) a copy of the assembly instructions for the partly completed machinery set out in <del>section 1.7.4 of</del> Annex <del>III</del> <u>X</u> ;             |                 |
|      | Annex IV, B, second paragraph, point (k)                                                                                                                      |                                                                                                                                                                                                                                                                                          |                                                                                                                                                               |                 |
| 1379 | (k) for partly completed machinery products produced in series , the internal measures that will be implemented to ensure that the partly completed machinery | (k) for partly completed machinery <del>products</del> produced in series-, the internal measures that will be implemented to ensure that the partly completed machinery                                                                                                                 | (k) for partly completed machinery products produced in series , the internal measures that will be implemented to ensure that the partly completed machinery |                 |

|                                          | Commission Proposal                                                                                                                                                                                                                                                                                 | EP Mandate                                                                                                                                                                                                                                                                                          | Council Mandate                                                                                                                                                                                                                                                                                                                   | Draft Agreement |
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|                                          | product remains in conformity with the essential health and safety requirements applied;                                                                                                                                                                                                            | <del>product</del> remains in conformity with the essential health and safety requirements applied;                                                                                                                                                                                                 | product remains in conformity with the essential health and safety requirements applied;                                                                                                                                                                                                                                          |                 |
| Annex IV, B, second paragraph, point (l) |                                                                                                                                                                                                                                                                                                     |                                                                                                                                                                                                                                                                                                     |                                                                                                                                                                                                                                                                                                                                   |                 |
| 1380                                     | (l) the source code or programmed logic of the safety related software upon a reasoned request from a competent national authority provided that is necessary in order for those authorities to be able to check compliance with the essential health and safety requirements set out in Annex III: | (l) the source code or programmed logic of the safety related software upon a reasoned request from a competent national authority provided that is necessary in order for those authorities to be able to check compliance with the essential health and safety requirements set out in Annex III: | (l) the source code or <del>programmed</del> <u>programming</u> logic of the safety related software upon a reasoned request from a competent national authority provided that is necessary in order for those authorities to be able to check compliance with the essential health and safety requirements set out in Annex III: |                 |
| Annex IV, B, second paragraph, point (m) |                                                                                                                                                                                                                                                                                                     |                                                                                                                                                                                                                                                                                                     |                                                                                                                                                                                                                                                                                                                                   |                 |

|      | Commission Proposal                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                   | EP Mandate                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                  | Council Mandate                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                             | Draft Agreement                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                             |
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| 1381 | <p>(m) for sensor-fed, remotely-driven, or autonomous partly completed machinery, if the safety related operations are controlled by sensor data, a description, where appropriate, of the general characteristics, capabilities and limitations of the system, data, development, testing and validation processes used, without prejudice to the requirements for artificial intelligence (AI) systems set out in the Regulation (EU) .../... of the European Parliament and of the Council<sup>1</sup> if the safety related software includes a AI system;</p> <p>_____ 1. <sup>+</sup> OJ: Please insert in the text the number of the Regulation contained in document ... . and insert the</p> | <p>(m) for sensor-fed, remotely-driven, or autonomous partly completed machinery, if the safety related operations are controlled by sensor data, a description, where appropriate, of the general characteristics, capabilities and limitations of the system, data, development, testing and validation processes used, <del>without prejudice to the requirements for artificial intelligence (AI) systems set out in the Regulation (EU) .../... of the European Parliament and of the Council<sup>1</sup> if the safety related software includes a AI system;</del></p> <p>_____ 1. <sup>+</sup> <del>OJ: Please insert in the text the number of the Regulation contained in document ... . and insert the</del></p> | <p>(m) for sensor-fed, remotely-driven, or autonomous partly completed machinery, if the safety related operations are controlled by sensor data, a description, where appropriate, of the general characteristics, capabilities and limitations of the system, data, development, testing and validation processes used, <del>without prejudice to the requirements for artificial intelligence (AI) systems set out in the Regulation (EU) .../... of the European Parliament and of the Council<sup>1</sup> if the safety related software includes a AI system;</del></p> <p>_____ 1. <sup>+</sup> <del>OJ: Please insert in the text the number of the Regulation contained in document ... . and insert the</del></p> | <p>(m) for sensor-fed, remotely-driven, or autonomous partly completed machinery, if the safety related operations are controlled by sensor data, a description, where appropriate, of the general characteristics, capabilities and limitations of the system, data, development, testing and validation processes used, <del>without prejudice to the requirements for artificial intelligence (AI) systems set out in the Regulation (EU) .../... of the European Parliament and of the Council<sup>1</sup> if the safety related software includes a AI system;</del></p> <p>_____ 1. <sup>+</sup> <del>OJ: Please insert in the text the number of the Regulation contained in document ... . and insert the</del></p> |

|                                          | Commission Proposal                                                                                                                                                                                                                       | EP Mandate                                                                                                                                                                                                                                | Council Mandate                                                                                                                                                                                                                                                                        | Draft Agreement                                                                                                       |
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|                                          | number, date, title and OJ reference of that Regulation in the footnote.                                                                                                                                                                  | <del>number, date, title and OJ reference of that Regulation in the footnote.</del>                                                                                                                                                       | <del>number, date, title and OJ reference of that Regulation in the footnote.</del>                                                                                                                                                                                                    | <del>number, date, title and OJ reference of that Regulation in the footnote.</del><br><br>Text Origin: EP<br>Mandate |
| Annex IV, B, second paragraph, point (n) |                                                                                                                                                                                                                                           |                                                                                                                                                                                                                                           |                                                                                                                                                                                                                                                                                        |                                                                                                                       |
| 1382                                     | (n) the results of research and tests on components, fittings or the completed machinery carried out by the manufacturer to determine whether by its design or construction it is capable of being assembled and put into service safely. | (n) the results of research and tests on components, fittings or the completed machinery carried out by the manufacturer to determine whether by its design or construction it is capable of being assembled and put into service safely. | (n) the results of research and tests on components, fittings or the <u>partly</u> completed machinery carried out by the manufacturer to determine whether by its design or construction it is capable of being assembled and <del>put into service</del> <u>incorporated</u> safely. |                                                                                                                       |

|         | Commission Proposal | EP Mandate | Council Mandate                                                                                                                                           | Draft Agreement                                       |
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|         |                     |            | Point C is deleted "RELEVANT<br>TECHNICAL DOCUMENTATION FOR<br>SUBSTANTIALLY MODIFIED<br>MACHINERY OR RELATED PRODUCTS".<br>Text goes directly to Annex V |                                                       |
| Annex V |                     |            |                                                                                                                                                           |                                                       |
| G 1382a |                     |            | <u>ANNEX V</u>                                                                                                                                            | <u>ANNEX V</u><br><br>Text Origin: Council<br>Mandate |

|                        | Commission Proposal                                                                                                                                                               | EP Mandate                                                                                                                                                                        | Council Mandate                                                                                                                                                                                                                            | Draft Agreement |
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| Annex V first heading  |                                                                                                                                                                                   |                                                                                                                                                                                   |                                                                                                                                                                                                                                            |                 |
| 1382b                  |                                                                                                                                                                                   |                                                                                                                                                                                   | <u><a href="#">EU DECLARATION OF CONFORMITY AND INCORPORATION</a></u>                                                                                                                                                                      |                 |
| Annex V, first heading |                                                                                                                                                                                   |                                                                                                                                                                                   |                                                                                                                                                                                                                                            |                 |
| 1383                   | <p>EU DECLARATION OF CONFORMITY OF MACHINERY PRODUCTS EXCEPT FOR PARTLY COMPLETED MACHINERY No...<sup>1</sup></p> <p>_____ 1. It is optional for the manufacturer to assign a</p> | <p>EU DECLARATION OF CONFORMITY OF MACHINERY PRODUCTS EXCEPT FOR PARTLY COMPLETED MACHINERY No...<sup>1</sup></p> <p>_____ 1. It is optional for the manufacturer to assign a</p> | <p><u><a href="#">4.</a></u> EU DECLARATION OF CONFORMITY OF MACHINERY <del>PRODUCTS EXCEPT FOR PARTLY COMPLETED MACHINERY No...</del> <u><a href="#">AND RELATED PRODUCT No...</a></u><sup>1</sup></p> <p>_____ 1. It is optional for</p> |                 |

|                          | Commission Proposal                                                                                                                                                                                                                                                                                                              | EP Mandate                                                                                                                                                                                                                                                                                                                       | Council Mandate                                                                                                                                                                                                                                                                                                                             | Draft Agreement |
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|                          | number to the declaration of conformity.                                                                                                                                                                                                                                                                                         | number to the declaration of conformity.                                                                                                                                                                                                                                                                                         | the manufacturer to assign a number to the declaration of conformity.                                                                                                                                                                                                                                                                       |                 |
| Annex V, first paragraph |                                                                                                                                                                                                                                                                                                                                  |                                                                                                                                                                                                                                                                                                                                  |                                                                                                                                                                                                                                                                                                                                             |                 |
| 1384                     | This declaration relates exclusively to machinery products, except for partly completed machinery, in the state in which it was placed on the market, and excludes components, which are added and/or operations carried out subsequently by the final user unless there is a substantial modification of the machinery product. | This declaration relates exclusively to machinery products, except for partly completed machinery, in the state in which it was placed on the market, and excludes components, which are added and/or operations carried out subsequently by the final user unless there is a substantial modification of the machinery product. | <del>This declaration relates exclusively to machinery products, except for partly completed machinery, in the state in which it was placed on the market, and excludes components, which are added and/or operations carried out subsequently by the final user unless there is a substantial modification of the machinery product.</del> |                 |



|                            | Commission Proposal                                                                                                                     | EP Mandate                                                                                                                              | Council Mandate                                                                                                                                                                                       | Draft Agreement |
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| Annex V, first paragraph a |                                                                                                                                         |                                                                                                                                         |                                                                                                                                                                                                       |                 |
| 1384a                      |                                                                                                                                         |                                                                                                                                         | <u>The EU declaration of conformity shall contain the following particulars:</u>                                                                                                                      |                 |
| Annex V, point (1)         |                                                                                                                                         |                                                                                                                                         |                                                                                                                                                                                                       |                 |
| 1385                       | 1. The EU declaration of conformity shall contain the following particulars: Machinery product (product, type, batch or serial number): | 1. The EU declaration of conformity shall contain the following particulars: Machinery product (product, type, batch or serial number): | 1. The <del>EU declaration of conformity shall contain the following particulars: Machinery product</del> <u>Machinery or related product</u> (product, type, <u>model</u> , batch or serial number): |                 |
| Annex V, point (1a)        |                                                                                                                                         |                                                                                                                                         |                                                                                                                                                                                                       |                 |

|                    | Commission Proposal | EP Mandate                                                                                           | Council Mandate                                                                                      | Draft Agreement                                                                                                                                 |   |
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| Y                  | 1385a               |                                                                                                      | (1a) <u>Where applicable:</u><br><u>substantially modified machinery</u>                             |                                                                                                                                                 | Y |
| Annex V, point (2) |                     |                                                                                                      |                                                                                                      |                                                                                                                                                 |   |
| G                  | 1386                | 2. Name and address of the manufacturer and, where applicable, his or her authorised representative: | 2. Name and address of the manufacturer and, where applicable, his or her authorised representative: | 2. Name and address of the manufacturer and, where applicable, his or her authorised representative:<br><br>Text Origin:<br>Commission Proposal | G |
| Annex V, point (3) |                     |                                                                                                      |                                                                                                      |                                                                                                                                                 |   |
| Y                  | 1387                | 3. The address where the machine                                                                     | 3. The address where the                                                                             | 3. <del>The address where the machine</del>                                                                                                     | Y |

|                    | Commission Proposal                                                                                         | EP Mandate                                                                                                                                      | Council Mandate                                                                                                                                                                                                                                                                                                                   | Draft Agreement                                                                                |
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|                    | product is permanently installed only for lifting machinery product installed in a building or a structure: | <del>machine</del> <u>machinery</u> product is permanently installed only for lifting machinery product installed in a building or a structure: | <del>product is permanently installed only for lifting machinery product</del><br><u>For lifting machinery which is intended to be permanently installed in a building or a structure: and which cannot be assembled in the manufacturer's premises but can only be assembled at the place of use, the address of that place.</u> |                                                                                                |
| Annex V, point (4) |                                                                                                             |                                                                                                                                                 |                                                                                                                                                                                                                                                                                                                                   |                                                                                                |
| 1388               | 4. This declaration of conformity is issued under the sole responsibility of the manufacturer:              | 4. This declaration of conformity is issued under the sole responsibility of the manufacturer:                                                  | 4. This declaration of conformity is issued under the sole responsibility of the manufacturer:                                                                                                                                                                                                                                    | 4. This declaration of conformity is issued under the sole responsibility of the manufacturer: |

|                    | Commission Proposal                                                                                                                                                                                              | EP Mandate                                                                                                                                                                                                       | Council Mandate                                                                                                                                                                                                                                      | Draft Agreement                     |
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|                    |                                                                                                                                                                                                                  |                                                                                                                                                                                                                  |                                                                                                                                                                                                                                                      | Text Origin:<br>Commission Proposal |
| Annex V, point (5) |                                                                                                                                                                                                                  |                                                                                                                                                                                                                  |                                                                                                                                                                                                                                                      |                                     |
| 1389               | 5. Object of the declaration (identification of machinery product allowing traceability; where necessary for the identification of the machinery product, a colour image of sufficient clarity may be included): | 5. Object of the declaration (identification of machinery product allowing traceability; where necessary for the identification of the machinery product, a colour image of sufficient clarity may be included): | 5. Object of the declaration (identification of machinery <u>or related</u> product allowing traceability; where necessary for the identification of the machinery <u>or related</u> product, a colour image of sufficient clarity may be included): |                                     |
| Annex V, point (6) |                                                                                                                                                                                                                  |                                                                                                                                                                                                                  |                                                                                                                                                                                                                                                      |                                     |

|                    | Commission Proposal | EP Mandate                                                                                                                                                    | Council Mandate                                                                                                                                               | Draft Agreement                                                                                                                                                                 |
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| G                  | 1390                | 6. The object of the declaration described in point 4 is in conformity with the relevant Union harmonisation legislation:                                     | 6. The object of the declaration described in point <del>4</del> <u>5</u> is in conformity with the relevant Union harmonisation legislation:                 | 6. The object of the declaration described in point <del>4</del> <u>5</u> is in conformity with the relevant Union harmonisation legislation:<br><br>Text Origin: EP<br>Mandate |
| Annex V, point (7) |                     |                                                                                                                                                               |                                                                                                                                                               |                                                                                                                                                                                 |
| Y                  | 1391                | 7. References to the relevant harmonised standards used or technical specifications adopted by the Commission in accordance with Article 17(3), including the | 7. References to the relevant harmonised standards used or technical specifications adopted by the Commission in accordance with Article 17(3), including the | 7. References to the <u>harmonised standards referred to in Article 17(1) or common</u> <del>relevant harmonised standards used or technical</del> specifications adopted by    |

|      | Commission Proposal                                                                                                                                              | EP Mandate                                                                                                                                                       | Council Mandate                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                   | Draft Agreement |
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|      | date of the standard, or references to the other technical specifications, including the date of the specification, in relation to which conformity is declared: | date of the standard, or references to the other technical specifications, including the date of the specification, in relation to which conformity is declared: | the Commission in accordance with Article 17(3) <u>that have been applied</u> , including the date of the standard <u>or of the common specification</u> , or references to the other- technical specifications, including <del>the date of the specification</del> <u>their date</u> , in relation to which conformity is declared. <u>In the event of partial application of harmonised standards or common specifications, the declaration of conformity shall specify the parts, which have been applied:</u> |                 |
|      | Annex V, point (8)                                                                                                                                               |                                                                                                                                                                  |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                   |                 |
| 1392 | 8. Where applicable, the notified                                                                                                                                | 8. Where applicable, the notified                                                                                                                                | 8. Where applicable, the notified                                                                                                                                                                                                                                                                                                                                                                                                                                                                                 |                 |

|      | Commission Proposal                                                                                                                                                                                                                          | EP Mandate                                                                                                                                                                                                                                   | Council Mandate                                                                                                                                                                                                                                                                                                                                  | Draft Agreement |
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|      | body ... (name, number) ... performed the EU type-examination (Module B) and issued the EU type-examination certificate ... (reference to that certificate), followed by conformity to type based on internal production control (module C): | body ... (name, number) ... performed the EU type-examination (Module B) and issued the EU type-examination certificate ... (reference to that certificate), followed by conformity to type based on internal production control (module C): | body ... (name, number) ... performed the EU type-examination (Module B) and issued the EU type-examination certificate ... (reference to that certificate), followed by conformity to type based on internal production control (module C): <u>or the conformity based on unit verification (module G) or full quality assurance (module H)</u> |                 |
|      | Annex V, point (9)                                                                                                                                                                                                                           |                                                                                                                                                                                                                                              |                                                                                                                                                                                                                                                                                                                                                  |                 |
| 1393 | 9. Where applicable, the machinery product is subject to the conformity assessment procedure ... (either                                                                                                                                     | 9. Where applicable, the machinery product is subject to the conformity assessment procedure ... (either                                                                                                                                     | <del>9. Where applicable, the machinery product is subject to the conformity assessment procedure ... (either</del>                                                                                                                                                                                                                              |                 |

|                                        | Commission Proposal                                                                                                                                     | EP Mandate                                                                                                                                              | Council Mandate                                                                                                                                                        | Draft Agreement                                                        |
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|                                        | internal production control<br>(Module A) or full quality<br>assurance (module H) ... under<br>surveillance of the notified body ...<br>(name, number): | internal production control<br>(Module A) or full quality<br>assurance (module H) ... under<br>surveillance of the notified body ...<br>(name, number): | <del>internal production control<br/>(Module A) or full quality<br/>assurance (module H) ... under<br/>surveillance of the notified body ...<br/>(name, number):</del> |                                                                        |
| Annex V, point (10), introductory part |                                                                                                                                                         |                                                                                                                                                         |                                                                                                                                                                        |                                                                        |
| 1394                                   | 10. Additional information:                                                                                                                             | 10. Additional information:                                                                                                                             | 10. Additional information:                                                                                                                                            | 10. Additional information:<br><br>Text Origin:<br>Commission Proposal |
| Annex V, point (10), first paragraph   |                                                                                                                                                         |                                                                                                                                                         |                                                                                                                                                                        |                                                                        |
| 1395                                   |                                                                                                                                                         |                                                                                                                                                         |                                                                                                                                                                        |                                                                        |



|                                       | Commission Proposal              | EP Mandate                       | Council Mandate                  | Draft Agreement                                                             |
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|                                       | Signed for and on behalf of: ... | Signed for and on behalf of: ... | Signed for and on behalf of: ... | Signed for and on behalf of: ...<br><br>Text Origin:<br>Commission Proposal |
| Annex V, point (10), second paragraph |                                  |                                  |                                  |                                                                             |
| 1396                                  | (place and date of issue):       | (place and date of issue):       | (place and date of issue):       | (place and date of issue):<br><br>Text Origin:<br>Commission Proposal       |
| Annex V, point (10), third paragraph  |                                  |                                  |                                  |                                                                             |

|                             | Commission Proposal | EP Mandate                                                                                                                                                              | Council Mandate                                                                                                                                                         | Draft Agreement                                                                                                                                                                   |
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| G                           | 1397                | (name, function) (signature):                                                                                                                                           | (name, function) (signature):                                                                                                                                           | (name, function) (signature):<br><br>Text Origin:<br>Commission Proposal                                                                                                          |
| Annex V, thirteenth heading |                     |                                                                                                                                                                         |                                                                                                                                                                         |                                                                                                                                                                                   |
| Y                           | 1398                | EU DECLARATION OF INCORPORATION OF PARTLY COMPLETED MACHINERY<br>No... <sup>1</sup><br><br>_____ 1. It is optional to assign a number to the declaration of conformity. | EU DECLARATION OF INCORPORATION OF PARTLY COMPLETED MACHINERY<br>No... <sup>1</sup><br><br>_____ 1. It is optional to assign a number to the declaration of conformity. | <u>B.</u> EU DECLARATION OF INCORPORATION OF PARTLY COMPLETED MACHINERY<br>No... <sup>1</sup><br><br>_____ 1. It is optional to assign a number to the declaration of conformity. |

|                                              | Commission Proposal                                                       | EP Mandate                                                                | Council Mandate                                                           | Draft Agreement                                                                                                      |
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| Annex V, second paragraph, introductory part |                                                                           |                                                                           |                                                                           |                                                                                                                      |
| 1399                                         | The declaration of incorporation shall contain the following particulars: | The declaration of incorporation shall contain the following particulars: | The declaration of incorporation shall contain the following particulars: | The declaration of incorporation shall contain the following particulars:<br><br>Text Origin:<br>Commission Proposal |
| Annex V, second paragraph, point (1)         |                                                                           |                                                                           |                                                                           |                                                                                                                      |
| 1400                                         | 1. Partly Completed Machinery (product, type, batch or serial number):    | 1. Partly Completed Machinery (product, type, batch or serial number):    | 1. Partly Completed Machinery (product, type, batch or serial number):    | 1. Partly Completed Machinery (product, type, batch or serial number):                                               |

|                                      | Commission Proposal                                                                                  | EP Mandate                                                                                           | Council Mandate                                                                                      | Draft Agreement                                                                                                                                 |
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| Annex V, second paragraph, point (2) |                                                                                                      |                                                                                                      |                                                                                                      |                                                                                                                                                 |
| 1401                                 | 2. Name and address of the manufacturer and, where applicable, his or her authorised representative: | 2. Name and address of the manufacturer and, where applicable, his or her authorised representative: | 2. Name and address of the manufacturer and, where applicable, his or her authorised representative: | 2. Name and address of the manufacturer and, where applicable, his or her authorised representative:<br><br>Text Origin:<br>Commission Proposal |
| Annex V, second paragraph, point (3) |                                                                                                      |                                                                                                      |                                                                                                      |                                                                                                                                                 |
| 1402                                 | 3. This declaration of                                                                               | 3. This declaration of                                                                               | 3. This declaration of                                                                               | 3. This declaration of                                                                                                                          |

|                                      | Commission Proposal                                                                                                                                                                                                     | EP Mandate                                                                                                                                                                                                              | Council Mandate                                                                                                                                                                                                         | Draft Agreement                                                                                                                                                                                                         |
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|                                      | incorporation is issued under the sole responsibility of the manufacturer:                                                                                                                                              | incorporation is issued under the sole responsibility of the manufacturer:                                                                                                                                              | incorporation is issued under the sole responsibility of the manufacturer:                                                                                                                                              | incorporation is issued under the sole responsibility of the manufacturer:<br><br>Text Origin:<br>Commission Proposal                                                                                                   |
| Annex V, second paragraph, point (4) |                                                                                                                                                                                                                         |                                                                                                                                                                                                                         |                                                                                                                                                                                                                         |                                                                                                                                                                                                                         |
| 1403                                 | 4. Object of the declaration (identification of partly completed machinery allowing traceability; where necessary for the identification of the partly completed machinery, a colour image of sufficient clarity may be | 4. Object of the declaration (identification of partly completed machinery allowing traceability; where necessary for the identification of the partly completed machinery, a colour image of sufficient clarity may be | 4. Object of the declaration (identification of partly completed machinery allowing traceability; where necessary for the identification of the partly completed machinery, a colour image of sufficient clarity may be | 4. Object of the declaration (identification of partly completed machinery allowing traceability; where necessary for the identification of the partly completed machinery, a colour image of sufficient clarity may be |

|                                      | Commission Proposal                                                                                                                                                                                                                                                                                                                   | EP Mandate                                                                                                                                                                                                                                                                                                                            | Council Mandate                                                                                                                                                                                                                                                                                                                       | Draft Agreement                                                                                                                                                                                                                                                                                                                       |
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|                                      | included):                                                                                                                                                                                                                                                                                                                            | included):                                                                                                                                                                                                                                                                                                                            | included):                                                                                                                                                                                                                                                                                                                            | included):<br><br>Text Origin:<br>Commission Proposal                                                                                                                                                                                                                                                                                 |
| Annex V, second paragraph, point (5) |                                                                                                                                                                                                                                                                                                                                       |                                                                                                                                                                                                                                                                                                                                       |                                                                                                                                                                                                                                                                                                                                       |                                                                                                                                                                                                                                                                                                                                       |
| 1404                                 | 5. A sentence declaring which essential requirements of Regulation (EU) .../..... of the European Parliament and of the Council <sup>+1</sup> are applied and fulfilled and that the relevant technical documentation was drawn-up in accordance with part B of Annex IV, and, where appropriate, a sentence declaring the conformity | 5. A sentence declaring which essential requirements of Regulation (EU) .../..... of the European Parliament and of the Council <sup>+1</sup> are applied and fulfilled and that the relevant technical documentation was drawn-up in accordance with part B of Annex IV, and, where appropriate, a sentence declaring the conformity | 5. A sentence declaring which essential requirements of Regulation (EU) .../..... of the European Parliament and of the Council <sup>+1</sup> are applied and fulfilled and that the relevant technical documentation was drawn-up in accordance with part B of Annex IV, and, where appropriate, a sentence declaring the conformity | 5. A sentence declaring which essential requirements of Regulation (EU) .../..... of the European Parliament and of the Council <sup>+1</sup> are applied and fulfilled and that the relevant technical documentation was drawn-up in accordance with part B of Annex IV, and, where appropriate, a sentence declaring the conformity |

|   | Commission Proposal                                                                                                                                                                                                                                                                      | EP Mandate                                                                                                                                                                                                                                                                               | Council Mandate                                                                                                                                                                                                                                                                          | Draft Agreement                                                                                                                                                                                                                                                                                                                      |
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|   | <p>of the partly completed machinery with other relevant Union harmonisation legislation:</p> <p>_____ 1. OJ: Please insert in the text the number of the Regulation contained in document ...and insert the number, date, title and OJ reference of that Regulation in the footnote</p> | <p>of the partly completed machinery with other relevant Union harmonisation legislation:</p> <p>_____ 1. OJ: Please insert in the text the number of the Regulation contained in document ...and insert the number, date, title and OJ reference of that Regulation in the footnote</p> | <p>of the partly completed machinery with other relevant Union harmonisation legislation:</p> <p>_____ 1. OJ: Please insert in the text the number of the Regulation contained in document ...and insert the number, date, title and OJ reference of that Regulation in the footnote</p> | <p>of the partly completed machinery with other relevant Union harmonisation legislation:</p> <p>_____ 1. OJ: Please insert in the text the number of the Regulation contained in document ...and insert the number, date, title and OJ reference of that Regulation in the footnote</p> <p>Text Origin:<br/>Commission Proposal</p> |
|   | Annex V, second paragraph, point (6)                                                                                                                                                                                                                                                     |                                                                                                                                                                                                                                                                                          |                                                                                                                                                                                                                                                                                          |                                                                                                                                                                                                                                                                                                                                      |
| Y | 1405                                                                                                                                                                                                                                                                                     |                                                                                                                                                                                                                                                                                          |                                                                                                                                                                                                                                                                                          | Y                                                                                                                                                                                                                                                                                                                                    |

|  | Commission Proposal                                                                                                                                                                                                                                                                                                                  | EP Mandate                                                                                                                                                                                                                                                                                                                           | Council Mandate                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                     | Draft Agreement |
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|  | <p>6. References to the relevant harmonised standards used or technical specification adopted by the Commission in accordance with Article 17(3), including the date of the standard, or references to the other technical specifications, including the date of the specification, in relation to which conformity is declared:</p> | <p>6. References to the relevant harmonised standards used or technical specification adopted by the Commission in accordance with Article 17(3), including the date of the standard, or references to the other technical specifications, including the date of the specification, in relation to which conformity is declared:</p> | <p>6. References to the <u>harmonised standards referred to in Article 17(1) or common specifications</u> <del>relevant harmonised standards used or technical specification</del> adopted by the Commission in accordance with Article 17(3) <u>that have been applied</u>, including the date of the standard <u>or of the common specification</u>, or references to the other- technical specifications, including <del>the date of the specification</del> <u>their date</u>, in relation to which conformity is declared. <u>In the event of partial application of harmonised standards or common specifications, the declaration of incorporation shall specify the parts, which have been applied:</u></p> |                 |

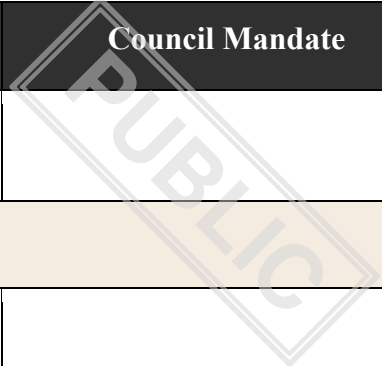


|                                      | Commission Proposal                                                                                                                                                                                                                                                                                                           | EP Mandate                                                                                                                                                                                                                                                                                                                    | Council Mandate                                                                                                                                                                                                                                                                                                               | Draft Agreement                                                                                                                                                                                                                                                                                                                                                          |
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|                                      |                                                                                                                                                                                                                                                                                                                               |                                                                                                                                                                                                                                                                                                                               |                                                                                                                                                                                                                                                                                                                               |                                                                                                                                                                                                                                                                                                                                                                          |
| Annex V, second paragraph, point (7) |                                                                                                                                                                                                                                                                                                                               |                                                                                                                                                                                                                                                                                                                               |                                                                                                                                                                                                                                                                                                                               |                                                                                                                                                                                                                                                                                                                                                                          |
| 1406                                 | 7. An undertaking to transmit, in response to a reasoned request by the national authorities, relevant information on the partly completed machinery. This shall include the method of transmission and shall be without prejudice to the intellectual property rights of the manufacturer of the partly completed machinery: | 7. An undertaking to transmit, in response to a reasoned request by the national authorities, relevant information on the partly completed machinery. This shall include the method of transmission and shall be without prejudice to the intellectual property rights of the manufacturer of the partly completed machinery: | 7. An undertaking to transmit, in response to a reasoned request by the national authorities, relevant information on the partly completed machinery. This shall include the method of transmission and shall be without prejudice to the intellectual property rights of the manufacturer of the partly completed machinery: | 7. An undertaking to transmit, in response to a reasoned request by the national authorities, relevant information on the partly completed machinery. This shall include the method of transmission and shall be without prejudice to the intellectual property rights of the manufacturer of the partly completed machinery:<br><br>Text Origin:<br>Commission Proposal |

|   | Commission Proposal                                     | EP Mandate                                                                                                                                                                                                             | Council Mandate                                                                                                                                                                                                                    | Draft Agreement            |
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|   |                                                         |                                                                                                                                                                                                                        |                                                                                                                                                                                                                                    |                            |
|   | Annex V, second paragraph, point (8)                    |                                                                                                                                                                                                                        |                                                                                                                                                                                                                                    |                            |
| Y | 1407                                                    | 8. A statement that the partly completed machinery shall not be put into service until the final machinery into which it is to be incorporated has been declared in conformity with this Regulation where appropriate: | 8. A statement that the partly completed machinery shall not be put into service until the final machinery into which it is to be incorporated has been declared in conformity with this Regulation <del>where appropriate</del> : |                            |
|   | Annex V, second paragraph, point (9), introductory part |                                                                                                                                                                                                                        |                                                                                                                                                                                                                                    |                            |
| G | 1408                                                    | 9. Additional information:                                                                                                                                                                                             | 9. Additional information:                                                                                                                                                                                                         | 9. Additional information: |

|                                                        | Commission Proposal              | EP Mandate                       | Council Mandate                  | Draft Agreement                                                             |
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|                                                        |                                  |                                  |                                  | Text Origin:<br>Commission Proposal                                         |
| Annex V, second paragraph, point (9), first paragraph  |                                  |                                  |                                  |                                                                             |
| 1409                                                   | Signed for and on behalf of: ... | Signed for and on behalf of: ... | Signed for and on behalf of: ... | Signed for and on behalf of: ...<br><br>Text Origin:<br>Commission Proposal |
| Annex V, second paragraph, point (9), second paragraph |                                  |                                  |                                  |                                                                             |
| 1410                                                   |                                  |                                  |                                  |                                                                             |

|                                                       | Commission Proposal           | EP Mandate                    | Council Mandate                                                                                                                                                                                                                 | Draft Agreement                                                          |
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|                                                       | (place and date of issue):    | (place and date of issue):    | (place and date of issue):                                                                                                                                                                                                      | (place and date of issue):<br><br>Text Origin:<br>Commission Proposal    |
| Annex V, second paragraph, point (9), third paragraph |                               |                               |                                                                                                                                                                                                                                 |                                                                          |
| 1411                                                  | (name, function) (signature): | (name, function) (signature): | (name, function) (signature):<br><br>Point C. is deleted: "EU DECLARATION<br>OF CONFORMITY FOR SUBSTANTIALLY<br>MODIFIED MACHINERY OR RELATED<br>PRODUCTS". Text goes directly to<br>ANNEX VI "INTERNAL PRODUCTION<br>CONTROL". | (name, function) (signature):<br><br>Text Origin:<br>Commission Proposal |



|                         | Commission Proposal            | EP Mandate                     | Council Mandate                | Draft Agreement                                                 |
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|                         |                                |                                |                                |                                                                 |
| Annex VI                |                                |                                |                                |                                                                 |
| 1411a                   |                                |                                | <a href="#">ANNEX VI</a>       | <a href="#">ANNEX VI</a><br><br>Text Origin: Council<br>Mandate |
| Annex VI, first heading |                                |                                |                                |                                                                 |
| 1412                    | INTERNAL PRODUCTION<br>CONTROL | INTERNAL PRODUCTION<br>CONTROL | INTERNAL PRODUCTION<br>CONTROL | INTERNAL PRODUCTION<br>CONTROL                                  |

|                          | Commission Proposal                                                                                                    | EP Mandate                                                                                                             | Council Mandate                                                                                                        | Draft Agreement                                       |
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|                          |                                                                                                                        |                                                                                                                        |                                                                                                                        | Text Origin:<br>Commission Proposal                   |
| Annex VI, second heading |                                                                                                                        |                                                                                                                        |                                                                                                                        |                                                       |
| G 1413                   | (Module A)                                                                                                             | (Module A)                                                                                                             | (Module A)                                                                                                             | (Module A)<br><br>Text Origin:<br>Commission Proposal |
| Annex VI, point (1)      |                                                                                                                        |                                                                                                                        |                                                                                                                        |                                                       |
| Y 1414                   | 1. Internal production control is the conformity assessment procedure whereby the manufacturer fulfils the obligations | 1. Internal production control is the conformity assessment procedure whereby the manufacturer fulfils the obligations | 1. Internal production control is the conformity assessment procedure whereby the manufacturer fulfils the obligations |                                                       |

|                                        | Commission Proposal                                                                                                                                                             | EP Mandate                                                                                                                                                                      | Council Mandate                                                                                                                                                                                                    | Draft Agreement                                                       |
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|                                        | laid down in points 2, 3 and 4, and ensures and declares on his or her sole responsibility that the machinery product satisfies the applicable requirements of this Regulation. | laid down in points 2, 3 and 4, and ensures and declares on his or her sole responsibility that the machinery product satisfies the applicable requirements of this Regulation. | laid down in points 2, 3 and 4, and ensures and declares on his or her sole responsibility that the machinery <u>or related</u> product <u>concerned</u> satisfies the applicable requirements of this Regulation. |                                                                       |
| Annex VI, point (2), introductory part |                                                                                                                                                                                 |                                                                                                                                                                                 |                                                                                                                                                                                                                    |                                                                       |
| 1415                                   | 2. Technical documentation                                                                                                                                                      | 2. Technical documentation                                                                                                                                                      | 2. Technical documentation                                                                                                                                                                                         | 2. Technical documentation<br><br>Text Origin:<br>Commission Proposal |
| Annex VI, point (2), first paragraph   |                                                                                                                                                                                 |                                                                                                                                                                                 |                                                                                                                                                                                                                    |                                                                       |

|                                        | Commission Proposal | EP Mandate                                                                        | Council Mandate                                                                   | Draft Agreement                                                                                   |   |
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| Y                                      | 1416                | The manufacturer shall draw up the technical documentation described in Annex IV. | The manufacturer shall draw up the technical documentation described in Annex IV. | The manufacturer shall draw up the technical documentation described in Annex IV, <u>Part A</u> . | Y |
| Annex VI, point (3), introductory part |                     |                                                                                   |                                                                                   |                                                                                                   |   |
| G                                      | 1417                | 3. Manufacturing                                                                  | 3. Manufacturing                                                                  | 3. Manufacturing<br><br>Text Origin:<br>Commission Proposal                                       | G |
| Annex VI, point (3), first paragraph   |                     |                                                                                   |                                                                                   |                                                                                                   |   |
| Y                                      | 1418                |                                                                                   |                                                                                   |                                                                                                   | Y |



|                                        | Commission Proposal                                                                                                                                                                                                                                                              | EP Mandate                                                                                                                                                                                                                                                                       | Council Mandate                                                                                                                                                                                                                                                                                    | Draft Agreement                                                    |
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|                                        | The manufacturer shall take all measures necessary so that the manufacturing process and its monitoring ensure compliance of the manufactured machinery product with the technical documentation referred to in point 2 and with the applicable requirements of this Regulation. | The manufacturer shall take all measures necessary so that the manufacturing process and its monitoring ensure compliance of the manufactured machinery product with the technical documentation referred to in point 2 and with the applicable requirements of this Regulation. | The manufacturer shall take all measures necessary so that the manufacturing process and its monitoring ensure compliance of the manufactured machinery <u>or related</u> product with the technical documentation referred to in point 2 and with the applicable requirements of this Regulation. |                                                                    |
| Annex VI, point (4), introductory part |                                                                                                                                                                                                                                                                                  |                                                                                                                                                                                                                                                                                  |                                                                                                                                                                                                                                                                                                    |                                                                    |
| 1419                                   | 4. CE marking and EU declaration of conformity                                                                                                                                                                                                                                   | 4. CE marking and EU declaration of conformity                                                                                                                                                                                                                                   | 4. CE marking and EU declaration of conformity                                                                                                                                                                                                                                                     | 4. CE marking and EU declaration of conformity<br><br>Text Origin: |

|                          | Commission Proposal | EP Mandate                                                                                                                                           | Council Mandate                                                                                                                                                        | Draft Agreement     |
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|                          |                     |                                                                                                                                                      |                                                                                                                                                                        | Commission Proposal |
| Annex VI, point (4)(4.1) |                     |                                                                                                                                                      |                                                                                                                                                                        |                     |
| Y                        | 1420                | 4.1. The manufacturer shall affix the CE marking to each individual machinery product that satisfies the applicable requirements of this Regulation. | 4.1. The manufacturer shall affix the CE marking to each individual machinery <u>or related</u> product that satisfies the applicable requirements of this Regulation. |                     |
| Annex VI, point (4)(4.2) |                     |                                                                                                                                                      |                                                                                                                                                                        |                     |
| Y                        | 1421                | 4.2. The manufacturer shall draw up an EU declaration of conformity for each machinery product model                                                 | 4.2. <del>The</del> manufacturer shall draw up an EU declaration of conformity for each machinery <u>or related</u>                                                    |                     |

|                                      | Commission Proposal                                                                                                                                                                                                                                                                                                                  | EP Mandate                                                                                                                                                                                                                                                                                                                           | Council Mandate                                                                                                                                                                                                                                                                                                                                                                                                 | Draft Agreement                                                                                              |
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|                                      | in accordance with Article 20 and keep it, together with the technical documentation, at the disposal of the national authorities for ten years after the machinery product has been placed on the market or put into service. The EU declaration of conformity shall identify the machinery product for which it has been drawn up. | in accordance with Article 20 and keep it, together with the technical documentation, at the disposal of the national authorities for ten years after the machinery product has been placed on the market or put into service. The EU declaration of conformity shall identify the machinery product for which it has been drawn up. | product model in accordance with Article <del>20</del> <sup>18</sup> and keep it, together with the technical documentation, at the disposal of the national authorities for ten years after the machinery <u>or related</u> product has been placed on the market or put into service. The EU declaration of conformity shall identify the machinery <u>or related</u> product for which it has been drawn up. |                                                                                                              |
| Annex VI, point (4), first paragraph |                                                                                                                                                                                                                                                                                                                                      |                                                                                                                                                                                                                                                                                                                                      |                                                                                                                                                                                                                                                                                                                                                                                                                 |                                                                                                              |
| 1422                                 | A copy of the EU declaration of conformity shall be made available to the relevant authorities upon request.                                                                                                                                                                                                                         | A copy of the EU declaration of conformity shall be made available to the relevant authorities upon request.                                                                                                                                                                                                                         | A copy of the EU declaration of conformity shall be made available to the relevant authorities upon request.                                                                                                                                                                                                                                                                                                    | A copy of the EU declaration of conformity shall be made available to the relevant authorities upon request. |

|                                        | Commission Proposal          | EP Mandate                   | Council Mandate              | Draft Agreement                                                         |
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|                                        |                              |                              |                              | Text Origin:<br>Commission Proposal                                     |
| Annex VI, point (5), introductory part |                              |                              |                              |                                                                         |
| 1423                                   | 5. Authorised representative | 5. Authorised representative | 5. Authorised representative | 5. Authorised representative<br><br>Text Origin:<br>Commission Proposal |
| Annex VI, point (5), first paragraph   |                              |                              |                              |                                                                         |
| 1424                                   |                              |                              |                              |                                                                         |

|       | Commission Proposal                                                                                                                                                                                                           | EP Mandate                                                                                                                                                                                                                    | Council Mandate                                                                                                                                                                                                                                                                                                                                    | Draft Agreement                                                                                                                                                                                                                                                           |
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|       | <p>The manufacturer's obligations set out in point 4 may be fulfilled by his or her authorised representative, on his or her behalf and under his or her responsibility, provided that they are specified in the mandate.</p> | <p>The manufacturer's obligations set out in point 4 may be fulfilled by his or her authorised representative, on his or her behalf and under his or her responsibility, provided that they are specified in the mandate.</p> | <p>The manufacturer's obligations set out in point 4 may be fulfilled by his or her authorised representative, on his or her behalf and under his or her responsibility, provided that they are specified in the mandate.</p> <p>Part B is deleted: "Internal production control of partly completed machinery". It goes directly to ANNEX VII</p> | <p>The manufacturer's obligations set out in point 4 may be fulfilled by his or her authorised representative, on his or her behalf and under his or her responsibility, provided that they are specified in the mandate.</p> <p>Text Origin:<br/>Commission Proposal</p> |
|       | Annex VII                                                                                                                                                                                                                     |                                                                                                                                                                                                                               |                                                                                                                                                                                                                                                                                                                                                    |                                                                                                                                                                                                                                                                           |
| 1424a |                                                                                                                                                                                                                               |                                                                                                                                                                                                                               | <u>ANNEX VII</u>                                                                                                                                                                                                                                                                                                                                   | <u>ANNEX VII</u>                                                                                                                                                                                                                                                          |

|                           | Commission Proposal | EP Mandate          | Council Mandate     | Draft Agreement                                                |
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|                           |                     |                     |                     | Text Origin: Council<br>Mandate                                |
| Annex VII, first heading  |                     |                     |                     |                                                                |
| 1425                      | EU TYPE-EXAMINATION | EU TYPE-EXAMINATION | EU TYPE-EXAMINATION | EU TYPE-EXAMINATION<br><br>Text Origin:<br>Commission Proposal |
| Annex VII, second heading |                     |                     |                     |                                                                |
| 1426                      | (Module B)          | (Module B)          | (Module B)          | (Module B)                                                     |

|                      | Commission Proposal                                                                                                                                                                                                                                                                     | EP Mandate                                                                                                                                                                                                                                                                              | Council Mandate                                                                                                                                                                                                                                                                                                             | Draft Agreement                     |
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|                      |                                                                                                                                                                                                                                                                                         |                                                                                                                                                                                                                                                                                         |                                                                                                                                                                                                                                                                                                                             | Text Origin:<br>Commission Proposal |
| Annex VII, point (1) |                                                                                                                                                                                                                                                                                         |                                                                                                                                                                                                                                                                                         |                                                                                                                                                                                                                                                                                                                             |                                     |
| 1427                 | 1. EU type-examination is the part of a conformity assessment procedure in which a notified body examines the technical design of a machinery product and verifies and attests that the technical design of the machinery product meets the applicable requirements of this Regulation. | 1. EU type-examination is the part of a conformity assessment procedure in which a notified body examines the technical design of a machinery product and verifies and attests that the technical design of the machinery product meets the applicable requirements of this Regulation. | 1. EU type-examination is the part of a conformity assessment procedure in which a notified body examines the technical design of a machinery <u>or related</u> product and verifies and attests that the technical design of the machinery <u>or related</u> product meets the applicable requirements of this Regulation. |                                     |

|                                         | Commission Proposal                                                                                                                                                                                                                                                                                          | EP Mandate                                                                                                                                                                                                                                                                                                   | Council Mandate                                                                                                                                                                                                                                                                                                                                  | Draft Agreement                        |
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| Annex VII, point (2)                    |                                                                                                                                                                                                                                                                                                              |                                                                                                                                                                                                                                                                                                              |                                                                                                                                                                                                                                                                                                                                                  |                                        |
| 1428                                    | 2. EU type-examination shall be carried out by assessment of the adequacy of the technical design of the machinery product through examination of the technical documentation, plus examination of a specimen of the machinery product that is representative of the production envisaged (production type). | 2. EU type-examination shall be carried out by assessment of the adequacy of the technical design of the machinery product through examination of the technical documentation, plus examination of a specimen of the machinery product that is representative of the production envisaged (production type). | 2. EU type-examination shall be carried out by assessment of the adequacy of the technical design of the machinery <u>or related</u> product through examination of the technical documentation, plus examination of a specimen of the machinery <u>or related</u> product that is representative of the production envisaged (production type). |                                        |
| Annex VII, point (3), introductory part |                                                                                                                                                                                                                                                                                                              |                                                                                                                                                                                                                                                                                                              |                                                                                                                                                                                                                                                                                                                                                  |                                        |
| 1429                                    | 3. Application for EU type-examination                                                                                                                                                                                                                                                                       | 3. Application for EU type-examination                                                                                                                                                                                                                                                                       | 3. Application for EU type-examination                                                                                                                                                                                                                                                                                                           | 3. Application for EU type-examination |



|                                                           | Commission Proposal                                                                                                   | EP Mandate                                                                                                            | Council Mandate                                                                                                       | Draft Agreement                                                                                                                                                  |
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| Annex VII, point (3), first paragraph                     |                                                                                                                       |                                                                                                                       |                                                                                                                       |                                                                                                                                                                  |
| 1430                                                      | The manufacturer shall lodge an application for EU type-examination with a single notified body of his or her choice. | The manufacturer shall lodge an application for EU type-examination with a single notified body of his or her choice. | The manufacturer shall lodge an application for EU type-examination with a single notified body of his or her choice. | The manufacturer shall lodge an application for EU type-examination with a single notified body of his or her choice.<br><br>Text Origin:<br>Commission Proposal |
| Annex VII, point (3), second paragraph, introductory part |                                                                                                                       |                                                                                                                       |                                                                                                                       |                                                                                                                                                                  |

|                                           | Commission Proposal                                                                                                                                                     | EP Mandate                                                                                                                                                              | Council Mandate                                                                                                                                                         | Draft Agreement                                                                                                                                                                             |
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| 1431                                      | The application shall include:                                                                                                                                          | The application shall include:                                                                                                                                          | The application shall include:                                                                                                                                          | The application shall include:<br><br>Text Origin:<br>Commission Proposal                                                                                                                   |
| Annex VII, point (3), second paragraph(a) |                                                                                                                                                                         |                                                                                                                                                                         |                                                                                                                                                                         |                                                                                                                                                                                             |
| 1432                                      | (a) the name and address of the manufacturer and, if the application is lodged by an authorised representative, the name and address of that authorised representative; | (a) the name and address of the manufacturer and, if the application is lodged by an authorised representative, the name and address of that authorised representative; | (a) the name and address of the manufacturer and, if the application is lodged by an authorised representative, the name and address of that authorised representative; | (a) the name and address of the manufacturer and, if the application is lodged by an authorised representative, the name and address of that authorised representative;<br><br>Text Origin: |

|                                           | Commission Proposal                                                                                   | EP Mandate                                                                                            | Council Mandate                                                                                       | Draft Agreement                                                                                                                                  |
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|                                           |                                                                                                       |                                                                                                       |                                                                                                       | Commission Proposal                                                                                                                              |
| Annex VII, point (3), second paragraph(b) |                                                                                                       |                                                                                                       |                                                                                                       |                                                                                                                                                  |
| 1433                                      | (b) a written declaration that the same application has not been lodged with any other notified body; | (b) a written declaration that the same application has not been lodged with any other notified body; | (b) a written declaration that the same application has not been lodged with any other notified body; | (b) a written declaration that the same application has not been lodged with any other notified body;<br><br>Text Origin:<br>Commission Proposal |
| Annex VII, point (3), second paragraph(c) |                                                                                                       |                                                                                                       |                                                                                                       |                                                                                                                                                  |
| 1434                                      | (c) the technical documentation described in Annex IV;                                                | (c) the technical documentation described in Annex IV;                                                | (c) the technical documentation described in Annex IV;                                                | (c) the technical documentation described in Annex IV;                                                                                           |

|                                           | Commission Proposal                                                                                                                                                                                                                                                                                                                                                                                                     | EP Mandate                                                                                                                                                                                                                                                                                                                                                                                                              | Council Mandate                                                                                                                                                                                                                                                                                                                                                                                                                                                           | Draft Agreement                     |
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|                                           |                                                                                                                                                                                                                                                                                                                                                                                                                         |                                                                                                                                                                                                                                                                                                                                                                                                                         |                                                                                                                                                                                                                                                                                                                                                                                                                                                                           | Text Origin:<br>Commission Proposal |
| Annex VII, point (3), second paragraph(d) |                                                                                                                                                                                                                                                                                                                                                                                                                         |                                                                                                                                                                                                                                                                                                                                                                                                                         |                                                                                                                                                                                                                                                                                                                                                                                                                                                                           |                                     |
| 1435                                      | (d) the specimen(s) of the machinery product representative of the production envisaged. The notified body may request further specimens if needed for carrying out the test programme. For machinery products produced in series where each item is adapted to fit an individual user, specimens shall be provided that are representative of the range of different users, while for machinery products produced as a | (d) the specimen(s) of the machinery product representative of the production envisaged. The notified body may request further specimens if needed for carrying out the test programme. For machinery products produced in series where each item is adapted to fit an individual user, specimens shall be provided that are representative of the range of different users, while for machinery products produced as a | (d) <u>the access to</u> the specimen(s) of the machinery <u>or related</u> product representative of the production envisaged. The notified body may request further specimens if needed for carrying out the test programme. <del>For machinery products produced in series where each item is adapted to fit an individual user, specimens shall be provided that are representative of the range of different users, while for machinery products produced as a</del> |                                     |

|                                                          | Commission Proposal                                                                                  | EP Mandate                                                                                           | Council Mandate                                                                                                      | Draft Agreement                                                   |
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|                                                          | single unit to accommodate the special needs of an individual user, a basic model shall be provided. | single unit to accommodate the special needs of an individual user, a basic model shall be provided. | <del>as a single unit to accommodate the special needs of an individual user, a basic model shall be provided.</del> |                                                                   |
| Annex VII, point (4), introductory part                  |                                                                                                      |                                                                                                      |                                                                                                                      |                                                                   |
| 1436                                                     | 4. EU type-examination                                                                               | 4. EU type-examination                                                                               | 4. EU type-examination                                                                                               | 4. EU type-examination<br><br>Text Origin:<br>Commission Proposal |
| Annex VII, point (4), first paragraph, introductory part |                                                                                                      |                                                                                                      |                                                                                                                      |                                                                   |
| 1437                                                     |                                                                                                      |                                                                                                      |                                                                                                                      |                                                                   |

|                                          | Commission Proposal                                                                                                                                                                                                           | EP Mandate                                                                                                                                                                                                                    | Council Mandate                                                                                                                                                                                                                                 | Draft Agreement                                                     |
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|                                          | The notified body shall:                                                                                                                                                                                                      | The notified body shall:                                                                                                                                                                                                      | The notified body shall:                                                                                                                                                                                                                        | The notified body shall:<br><br>Text Origin:<br>Commission Proposal |
| Annex VII, point (4), first paragraph(a) |                                                                                                                                                                                                                               |                                                                                                                                                                                                                               |                                                                                                                                                                                                                                                 |                                                                     |
| 1438                                     | (a) examine the technical documentation to assess the adequacy of the technical design of the machinery product. In conducting such an examination, Annex IV, second subparagraph, point (j), need not be taken into account; | (a) examine the technical documentation to assess the adequacy of the technical design of the machinery product. In conducting such an examination, Annex IV, second subparagraph, point (j), need not be taken into account; | (a) examine the technical documentation to assess the adequacy of the technical design of the machinery <u>or related</u> product. In conducting such an examination, Annex IV, second subparagraph, point (j), need not be taken into account; |                                                                     |

|                                          | Commission Proposal                                                                                                                                                                                                                                                                                                                               | EP Mandate                                                                                                                                                                                                                                                                                                                                        | Council Mandate                                                                                                                                                                                                                                                                                                                                                | Draft Agreement |
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| Annex VII, point (4), first paragraph(b) |                                                                                                                                                                                                                                                                                                                                                   |                                                                                                                                                                                                                                                                                                                                                   |                                                                                                                                                                                                                                                                                                                                                                |                 |
| 1439                                     | (b) for machinery products produced in series where each item is adapted to fit an individual user, examine the description of the measures to assess their adequacy;                                                                                                                                                                             | (b) for machinery products produced in series where each item is adapted to fit an individual user, examine the description of the measures to assess their adequacy;                                                                                                                                                                             | <del>(b) for machinery products produced in series where each item is adapted to fit an individual user; examine the description of the measures to assess their adequacy;</del>                                                                                                                                                                               |                 |
| Annex VII, point (4), first paragraph(c) |                                                                                                                                                                                                                                                                                                                                                   |                                                                                                                                                                                                                                                                                                                                                   |                                                                                                                                                                                                                                                                                                                                                                |                 |
| 1440                                     | (c) verify that the specimen(s) have been manufactured in conformity with the technical documentation, and identify the elements that have been designed in accordance with the applicable provisions of the relevant harmonised standards or technical specifications adopted by the Commission in accordance with Article 17(3), as well as the | (c) verify that the specimen(s) have been manufactured in conformity with the technical documentation, and identify the elements that have been designed in accordance with the applicable provisions of the relevant harmonised standards or technical specifications adopted by the Commission in accordance with Article 17(3), as well as the | (c) verify that the specimen(s) have been manufactured in conformity with the technical documentation, and identify the elements that have been designed in accordance with the applicable provisions of the relevant harmonised standards or <del>technical</del> <u>common</u> specifications adopted by the Commission in accordance with Article 17(3), as |                 |

|                                          | Commission Proposal                                                                                                                                                                                                             | EP Mandate                                                                                                                                                                                                                      | Council Mandate                                                                                                                                                                                                                                                                                                             | Draft Agreement |
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|                                          | elements that have been designed in accordance with other technical specifications;                                                                                                                                             | elements that have been designed in accordance with other technical specifications;                                                                                                                                             | well as the elements that have been designed in accordance with other technical specifications;                                                                                                                                                                                                                             |                 |
| Annex VII, point (4), first paragraph(d) |                                                                                                                                                                                                                                 |                                                                                                                                                                                                                                 |                                                                                                                                                                                                                                                                                                                             |                 |
| 1441                                     | (d) carry out appropriate examinations and tests, or have them carried out, to check whether, where the manufacturer has chosen to apply the solutions in the relevant harmonised standards, those have been applied correctly; | (d) carry out appropriate examinations and tests, or have them carried out, to check whether, where the manufacturer has chosen to apply the solutions in the relevant harmonised standards, those have been applied correctly; | (d) carry out appropriate examinations and tests, or have them carried out, to check whether, where the manufacturer has chosen to apply the solutions in the relevant harmonised standards, <u>or common specifications adopted by the Commission in accordance with Article 17(3),</u> those have been applied correctly; |                 |
| Annex VII, point (4), first paragraph(e) |                                                                                                                                                                                                                                 |                                                                                                                                                                                                                                 |                                                                                                                                                                                                                                                                                                                             |                 |



|                                         | Commission Proposal | EP Mandate                                                                                                                                                                                                                                                                                                                                                                                                                                                                  | Council Mandate                                                                                                                                                                                                                                                                                                                                                                                                                                                                                      | Draft Agreement |
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| Y                                       | 1442                | (e) carry out appropriate examinations and tests, or have them carried out, to check whether, where the solutions in the relevant harmonised standards or technical specifications adopted by the Commission in accordance with Article 17(3) have not been applied, the solutions adopted by the manufacturer, including those in other technical specifications applied, meet the corresponding essential health and safety requirements and have been applied correctly. | (e) carry out appropriate examinations and tests, or have them carried out, to check whether, where the solutions in the relevant harmonised standards or <del>technical</del> <u>common</u> specifications adopted by the Commission in accordance with Article 17(3) have not been applied, the solutions adopted by the manufacturer, including those in other technical specifications applied, meet the corresponding essential health and safety requirements and have been applied correctly. |                 |
| Annex VII, point (5), introductory part |                     |                                                                                                                                                                                                                                                                                                                                                                                                                                                                             |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                      |                 |
| G                                       | 1443                |                                                                                                                                                                                                                                                                                                                                                                                                                                                                             |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                      | G               |

|                                       | Commission Proposal                                                                                                                                                                                                                                                                                                           | EP Mandate                                                                                                                                                                                                                                                                                                                    | Council Mandate                                                                                                                                                                                                                                                                                                                          | Draft Agreement                                                 |
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|                                       | 5. Evaluation report                                                                                                                                                                                                                                                                                                          | 5. Evaluation report                                                                                                                                                                                                                                                                                                          | 5. Evaluation report                                                                                                                                                                                                                                                                                                                     | 5. Evaluation report<br><br>Text Origin:<br>Commission Proposal |
| Annex VII, point (5), first paragraph |                                                                                                                                                                                                                                                                                                                               |                                                                                                                                                                                                                                                                                                                               |                                                                                                                                                                                                                                                                                                                                          |                                                                 |
| 1444                                  | The notified body shall draw up an evaluation report that records the activities undertaken in accordance with point 4 and their outcomes.<br>Without prejudice to its obligations vis-à-vis the notifying authorities, as mentioned in Article 32, the notified body shall release the content of that report, in full or in | The notified body shall draw up an evaluation report that records the activities undertaken in accordance with point 4 and their outcomes.<br>Without prejudice to its obligations vis-à-vis the notifying authorities, as mentioned in Article 32, the notified body shall release the content of that report, in full or in | The notified body shall draw up an evaluation report that records the activities undertaken in accordance with point 4 and their outcomes.<br>Without prejudice to its obligations vis-à-vis the notifying authorities, <del>as mentioned in Article 32,</del> the notified body shall release the content of that report, in full or in |                                                                 |

|                                              | Commission Proposal                                           | EP Mandate                                                    | Council Mandate                                               | Draft Agreement                                                               |
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|                                              | part, only with the agreement of the manufacturer.            | part, only with the agreement of the manufacturer.            | part, only with the agreement of the manufacturer.            |                                                                               |
| Annex VII, point (6), introductory part      |                                                               |                                                               |                                                               |                                                                               |
| 1445                                         | 6. EU type-examination certificate                            | 6. EU type-examination certificate                            | 6. EU type-examination certificate                            | 6. EU type-examination certificate<br><br>Text Origin:<br>Commission Proposal |
| Annex VII, point (6)(6.1), introductory part |                                                               |                                                               |                                                               |                                                                               |
| 1446                                         | 6.1. Where the type meets the applicable essential health and | 6.1. Where the type meets the applicable essential health and | 6.1. Where the type meets the applicable essential health and | 6.1. Where the type meets the applicable essential health and                 |

|                                            | Commission Proposal                                                                                                                | EP Mandate                                                                                                                         | Council Mandate                                                                                                                    | Draft Agreement                                                                                                                                       |
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|                                            | safety requirements, the notified body shall issue an EU type-examination certificate to the manufacturer.                         | safety requirements, the notified body shall issue an EU type-examination certificate to the manufacturer.                         | safety requirements, the notified body shall issue an EU type-examination certificate to the manufacturer.                         | safety requirements, the notified body shall issue an EU type-examination certificate to the manufacturer.<br><br>Text Origin:<br>Commission Proposal |
| Annex VII, point (6)(6.1), first paragraph |                                                                                                                                    |                                                                                                                                    |                                                                                                                                    |                                                                                                                                                       |
| 1447                                       | The period of validity of a newly issued certificate and, where appropriate, of a renewed certificate shall not exceed five years. | The period of validity of a newly issued certificate and, where appropriate, of a renewed certificate shall not exceed five years. | The period of validity of a newly issued certificate and, where appropriate, of a renewed certificate shall not exceed five years. | The period of validity of a newly issued certificate and, where appropriate, of a renewed certificate shall not exceed five years.                    |

|                                              | Commission Proposal                                                                        | EP Mandate                                                                                 | Council Mandate                                                                            | Draft Agreement                                                                                                                       |
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| Annex VII, point (6)(6.2), introductory part |                                                                                            |                                                                                            |                                                                                            |                                                                                                                                       |
| 1448                                         | 6.2. The EU type-examination certificate shall contain at least the following information: | 6.2. The EU type-examination certificate shall contain at least the following information: | 6.2. The EU type-examination certificate shall contain at least the following information: | 6.2. The EU type-examination certificate shall contain at least the following information:<br><br>Text Origin:<br>Commission Proposal |
| Annex VII, point (6)(6.2)(a)                 |                                                                                            |                                                                                            |                                                                                            |                                                                                                                                       |

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| 1449                         | (a) the name and identification number of the notified body;                                                                                                            | (a) the name and identification number of the notified body;                                                                                                            | (a) the name and identification number of the notified body;                                                                                                            | (a) the name and identification number of the notified body;<br><br>Text Origin:<br>Commission Proposal                                                                                     |
| Annex VII, point (6)(6.2)(b) |                                                                                                                                                                         |                                                                                                                                                                         |                                                                                                                                                                         |                                                                                                                                                                                             |
| 1450                         | (b) the name and address of the manufacturer and, if the application is lodged by an authorised representative, the name and address of that authorised representative; | (b) the name and address of the manufacturer and, if the application is lodged by an authorised representative, the name and address of that authorised representative; | (b) the name and address of the manufacturer and, if the application is lodged by an authorised representative, the name and address of that authorised representative; | (b) the name and address of the manufacturer and, if the application is lodged by an authorised representative, the name and address of that authorised representative;<br><br>Text Origin: |

|                              | Commission Proposal                                                                                                    | EP Mandate                                                                                                             | Council Mandate                                                                                                                          | Draft Agreement     |
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|                              |                                                                                                                        |                                                                                                                        |                                                                                                                                          | Commission Proposal |
| Annex VII, point (6)(6.2)(c) |                                                                                                                        |                                                                                                                        |                                                                                                                                          |                     |
| 1451                         | (c) an identification of the machinery product covered by the certificate (type number);                               | (c) an identification of the machinery product covered by the certificate (type number);                               | (c) an identification of the machinery <u>or related</u> product covered by the certificate (type number);                               |                     |
| Annex VII, point (6)(6.2)(d) |                                                                                                                        |                                                                                                                        |                                                                                                                                          |                     |
| 1452                         | (d) a statement that the machinery product type complies with the applicable essential health and safety requirements; | (d) a statement that the machinery product type complies with the applicable essential health and safety requirements; | (d) a statement that the machinery <u>or related</u> product type complies with the applicable essential health and safety requirements; |                     |
| Annex VII, point (6)(6.2)(e) |                                                                                                                        |                                                                                                                        |                                                                                                                                          |                     |

|                              | Commission Proposal                                                                                                                                                                                                     | EP Mandate                                                                                                                                                                                                      | Council Mandate                                                                                                                                                                                                                                                          | Draft Agreement                                                                                                                                          |
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| Y                            | 1453<br>(e) where harmonised standards or technical specifications adopted by the Commission in accordance with Article 17(3) have been fully or partially applied, the references of those standards or parts thereof; | (e) where harmonised standards or technical specifications adopted by the Commission in accordance with Article 17(3) have been fully or partially applied, the references of those standards or parts thereof; | (e) where harmonised standards or <del>technical</del> <u>common</u> specifications adopted by the Commission in accordance with Article 17(3) have been fully or partially applied, the references of those standards <u>or common specifications</u> or parts thereof; |                                                                                                                                                          |
| Annex VII, point (6)(6.2)(f) |                                                                                                                                                                                                                         |                                                                                                                                                                                                                 |                                                                                                                                                                                                                                                                          |                                                                                                                                                          |
| G                            | 1454<br>(f) where other technical specifications have been applied, the references of those technical specifications;                                                                                                   | (f) where other technical specifications have been applied, the references of those technical specifications;                                                                                                   | (f) where other technical specifications have been applied, the references of those technical specifications;                                                                                                                                                            | (f) where other technical specifications have been applied, the references of those technical specifications;<br><br>Text Origin:<br>Commission Proposal |



|   | Commission Proposal                                                                                  | EP Mandate                                                                                   | Council Mandate                                                                                         | Draft Agreement                                                                                                                      |
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|   |                                                                                                      |                                                                                              |                                                                                                         |                                                                                                                                      |
|   | Annex VII, point (6)(6.2)(g)                                                                         |                                                                                              |                                                                                                         |                                                                                                                                      |
| Y | 1455<br>(g) where applicable, the performance level(s) or protection class of the machinery product; | (g) where applicable, the performance level(s) or protection class of the machinery product; | <del>(g) where applicable, the performance level(s) or protection class of the machinery product;</del> |                                                                                                                                      |
|   | Annex VII, point (6)(6.2)(h)                                                                         |                                                                                              |                                                                                                         |                                                                                                                                      |
| G | 1456<br>(h) the date of issue, the date of expiry and, where appropriate, the date(s) of renewal;    | (h) the date of issue, the date of expiry and, where appropriate, the date(s) of renewal;    | (h) the date of issue, the date of expiry and, where appropriate, the date(s) of renewal;               | (h) the date of issue, the date of expiry and, where appropriate, the date(s) of renewal;<br><br>Text Origin:<br>Commission Proposal |

|                              | Commission Proposal                                                             | EP Mandate                                                                      | Council Mandate                                                                 | Draft Agreement                                                                                           |
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| Annex VII, point (6)(6.2)(i) |                                                                                 |                                                                                 |                                                                                 |                                                                                                           |
| 1457                         | (i) any conditions attached to the issuing of the certificate.                  | (i) any conditions attached to the issuing of the certificate.                  | (i) any conditions attached to the issuing of the certificate.                  | (i) any conditions attached to the issuing of the certificate.<br><br>Text Origin:<br>Commission Proposal |
| Annex VII, point (6)(6.3)    |                                                                                 |                                                                                 |                                                                                 |                                                                                                           |
| 1458                         | 6.3. The EU type-examination certificate may have one or more annexes attached. | 6.3. The EU type-examination certificate may have one or more annexes attached. | 6.3. The EU type-examination certificate may have one or more annexes attached. | 6.3. The EU type-examination certificate may have one or more annexes attached.<br><br>Text Origin:       |

|                           | Commission Proposal                                                                                                                                                                                                                                           | EP Mandate                                                                                                                                                                                                                                                    | Council Mandate                                                                                                                                                                                                                                               | Draft Agreement                                                                                                                                                                                                                                                                                          |
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|                           |                                                                                                                                                                                                                                                               |                                                                                                                                                                                                                                                               |                                                                                                                                                                                                                                                               | Commission Proposal                                                                                                                                                                                                                                                                                      |
| Annex VII, point (6)(6.4) |                                                                                                                                                                                                                                                               |                                                                                                                                                                                                                                                               |                                                                                                                                                                                                                                                               |                                                                                                                                                                                                                                                                                                          |
| 1459                      | 6.4. Where the type does not satisfy the applicable essential health and safety requirements, the notified body shall refuse to issue an EU type-examination certificate and shall inform the applicant accordingly, giving detailed reasons for its refusal. | 6.4. Where the type does not satisfy the applicable essential health and safety requirements, the notified body shall refuse to issue an EU type-examination certificate and shall inform the applicant accordingly, giving detailed reasons for its refusal. | 6.4. Where the type does not satisfy the applicable essential health and safety requirements, the notified body shall refuse to issue an EU type-examination certificate and shall inform the applicant accordingly, giving detailed reasons for its refusal. | 6.4. Where the type does not satisfy the applicable essential health and safety requirements, the notified body shall refuse to issue an EU type-examination certificate and shall inform the applicant accordingly, giving detailed reasons for its refusal.<br><br>Text Origin:<br>Commission Proposal |

|                                         | Commission Proposal                                                                                                                                                  | EP Mandate                                                                                                                                                           | Council Mandate                                                                                                                                                      | Draft Agreement                                                                                                                                                      |
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| Annex VII, point (7), introductory part |                                                                                                                                                                      |                                                                                                                                                                      |                                                                                                                                                                      |                                                                                                                                                                      |
| 1460                                    | 7. Review of the EU type-examination certificate                                                                                                                     | 7. Review of the EU type-examination certificate                                                                                                                     | 7. Review of the EU type-examination certificate                                                                                                                     | 7. Review of the EU type-examination certificate<br><br>Text Origin:<br>Commission Proposal                                                                          |
| Annex VII, point (7)(7.1)               |                                                                                                                                                                      |                                                                                                                                                                      |                                                                                                                                                                      |                                                                                                                                                                      |
| 1461                                    | 7.1. The notified body shall keep itself apprised of any changes in the generally acknowledged state of the art, which indicate that the approved type may no longer | 7.1. The notified body shall keep itself apprised of any changes in the generally acknowledged state of the art, which indicate that the approved type may no longer | 7.1. The notified body shall keep itself apprised of any changes in the generally acknowledged state of the art, which indicate that the approved type may no longer | 7.1. The notified body shall keep itself apprised of any changes in the generally acknowledged state of the art, which indicate that the approved type may no longer |

|                           | Commission Proposal                                                                                                                                                                                              | EP Mandate                                                                                                                                                                                                       | Council Mandate                                                                                                                                                                                                  | Draft Agreement                                                                                                                                                                                                                                             |
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|                           | comply with the applicable essential health and safety requirements, and shall determine whether such changes require further investigation. If so, the notified body shall inform the manufacturer accordingly. | comply with the applicable essential health and safety requirements, and shall determine whether such changes require further investigation. If so, the notified body shall inform the manufacturer accordingly. | comply with the applicable essential health and safety requirements, and shall determine whether such changes require further investigation. If so, the notified body shall inform the manufacturer accordingly. | comply with the applicable essential health and safety requirements, and shall determine whether such changes require further investigation. If so, the notified body shall inform the manufacturer accordingly.<br><br>Text Origin:<br>Commission Proposal |
| Annex VII, point (7)(7.2) |                                                                                                                                                                                                                  |                                                                                                                                                                                                                  |                                                                                                                                                                                                                  |                                                                                                                                                                                                                                                             |
| 1462                      | 7.2. The manufacturer shall inform the notified body that holds the technical documentation relating to the EU type- examination                                                                                 | 7.2. The manufacturer shall inform the notified body that holds the technical documentation relating to the EU type- examination                                                                                 | 7.2. The manufacturer shall inform the notified body that holds the technical documentation relating to the EU type- examination                                                                                 |                                                                                                                                                                                                                                                             |

|                           | Commission Proposal                                                                                                                                                                                                                                                                                                                                                                                                     | EP Mandate                                                                                                                                                                                                                                                                                                                                                                                                              | Council Mandate                                                                                                                                                                                                                                                                                                                                                                                                                           | Draft Agreement |
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|                           | certificate of all modifications to the approved type and of all modifications to the technical documentation that may affect the conformity of the machinery product with the applicable essential health and safety requirements or the conditions for validity of that certificate. Such modifications shall require additional approval in the form of an addition to the original EU type-examination certificate. | certificate of all modifications to the approved type and of all modifications to the technical documentation that may affect the conformity of the machinery product with the applicable essential health and safety requirements or the conditions for validity of that certificate. Such modifications shall require additional approval in the form of an addition to the original EU type-examination certificate. | certificate of all modifications to the approved type and of all modifications to the technical documentation that may affect the conformity of the machinery <u>or related</u> product with the applicable essential health and safety requirements or the conditions for validity of that certificate. Such modifications shall require additional approval in the form of an addition to the original EU type-examination certificate. |                 |
| Annex VII, point (7)(7.3) |                                                                                                                                                                                                                                                                                                                                                                                                                         |                                                                                                                                                                                                                                                                                                                                                                                                                         |                                                                                                                                                                                                                                                                                                                                                                                                                                           |                 |
| 1463                      | 7.3. The manufacturer shall ensure that the machinery product                                                                                                                                                                                                                                                                                                                                                           | 7.3. The manufacturer shall ensure that the machinery product                                                                                                                                                                                                                                                                                                                                                           | 7.3. The manufacturer shall ensure that the machinery <u>or related</u>                                                                                                                                                                                                                                                                                                                                                                   |                 |

|                                              | Commission Proposal                                                                                           | EP Mandate                                                                                                    | Council Mandate                                                                                                       | Draft Agreement                                                                                                                                    |
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|                                              | continues to fulfil the applicable essential health and safety requirements in light of the state of the art. | continues to fulfil the applicable essential health and safety requirements in light of the state of the art. | product continues to fulfil the applicable essential health and safety requirements in light of the state of the art. |                                                                                                                                                    |
| Annex VII, point (7)(7.4), introductory part |                                                                                                               |                                                                                                               |                                                                                                                       |                                                                                                                                                    |
| 1464                                         | 7.4. The manufacturer shall ask the notified body to review the EU type-examination certificate either:       | 7.4. The manufacturer shall ask the notified body to review the EU type-examination certificate either:       | 7.4. The manufacturer shall ask the notified body to review the EU type-examination certificate either:               | 7.4. The manufacturer shall ask the notified body to review the EU type-examination certificate either:<br><br>Text Origin:<br>Commission Proposal |
| Annex VII, point (7)(7.4)(a)                 |                                                                                                               |                                                                                                               |                                                                                                                       |                                                                                                                                                    |

|                              | Commission Proposal                                                              | EP Mandate                                                                       | Council Mandate                                                                  | Draft Agreement                                                                                                             |
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| 1465                         | (a) in the case of a modification to the approved type referred to in point 7.2; | (a) in the case of a modification to the approved type referred to in point 7.2; | (a) in the case of a modification to the approved type referred to in point 7.2; | (a) in the case of a modification to the approved type referred to in point 7.2;<br><br>Text Origin:<br>Commission Proposal |
| Annex VII, point (7)(7.4)(b) |                                                                                  |                                                                                  |                                                                                  |                                                                                                                             |
| 1466                         | (b) in the case of a change in the state of the art referred to in point 7.3;    | (b) in the case of a change in the state of the art referred to in point 7.3;    | (b) in the case of a change in the state of the art referred to in point 7.3;    | (b) in the case of a change in the state of the art referred to in point 7.3;<br><br>Text Origin:<br>Commission Proposal    |



|                                            | Commission Proposal                                                                                                                                                                                                    | EP Mandate                                                                                                                                                                                                             | Council Mandate                                                                                                                                                                                                                                                      | Draft Agreement                                                                                             |
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| Annex VII, point (7)(7.4)(c)               |                                                                                                                                                                                                                        |                                                                                                                                                                                                                        |                                                                                                                                                                                                                                                                      |                                                                                                             |
| G 1467                                     | (c) at the latest, before the date of expiry of the certificate.                                                                                                                                                       | (c) at the latest, before the date of expiry of the certificate.                                                                                                                                                       | (c) at the latest, before the date of expiry of the certificate.                                                                                                                                                                                                     | (c) at the latest, before the date of expiry of the certificate.<br><br>Text Origin:<br>Commission Proposal |
| Annex VII, point (7)(7.4), first paragraph |                                                                                                                                                                                                                        |                                                                                                                                                                                                                        |                                                                                                                                                                                                                                                                      |                                                                                                             |
| Y 1468                                     | In order to allow the notified body to fulfil its tasks, the manufacturer shall submit his or her application at the earliest 12 months and at the latest 6 months prior to the expiry date of the EU type-examination | In order to allow the notified body to fulfil its tasks, the manufacturer shall submit his or her application at the earliest 12 months and at the latest 6 months prior to the expiry date of the EU type-examination | <del>In order to allow the notified body to fulfil its tasks, the manufacturer shall submit his or her application</del><br><u>The review may lead to a renewal of the EU type certificate only when the review application is submitted by the manufacturer.</u> at |                                                                                                             |

|                           | Commission Proposal                                                                                                                                                | EP Mandate                                                                                                                                                         | Council Mandate                                                                                                                                                                                                                                                                                                                                    | Draft Agreement |
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|                           | certificate.                                                                                                                                                       | certificate.                                                                                                                                                       | the earliest 12 months and at the latest 6 months prior to the expiry date of the EU type-examination certificate. <u>Otherwise, the review would lead to a partial approval in the form of an addition to the original EU type-examination certificate and the date of expiry of the certificate shall be the one of the initial certificate.</u> |                 |
| Annex VII, point (7)(7.5) |                                                                                                                                                                    |                                                                                                                                                                    |                                                                                                                                                                                                                                                                                                                                                    |                 |
| 1469                      | 7.5. The notified body shall examine the machinery product type and, where necessary in the light of the changes made, carry out the relevant tests to ensure that | 7.5. The notified body shall examine the machinery product type and, where necessary in the light of the changes made, carry out the relevant tests to ensure that | 7.5. -The notified body shall examine the machinery <u>or related</u> product type and, where necessary in the light of the changes made, carry out the relevant tests to                                                                                                                                                                          |                 |

|                                              | Commission Proposal                                                                                                                                                                                                                                                                                                                                                                                                           | EP Mandate                                                                                                                                                                                                                                                                                                                                                                                                                    | Council Mandate                                                                                                                                                                                                                                                                                                                                                                                                                           | Draft Agreement                                                          |
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|                                              | the approved type continues to fulfil the applicable essential health and safety requirements. If the notified body is satisfied that the approved type continues to fulfil the applicable essential health and safety requirements, it shall renew the EU type-examination certificate. The notified body shall ensure that the review procedure is finalised before the expiry date of the EU type-examination certificate. | the approved type continues to fulfil the applicable essential health and safety requirements. If the notified body is satisfied that the approved type continues to fulfil the applicable essential health and safety requirements, it shall renew the EU type-examination certificate. The notified body shall ensure that the review procedure is finalised before the expiry date of the EU type-examination certificate. | ensure that the approved type continues to fulfil the applicable essential health and safety requirements. If the notified body is satisfied that the approved type continues to fulfil the applicable essential health and safety requirements, it shall renew the EU type-examination certificate. The notified body shall ensure that the review procedure is finalised before the expiry date of the EU type-examination certificate. |                                                                          |
| Annex VII, point (7)(7.6), introductory part |                                                                                                                                                                                                                                                                                                                                                                                                                               |                                                                                                                                                                                                                                                                                                                                                                                                                               |                                                                                                                                                                                                                                                                                                                                                                                                                                           |                                                                          |
| 1470                                         | 7.6. Where the conditions referred to in points (a) and (b) of point 7.4                                                                                                                                                                                                                                                                                                                                                      | 7.6. Where the conditions referred to in points (a) and (b) of point 7.4                                                                                                                                                                                                                                                                                                                                                      | 7.6. Where the conditions referred to in points (a) and (b) of point 7.4                                                                                                                                                                                                                                                                                                                                                                  | 7.6. Where the conditions referred to in points (a) and (b) of point 7.4 |

|                              | Commission Proposal                                                                                                         | EP Mandate                                                                                                                  | Council Mandate                                                                                                             | Draft Agreement                                                                                                                                                        |
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|                              | are not met, a simplified review procedure shall apply. The manufacturer shall supply the notified body with the following: | are not met, a simplified review procedure shall apply. The manufacturer shall supply the notified body with the following: | are not met, a simplified review procedure shall apply. The manufacturer shall supply the notified body with the following: | are not met, a simplified review procedure shall apply. The manufacturer shall supply the notified body with the following:<br><br>Text Origin:<br>Commission Proposal |
| Annex VII, point (7)(7.6)(a) |                                                                                                                             |                                                                                                                             |                                                                                                                             |                                                                                                                                                                        |
| 1471                         | (a) His or her name and address and data identifying the EU type-examination certificate concerned;                         | (a) His or her name and address and data identifying the EU type-examination certificate concerned;                         | (a) His or her name and address and data identifying the EU type-examination certificate concerned;                         | (a) His or her name and address and data identifying the EU type-examination certificate concerned;<br><br>Text Origin:<br>Commission Proposal                         |

|                              | Commission Proposal                                                                                                                                                                                                                                                                                                                      | EP Mandate                                                                                                                                                                                                                                                                                                                               | Council Mandate                                                                                                                                                                                                                                                                                                                                                   | Draft Agreement                                                           |
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|                              |                                                                                                                                                                                                                                                                                                                                          |                                                                                                                                                                                                                                                                                                                                          |                                                                                                                                                                                                                                                                                                                                                                   |                                                                           |
| Annex VII, point (7)(7.6)(b) |                                                                                                                                                                                                                                                                                                                                          |                                                                                                                                                                                                                                                                                                                                          |                                                                                                                                                                                                                                                                                                                                                                   |                                                                           |
| 1472                         | (b) confirmation that there has been no modification to the approved type as referred to in point 7.2, including materials, sub-components or sub-assemblies, nor to the relevant harmonised standards or technical specifications adopted by the Commission in accordance with Article 17(3) or other technical specifications applied; | (b) confirmation that there has been no modification to the approved type as referred to in point 7.2, including materials, sub-components or sub-assemblies, nor to the relevant harmonised standards or technical specifications adopted by the Commission in accordance with Article 17(3) or other technical specifications applied; | (b) confirmation that there has been no modification to the approved type as referred to in point 7.2, including materials, sub-components or sub-assemblies, nor to the relevant harmonised standards or <del>technical</del> <u>common</u> specifications adopted by the Commission in accordance with Article 17(3) or other technical specifications applied; |                                                                           |
| Annex VII, point (7)(7.6)(c) |                                                                                                                                                                                                                                                                                                                                          |                                                                                                                                                                                                                                                                                                                                          |                                                                                                                                                                                                                                                                                                                                                                   |                                                                           |
| 1473                         | (c) confirmation that there has been no change in the state of the art as                                                                                                                                                                                                                                                                | (c) confirmation that there has been no change in the state of the art as                                                                                                                                                                                                                                                                | (c) confirmation that there has been no change in the state of the art as                                                                                                                                                                                                                                                                                         | (c) confirmation that there has been no change in the state of the art as |

|                              | Commission Proposal                                                                                                  | EP Mandate                                                                                                           | Council Mandate                                                                                                      | Draft Agreement                                                                                                                                                 |
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|                              | referred to in point 7.3; and                                                                                        | referred to in point 7.3; and                                                                                        | referred to in point 7.3; and                                                                                        | referred to in point 7.3; and<br><br>Text Origin:<br>Commission Proposal                                                                                        |
| Annex VII, point (7)(7.6)(d) |                                                                                                                      |                                                                                                                      |                                                                                                                      |                                                                                                                                                                 |
| 1474                         | (d) where not already supplied, copies of current product drawings and photographs, product marking and information; | (d) where not already supplied, copies of current product drawings and photographs, product marking and information; | (d) where not already supplied, copies of current product drawings and photographs, product marking and information; | (d) where not already supplied, copies of current product drawings and photographs, product marking and information;<br><br>Text Origin:<br>Commission Proposal |

|                                            | Commission Proposal                                                                                                                                                                                                                                                                                                                                                                                       | EP Mandate                                                                                                                                                                                                                                                                                                                                                                                                | Council Mandate                                                                                                                                                                                                                                                                                                                                                                                           | Draft Agreement                                                                                                                                                                                                                                                                                                                                                                                                                                      |
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| Annex VII, point (7)(7.6), first paragraph |                                                                                                                                                                                                                                                                                                                                                                                                           |                                                                                                                                                                                                                                                                                                                                                                                                           |                                                                                                                                                                                                                                                                                                                                                                                                           |                                                                                                                                                                                                                                                                                                                                                                                                                                                      |
| 1475                                       | Where the notified body has confirmed that no modification to the approved type referred to in point 7.2 and no change in the state of the art referred to in point 7.3 has occurred, the simplified review procedure shall be applied and the examinations and tests referred to in point 7.5 shall not be carried out. In that case, the notified body shall renew the EU type-examination certificate. | Where the notified body has confirmed that no modification to the approved type referred to in point 7.2 and no change in the state of the art referred to in point 7.3 has occurred, the simplified review procedure shall be applied and the examinations and tests referred to in point 7.5 shall not be carried out. In that case, the notified body shall renew the EU type-examination certificate. | Where the notified body has confirmed that no modification to the approved type referred to in point 7.2 and no change in the state of the art referred to in point 7.3 has occurred, the simplified review procedure shall be applied and the examinations and tests referred to in point 7.5 shall not be carried out. In that case, the notified body shall renew the EU type-examination certificate. | Where the notified body has confirmed that no modification to the approved type referred to in point 7.2 and no change in the state of the art referred to in point 7.3 has occurred, the simplified review procedure shall be applied and the examinations and tests referred to in point 7.5 shall not be carried out. In that case, the notified body shall renew the EU type-examination certificate.<br><br>Text Origin:<br>Commission Proposal |

|   | Commission Proposal                                                                                                                                             | EP Mandate                                                                                                                                              | Council Mandate                                                                                                                                         | Draft Agreement                                                                                                                                         |
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|   |                                                                                                                                                                 |                                                                                                                                                         |                                                                                                                                                         |                                                                                                                                                         |
|   | Annex VII, point (7)(7.6), second paragraph                                                                                                                     |                                                                                                                                                         |                                                                                                                                                         |                                                                                                                                                         |
| Y | 1476<br>The costs associated with that renewal shall be proportionate to the administrative burden of the simplified procedure.                                 | The costs associated with that renewal shall be proportionate to the administrative burden of the simplified procedure.                                 | <del>The costs associated with that renewal shall be proportionate to the administrative burden of the simplified procedure.</del>                      |                                                                                                                                                         |
|   | Annex VII, point (7)(7.6), third paragraph                                                                                                                      |                                                                                                                                                         |                                                                                                                                                         |                                                                                                                                                         |
| G | 1477<br>If the notified body finds that a change in the state of the art referred to in point 7.3 has occurred, the procedure set out in point 7.5 shall apply. | If the notified body finds that a change in the state of the art referred to in point 7.3 has occurred, the procedure set out in point 7.5 shall apply. | If the notified body finds that a change in the state of the art referred to in point 7.3 has occurred, the procedure set out in point 7.5 shall apply. | If the notified body finds that a change in the state of the art referred to in point 7.3 has occurred, the procedure set out in point 7.5 shall apply. |



|                           | Commission Proposal                                                                                                                                                                                                                               | EP Mandate                                                                                                                                                                                                                                        | Council Mandate                                                                                                                                                                                                                                                     | Draft Agreement                     |
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| Annex VII, point (7)(7.7) |                                                                                                                                                                                                                                                   |                                                                                                                                                                                                                                                   |                                                                                                                                                                                                                                                                     |                                     |
| 1478                      | 7.7. If, following the review, the notified body concludes that the EU type-examination certificate is no longer valid, the body shall withdraw it and the manufacturer shall cease the placing on the market of the machinery product concerned. | 7.7. If, following the review, the notified body concludes that the EU type-examination certificate is no longer valid, the body shall withdraw it and the manufacturer shall cease the placing on the market of the machinery product concerned. | 7.7. If, following the review, the notified body concludes that the EU type-examination certificate is no longer valid, the body shall withdraw it and the manufacturer shall cease the placing on the market of the machinery <u>or related</u> product concerned. |                                     |

|                                         | Commission Proposal                                                                                                                                                                                                                                                                                                                                                 | EP Mandate                                                                                                                                                                                                                                                                                                                                                          | Council Mandate                                                                                                                                                                                                                                                                                                                                                     | Draft Agreement                                                                                                                                                                                                                                                                                                                                                                                                |
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| Annex VII, point (8), introductory part |                                                                                                                                                                                                                                                                                                                                                                     |                                                                                                                                                                                                                                                                                                                                                                     |                                                                                                                                                                                                                                                                                                                                                                     |                                                                                                                                                                                                                                                                                                                                                                                                                |
| 1479                                    | 8. Each notified body shall inform its notifying authority concerning the EU type-examination certificates and/or any additions thereto which it has issued or withdrawn, and shall, periodically or upon request, make available to its notifying authority the list of such certificates and/or any additions thereto refused, suspended or otherwise restricted. | 8. Each notified body shall inform its notifying authority concerning the EU type-examination certificates and/or any additions thereto which it has issued or withdrawn, and shall, periodically or upon request, make available to its notifying authority the list of such certificates and/or any additions thereto refused, suspended or otherwise restricted. | 8. Each notified body shall inform its notifying authority concerning the EU type-examination certificates and/or any additions thereto which it has issued or withdrawn, and shall, periodically or upon request, make available to its notifying authority the list of such certificates and/or any additions thereto refused, suspended or otherwise restricted. | 8. Each notified body shall inform its notifying authority concerning the EU type-examination certificates and/or any additions thereto which it has issued or withdrawn, and shall, periodically or upon request, make available to its notifying authority the list of such certificates and/or any additions thereto refused, suspended or otherwise restricted.<br><br>Text Origin:<br>Commission Proposal |

|                                       | Commission Proposal                                                                                                                                                                                                                                                                                                          | EP Mandate                                                                                                                                                                                                                                                                                                                   | Council Mandate                                                                                                                                                                                                                                                                                                              | Draft Agreement                                                                                                                                                                                                                                                                                                                                                         |
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| Annex VII, point (8), first paragraph |                                                                                                                                                                                                                                                                                                                              |                                                                                                                                                                                                                                                                                                                              |                                                                                                                                                                                                                                                                                                                              |                                                                                                                                                                                                                                                                                                                                                                         |
| 1480                                  | Each notified body shall inform the other notified bodies concerning the EU type-examination certificates and/or any additions thereto, which it has refused, withdrawn, suspended or otherwise restricted, and, upon request, concerning the EU type-examination certificates and/or additions thereto which it has issued. | Each notified body shall inform the other notified bodies concerning the EU type-examination certificates and/or any additions thereto, which it has refused, withdrawn, suspended or otherwise restricted, and, upon request, concerning the EU type-examination certificates and/or additions thereto which it has issued. | Each notified body shall inform the other notified bodies concerning the EU type-examination certificates and/or any additions thereto, which it has refused, withdrawn, suspended or otherwise restricted, and, upon request, concerning the EU type-examination certificates and/or additions thereto which it has issued. | Each notified body shall inform the other notified bodies concerning the EU type-examination certificates and/or any additions thereto, which it has refused, withdrawn, suspended or otherwise restricted, and, upon request, concerning the EU type-examination certificates and/or additions thereto which it has issued.<br><br>Text Origin:<br>Commission Proposal |

|                                        | Commission Proposal                                                                                                                                                                                                                                                                                                                             | EP Mandate                                                                                                                                                                                                                                                                                                                                      | Council Mandate                                                                                                                                                                                                                                                                                                                                 | Draft Agreement                                                                                                                                                                                                                                                                                                                                                                             |
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| Annex VII, point (8), second paragraph |                                                                                                                                                                                                                                                                                                                                                 |                                                                                                                                                                                                                                                                                                                                                 |                                                                                                                                                                                                                                                                                                                                                 |                                                                                                                                                                                                                                                                                                                                                                                             |
| 1481                                   | <p>The Commission, the Member States and the other notified bodies may, on request, obtain a copy of the EU type-examination certificates and/or additions thereto. On request, the Commission and the Member States may obtain a copy of the technical documentation and the results of the examinations carried out by the notified body.</p> | <p>The Commission, the Member States and the other notified bodies may, on request, obtain a copy of the EU type-examination certificates and/or additions thereto. On request, the Commission and the Member States may obtain a copy of the technical documentation and the results of the examinations carried out by the notified body.</p> | <p>The Commission, the Member States and the other notified bodies may, on request, obtain a copy of the EU type-examination certificates and/or additions thereto. On request, the Commission and the Member States may obtain a copy of the technical documentation and the results of the examinations carried out by the notified body.</p> | <p>The Commission, the Member States and the other notified bodies may, on request, obtain a copy of the EU type-examination certificates and/or additions thereto. On request, the Commission and the Member States may obtain a copy of the technical documentation and the results of the examinations carried out by the notified body.</p> <p>Text Origin:<br/>Commission Proposal</p> |

|                                       | Commission Proposal                                                                                                                                                                                                                                                              | EP Mandate                                                                                                                                                                                                                                                                       | Council Mandate                                                                                                                                                                                                                                                                  | Draft Agreement                                                                                                                                                                                                                                                                                                                     |
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| Annex VII, point (8), third paragraph |                                                                                                                                                                                                                                                                                  |                                                                                                                                                                                                                                                                                  |                                                                                                                                                                                                                                                                                  |                                                                                                                                                                                                                                                                                                                                     |
| 1482                                  | The notified body shall keep a copy of the EU type-examination certificate, its annexes and additions, as well as the technical file including the documentation submitted by the manufacturer, for a period of five years after the expiry of the validity of that certificate. | The notified body shall keep a copy of the EU type-examination certificate, its annexes and additions, as well as the technical file including the documentation submitted by the manufacturer, for a period of five years after the expiry of the validity of that certificate. | The notified body shall keep a copy of the EU type-examination certificate, its annexes and additions, as well as the technical file including the documentation submitted by the manufacturer, for a period of five years after the expiry of the validity of that certificate. | <p>The notified body shall keep a copy of the EU type-examination certificate, its annexes and additions, as well as the technical file including the documentation submitted by the manufacturer, for a period of five years after the expiry of the validity of that certificate.</p> <p>Text Origin:<br/>Commission Proposal</p> |
| Annex VII, point (9)                  |                                                                                                                                                                                                                                                                                  |                                                                                                                                                                                                                                                                                  |                                                                                                                                                                                                                                                                                  |                                                                                                                                                                                                                                                                                                                                     |

|                       | Commission Proposal | EP Mandate                                                                                                                                                                                                                                                              | Council Mandate                                                                                                                                                                                                                                                                                                       | Draft Agreement                                                                                                                                                                                                 |
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| Y                     | 1483                | 9. The manufacturer shall keep a copy of the EU type-examination certificate, its annexes and additions, together with the technical documentation at the disposal of the national authorities, for 10 years after the machinery product has been placed on the market. | 9. The manufacturer shall keep a copy of the EU type-examination certificate, its annexes and additions, together with the technical documentation at the disposal of the national authorities, for 10 years after the machinery <u>or related</u> product has been placed on the market <u>or put into service</u> . |                                                                                                                                                                                                                 |
| Annex VII, point (10) |                     |                                                                                                                                                                                                                                                                         |                                                                                                                                                                                                                                                                                                                       |                                                                                                                                                                                                                 |
| G                     | 1484                | 10. The manufacturer's authorised representative may lodge the application referred to in point 3 and fulfil the obligations set out in points 7.2, 7.4 and 9, provided that they are specified in the mandate.                                                         | 10. The manufacturer's authorised representative may lodge the application referred to in point 3 and fulfil the obligations set out in points 7.2, 7.4 and 9, provided that they are specified in the mandate.                                                                                                       | 10. The manufacturer's authorised representative may lodge the application referred to in point 3 and fulfil the obligations set out in points 7.2, 7.4 and 9, provided that they are specified in the mandate. |

|                           | Commission Proposal | EP Mandate | Council Mandate   | Draft Agreement                                          |
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| Annex VII, point (10a)    |                     |            |                   |                                                          |
| 1484a                     |                     |            | <u>ANNEX VIII</u> | <u>ANNEX VIII</u><br><br>Text Origin: Council<br>Mandate |
| Annex VIII, first heading |                     |            |                   |                                                          |
| 1485                      |                     |            |                   |                                                          |

|                       | Commission Proposal                                                                                                                                                                                                                                              | EP Mandate                                                                                                                                                                                                                                                       | Council Mandate                                                                                                                                                                                                                                                  | Draft Agreement                                                                                                        |
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|                       | CONFORMITY TO TYPE<br>BASED ON INTERNAL<br>PRODUCTION CONTROL<br>(Module C)                                                                                                                                                                                      | CONFORMITY TO TYPE<br>BASED ON INTERNAL<br>PRODUCTION CONTROL<br>(Module C)                                                                                                                                                                                      | CONFORMITY TO TYPE<br>BASED ON INTERNAL<br>PRODUCTION CONTROL<br>(Module C)                                                                                                                                                                                      | CONFORMITY TO TYPE<br>BASED ON INTERNAL<br>PRODUCTION CONTROL<br>(Module C)<br><br>Text Origin:<br>Commission Proposal |
| Annex VIII, point (1) |                                                                                                                                                                                                                                                                  |                                                                                                                                                                                                                                                                  |                                                                                                                                                                                                                                                                  |                                                                                                                        |
| 1486                  | 1. Conformity to type based on internal production control is the part of a conformity assessment procedure whereby the manufacturer fulfils the obligations laid down in points 2 and 3, and ensures and declares under his or her sole responsibility that the | 1. Conformity to type based on internal production control is the part of a conformity assessment procedure whereby the manufacturer fulfils the obligations laid down in points 2 and 3, and ensures and declares under his or her sole responsibility that the | 1. Conformity to type based on internal production control is the part of a conformity assessment procedure whereby the manufacturer fulfils the obligations laid down in points 2 and 3, and ensures and declares under his or her sole responsibility that the |                                                                                                                        |



|                                          | Commission Proposal                                                                                                                                                       | EP Mandate                                                                                                                                                                | Council Mandate                                                                                                                                                                             | Draft Agreement                                             |
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|                                          | machinery product concerned is in conformity with the type described in the EU type-examination certificate and satisfies the applicable requirements of this Regulation. | machinery product concerned is in conformity with the type described in the EU type-examination certificate and satisfies the applicable requirements of this Regulation. | machinery <u>or related</u> product concerned is in conformity with the type described in the EU type-examination certificate and satisfies the applicable requirements of this Regulation. |                                                             |
| Annex VIII, point (2), introductory part |                                                                                                                                                                           |                                                                                                                                                                           |                                                                                                                                                                                             |                                                             |
| 1487                                     | 2. Manufacturing                                                                                                                                                          | 2. Manufacturing                                                                                                                                                          | 2. Manufacturing                                                                                                                                                                            | 2. Manufacturing<br><br>Text Origin:<br>Commission Proposal |
| Annex VIII, point (2), first paragraph   |                                                                                                                                                                           |                                                                                                                                                                           |                                                                                                                                                                                             |                                                             |

|                                          | Commission Proposal | EP Mandate                                                                                                                                                                                                                                                                              | Council Mandate                                                                                                                                                                                                                                                                                           | Draft Agreement                                |
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| Y                                        | 1488                | The manufacturer shall take all measures necessary so that the manufacturing process and its monitoring ensure conformity of the manufactured machinery product with the type described in the EU type-examination certificate and with the applicable requirements of this Regulation. | The manufacturer shall take all measures necessary so that the manufacturing process and its monitoring ensure conformity of the manufactured machinery <u>or related</u> product with the type described in the EU type-examination certificate and with the applicable requirements of this Regulation. |                                                |
| Annex VIII, point (3), introductory part |                     |                                                                                                                                                                                                                                                                                         |                                                                                                                                                                                                                                                                                                           |                                                |
| G                                        | 1489                | 3. CE marking and EU declaration of conformity                                                                                                                                                                                                                                          | 3. CE marking and EU declaration of conformity                                                                                                                                                                                                                                                            | 3. CE marking and EU declaration of conformity |

|                            | Commission Proposal                                                                                                                                                                                                                      | EP Mandate                                                                                                                                                                                                                               | Council Mandate                                                                                                                                                                                                                                            | Draft Agreement                     |
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| Annex VIII, point (3)(3.1) |                                                                                                                                                                                                                                          |                                                                                                                                                                                                                                          |                                                                                                                                                                                                                                                            |                                     |
| 1490                       | 3.1. The manufacturer shall affix the CE marking to each individual machinery product that is in conformity with the type described in the EU type-examination certificate and satisfies the applicable requirements of this Regulation. | 3.1. The manufacturer shall affix the CE marking to each individual machinery product that is in conformity with the type described in the EU type-examination certificate and satisfies the applicable requirements of this Regulation. | 3.1. The manufacturer shall affix the CE marking to each individual machinery <u>or related</u> product that is in conformity with the type described in the EU type-examination certificate and satisfies the applicable requirements of this Regulation. |                                     |
| Annex VIII, point (3)(3.2) |                                                                                                                                                                                                                                          |                                                                                                                                                                                                                                          |                                                                                                                                                                                                                                                            |                                     |
| 1491                       | 3.2. The manufacturer shall draw up a written EU declaration of                                                                                                                                                                          | 3.2. The manufacturer shall draw up a written EU declaration of                                                                                                                                                                          | 3.2. -The manufacturer shall draw up <del>a written</del> <u>an</u> EU declaration of                                                                                                                                                                      |                                     |

|                                        | Commission Proposal                                                                                                                                                                                                                                                            | EP Mandate                                                                                                                                                                                                                                                                     | Council Mandate                                                                                                                                                                                                                                                                                                                                                  | Draft Agreement                                                                                              |
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|                                        | conformity for a machinery product model and keep it at the disposal of the national authorities for 10 years after the machinery product has been placed on the market. The EU declaration of conformity shall identify the machinery product for which it has been drawn up. | conformity for a machinery product model and keep it at the disposal of the national authorities for 10 years after the machinery product has been placed on the market. The EU declaration of conformity shall identify the machinery product for which it has been drawn up. | conformity for a machinery <u>or related</u> product model and keep it at the disposal of the national authorities for 10 years after the machinery <u>or related</u> product has been placed on the market <u>or put into service</u> . The EU declaration of conformity shall identify the machinery <u>or related</u> product for which it has been drawn up. |                                                                                                              |
| Annex VIII, point (3), first paragraph |                                                                                                                                                                                                                                                                                |                                                                                                                                                                                                                                                                                |                                                                                                                                                                                                                                                                                                                                                                  |                                                                                                              |
| 1492                                   | A copy of the EU declaration of conformity shall be made available to the relevant authorities upon request.                                                                                                                                                                   | A copy of the EU declaration of conformity shall be made available to the relevant authorities upon request.                                                                                                                                                                   | A copy of the EU declaration of conformity shall be made available to the relevant authorities upon request.                                                                                                                                                                                                                                                     | A copy of the EU declaration of conformity shall be made available to the relevant authorities upon request. |

|                                          | Commission Proposal          | EP Mandate                   | Council Mandate              | Draft Agreement                                                         |
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|                                          |                              |                              |                              | Text Origin:<br>Commission Proposal                                     |
| Annex VIII, point (4), introductory part |                              |                              |                              |                                                                         |
| 1493                                     | 4. Authorised representative | 4. Authorised representative | 4. Authorised representative | 4. Authorised representative<br><br>Text Origin:<br>Commission Proposal |
| Annex VIII, point (4), first paragraph   |                              |                              |                              |                                                                         |
| 1494                                     |                              |                              |                              |                                                                         |

|          | Commission Proposal                                                                                                                                                                                                           | EP Mandate                                                                                                                                                                                                                    | Council Mandate                                                                                                                                                                                                               | Draft Agreement                                                                                                                                                                                                                                                           |
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|          | <p>The manufacturer's obligations set out in point 3 may be fulfilled by his or her authorised representative, on his or her behalf and under his or her responsibility, provided that they are specified in the mandate.</p> | <p>The manufacturer's obligations set out in point 3 may be fulfilled by his or her authorised representative, on his or her behalf and under his or her responsibility, provided that they are specified in the mandate.</p> | <p>The manufacturer's obligations set out in point 3 may be fulfilled by his or her authorised representative, on his or her behalf and under his or her responsibility, provided that they are specified in the mandate.</p> | <p>The manufacturer's obligations set out in point 3 may be fulfilled by his or her authorised representative, on his or her behalf and under his or her responsibility, provided that they are specified in the mandate.</p> <p>Text Origin:<br/>Commission Proposal</p> |
| Annex IX |                                                                                                                                                                                                                               |                                                                                                                                                                                                                               |                                                                                                                                                                                                                               |                                                                                                                                                                                                                                                                           |
| G 1494a  |                                                                                                                                                                                                                               |                                                                                                                                                                                                                               | <a href="#"><u>ANNEX IX</u></a>                                                                                                                                                                                               | <a href="#"><u>ANNEX IX</u></a>                                                                                                                                                                                                                                           |

|                          | Commission Proposal                           | EP Mandate                                    | Council Mandate                               | Draft Agreement                                                                          |
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|                          |                                               |                                               |                                               | Text Origin: Council<br>Mandate                                                          |
| Annex IX, first heading  |                                               |                                               |                                               |                                                                                          |
| 1495                     | CONFORMITY BASED ON<br>FULL QUALITY ASSURANCE | CONFORMITY BASED ON<br>FULL QUALITY ASSURANCE | CONFORMITY BASED ON<br>FULL QUALITY ASSURANCE | CONFORMITY BASED ON<br>FULL QUALITY ASSURANCE<br><br>Text Origin:<br>Commission Proposal |
| Annex IX, second heading |                                               |                                               |                                               |                                                                                          |
| 1496                     | (Module H)                                    | (Module H)                                    | (Module H)                                    | (Module H)                                                                               |

|                     | Commission Proposal                                                                                                                                                                                                                                                                                                                | EP Mandate                                                                                                                                                                                                                                                                                                                         | Council Mandate                                                                                                                                                                                                                                                                                                                                                                                        | Draft Agreement                     |
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|                     |                                                                                                                                                                                                                                                                                                                                    |                                                                                                                                                                                                                                                                                                                                    |                                                                                                                                                                                                                                                                                                                                                                                                        | Text Origin:<br>Commission Proposal |
| Annex IX, point (1) |                                                                                                                                                                                                                                                                                                                                    |                                                                                                                                                                                                                                                                                                                                    |                                                                                                                                                                                                                                                                                                                                                                                                        |                                     |
| 1497                | 1. Conformity based on full quality assurance is the conformity assessment procedure whereby the manufacturer fulfils the obligations laid down in points 2 and 5, and ensures and declares on his or her sole responsibility that the machinery product concerned satisfy the requirements of this Regulation that apply to them. | 1. Conformity based on full quality assurance is the conformity assessment procedure whereby the manufacturer fulfils the obligations laid down in points 2 and 5, and ensures and declares on his or her sole responsibility that the machinery product concerned satisfy the requirements of this Regulation that apply to them. | 1. Conformity based on full quality assurance is the conformity assessment procedure whereby the manufacturer fulfils the obligations laid down in points 2 and 5, and ensures and declares on his or her sole responsibility that the machinery <u>or related</u> product concerned <del>satisfy</del> <u>satisfies</u> the requirements of this Regulation that apply to <del>them</del> <u>it</u> . |                                     |



|                                        | Commission Proposal | EP Mandate                                                                                                                                                                                                                              | Council Mandate                                                                                                                                                                                                                         | Draft Agreement                                                                                                                                                                                                                              |
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| Annex IX, point (2), introductory part |                     |                                                                                                                                                                                                                                         |                                                                                                                                                                                                                                         |                                                                                                                                                                                                                                              |
| G                                      | 1498                | 2. Manufacturing                                                                                                                                                                                                                        | 2. Manufacturing                                                                                                                                                                                                                        | 2. Manufacturing<br><br>Text Origin:<br>Commission Proposal                                                                                                                                                                                  |
| Annex IX, point (2), first paragraph   |                     |                                                                                                                                                                                                                                         |                                                                                                                                                                                                                                         |                                                                                                                                                                                                                                              |
| Y                                      | 1499                | The manufacturer shall operate an approved quality system for design, manufacture and final product inspection and testing of the machinery product concerned as specified in point 3 and shall be subject to surveillance as specified | The manufacturer shall operate an approved quality system for design, manufacture and final product inspection and testing of the machinery product concerned as specified in point 3 and shall be subject to surveillance as specified | The manufacturer shall operate an approved quality system for design, manufacture and final product inspection and testing of the machinery <u>or related</u> product concerned as specified in point 3 and shall be subject to surveillance |

|                                             | Commission Proposal                                                                                                                                                 | EP Mandate                                                                                                                                                          | Council Mandate                                                                                                                                                                | Draft Agreement                                              |
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|                                             | in point 4.                                                                                                                                                         | in point 4.                                                                                                                                                         | as specified in point 4.                                                                                                                                                       |                                                              |
| Annex IX, point (3), introductory part      |                                                                                                                                                                     |                                                                                                                                                                     |                                                                                                                                                                                |                                                              |
| G 1500                                      | 3. Quality system                                                                                                                                                   | 3. Quality system                                                                                                                                                   | 3. Quality system                                                                                                                                                              | 3. Quality system<br><br>Text Origin:<br>Commission Proposal |
| Annex IX, point (3)(3.1), introductory part |                                                                                                                                                                     |                                                                                                                                                                     |                                                                                                                                                                                |                                                              |
| Y 1501                                      | 3.1. The manufacturer shall lodge an application for assessment of his or her quality system with the notified body of his or her choice, for the machinery product | 3.1. The manufacturer shall lodge an application for assessment of his or her quality system with the notified body of his or her choice, for the machinery product | 3.1. -The manufacturer shall lodge an application for assessment of his or her quality system with the notified body of his or her choice, for the machinery <u>or related</u> |                                                              |

|                                                              | Commission Proposal                                                                                                      | EP Mandate                                                                                                               | Council Mandate                                                                                                          | Draft Agreement                                                                                                          |
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|                                                              | concerned.                                                                                                               | concerned.                                                                                                               | product concerned.                                                                                                       |                                                                                                                          |
| Annex IX, point (3)(3.1), first paragraph, introductory part |                                                                                                                          |                                                                                                                          |                                                                                                                          |                                                                                                                          |
| 1502                                                         | The application shall include:                                                                                           | The application shall include:                                                                                           | The application shall include:                                                                                           | The application shall include:<br><br>Text Origin:<br>Commission Proposal                                                |
| Annex IX, point (3)(3.1), first paragraph(a)                 |                                                                                                                          |                                                                                                                          |                                                                                                                          |                                                                                                                          |
| 1503                                                         | (a) the name and address of the manufacturer and, if the application is lodged by an authorised representative, the name | (a) the name and address of the manufacturer and, if the application is lodged by an authorised representative, the name | (a) the name and address of the manufacturer and, if the application is lodged by an authorised representative, the name | (a) the name and address of the manufacturer and, if the application is lodged by an authorised representative, the name |

|                                                                 | Commission Proposal                                                                                                                                                                                      | EP Mandate                                                                                                                                                                                               | Council Mandate                                                                                                                                                                                                                                   | Draft Agreement                                                                           |
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|                                                                 | and address of that authorised representative;                                                                                                                                                           | and address of that authorised representative;                                                                                                                                                           | and address of that authorised representative;                                                                                                                                                                                                    | and address of that authorised representative;<br><br>Text Origin:<br>Commission Proposal |
| Annex IX, point (3)(3.1), first paragraph(b), introductory part |                                                                                                                                                                                                          |                                                                                                                                                                                                          |                                                                                                                                                                                                                                                   |                                                                                           |
| 1504                                                            | (b) the technical documentation for one model of each category of products intended to be manufactured. The technical documentation shall, wherever applicable, contain at least the following elements: | (b) the technical documentation for one model of each category of products intended to be manufactured. The technical documentation shall, wherever applicable, contain at least the following elements: | (b) -the technical documentation for one model of each category of <u>machinery or related</u> products intended to be manufactured. The technical documentation shall, wherever applicable, contain at least <del>the following elements</del> : |                                                                                           |
| Annex IX, point (3)(3.1), first paragraph(b)(i)                 |                                                                                                                                                                                                          |                                                                                                                                                                                                          |                                                                                                                                                                                                                                                   |                                                                                           |

|                                                   | Commission Proposal | EP Mandate                                                                                                                                    | Council Mandate                                                                                                                                          | Draft Agreement |
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| Y                                                 | 1505                | (i) a general description of the machinery product;                                                                                           | <del>(i) a general description of the machinery product;</del>                                                                                           | Y               |
| Annex IX, point (3)(3.1), first paragraph(b)(ii)  |                     |                                                                                                                                               |                                                                                                                                                          |                 |
| Y                                                 | 1506                | (ii) conceptual design and manufacturing drawings and schemes of components, sub-assemblies, circuits, etc.;                                  | <del>(ii) conceptual design and manufacturing drawings and schemes of components, sub-assemblies, circuits, etc.;</del>                                  | Y               |
| Annex IX, point (3)(3.1), first paragraph(b)(iii) |                     |                                                                                                                                               |                                                                                                                                                          |                 |
| Y                                                 | 1507                | (iii) descriptions and explanations necessary for the understanding of those drawings and schemes and the operation of the machinery product; | <del>(iii) descriptions and explanations necessary for the understanding of those drawings and schemes and the operation of the machinery product;</del> | Y               |

|                                                  | Commission Proposal                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                 | EP Mandate                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                          | Council Mandate                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                | Draft Agreement |
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| Annex IX, point (3)(3.1), first paragraph(b)(iv) |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                     |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                     |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                |                 |
| 1508                                             | (iv) a list of the harmonised standards or technical specifications adopted by the Commission in accordance with Article 17(3) and/or other relevant technical specifications the references of which have been published in the Official Journal of the European Union, applied in full or in part, and descriptions of the solutions adopted to meet the essential requirements of this Regulation where those harmonised standards have not been applied. In the event of partly applied harmonised standards, the technical documentation shall | (iv) a list of the harmonised standards or technical specifications adopted by the Commission in accordance with Article 17(3) and/or other relevant technical specifications the references of which have been published in the Official Journal of the European Union, applied in full or in part, and descriptions of the solutions adopted to meet the essential requirements of this Regulation where those harmonised standards have not been applied. In the event of partly applied harmonised standards, the technical documentation shall | <del>(iv) a list of the harmonised standards or technical specifications adopted by the Commission in accordance with Article 17(3) and/or other relevant technical specifications the references of which have been published in the Official Journal of the European Union, applied in full or in part, and descriptions of the solutions adopted to meet the essential requirements of this Regulation where those harmonised standards have not been applied. In the event of partly applied harmonised standards, the technical documentation shall</del> |                 |

|                                                  | Commission Proposal                        | EP Mandate                                                               | Council Mandate                                                                     | Draft Agreement |
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|                                                  | specify the parts which have been applied; | specify the parts which have been applied;                               | <del>specify the parts which have been applied;</del>                               |                 |
| Annex IX, point (3)(3.1), first paragraph(b)(v)  |                                            |                                                                          |                                                                                     |                 |
| Y                                                | 1509                                       | (v) results of design calculations made, examinations carried out, etc.; | (v) <del>results of design calculations made, examinations carried out, etc.;</del> | Y               |
| Annex IX, point (3)(3.1), first paragraph(b)(vi) |                                            |                                                                          |                                                                                     |                 |
| Y                                                | 1510                                       | (vi) test reports;                                                       | (vi) <del>test reports;</del>                                                       | Y               |
| Annex IX, point (3)(3.1), first paragraph(b) (i) |                                            |                                                                          |                                                                                     |                 |
| Y                                                | 1510a                                      |                                                                          | <u>(i) the elements set out in points a), b), d), e), f), g), h) and i) of</u>      | Y               |

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|                                                    |                                                                                                          |                                                                                                          | <a href="#">Annex IV part A; and</a>                                                                     |                                                                                                          |
| Annex IX, point (3)(3.1), first paragraph(b)(vii)  |                                                                                                          |                                                                                                          |                                                                                                          |                                                                                                          |
| 1511                                               | (vii) the documentation concerning the quality system; and                                               | (vii) the documentation concerning the quality system; and                                               | (vii) the documentation concerning the quality system; and                                               | (vii) the documentation concerning the quality system; and<br><br>Text Origin:<br>Commission Proposal    |
| Annex IX, point (3)(3.1), first paragraph(b)(viii) |                                                                                                          |                                                                                                          |                                                                                                          |                                                                                                          |
| 1512                                               | (viii) a written declaration that the same application has not been lodged with any other notified body. | (viii) a written declaration that the same application has not been lodged with any other notified body. | (viii) a written declaration that the same application has not been lodged with any other notified body. | (viii) a written declaration that the same application has not been lodged with any other notified body. |



|                                             | Commission Proposal                                                                                                                  | EP Mandate                                                                                                                   | Council Mandate                                                                                                                                           | Draft Agreement                         |
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| Annex IX, point (3)(3.2), introductory part |                                                                                                                                      |                                                                                                                              |                                                                                                                                                           |                                         |
| Y                                           | 1513<br>3.2. The quality system shall ensure compliance of the products with the requirements of this Regulation that apply to them. | 3.2. The quality system shall ensure compliance of the products with the requirements of this Regulation that apply to them. | 3.2. -The quality system shall ensure compliance of the <u>machinery or related</u> products with the requirements of this Regulation that apply to them. | Y                                       |
| Annex IX, point (3)(3.2), first paragraph   |                                                                                                                                      |                                                                                                                              |                                                                                                                                                           |                                         |
| G                                           | 1514<br>All the elements, requirements and                                                                                           | All the elements, requirements and                                                                                           | All the elements, requirements and                                                                                                                        | G<br>All the elements, requirements and |

|                                                               | Commission Proposal                                                                                                                                                                                                                                                                           | EP Mandate                                                                                                                                                                                                                                                                                    | Council Mandate                                                                                                                                                                                                                                                                               | Draft Agreement                                                                                                                                                                                                                                                                                                                          |
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|                                                               | provisions adopted by the manufacturer shall be documented in a systematic and orderly manner in the form of written policies, procedures and instructions. That quality system documentation shall permit a consistent interpretation of the quality programmes, plans, manuals and records. | provisions adopted by the manufacturer shall be documented in a systematic and orderly manner in the form of written policies, procedures and instructions. That quality system documentation shall permit a consistent interpretation of the quality programmes, plans, manuals and records. | provisions adopted by the manufacturer shall be documented in a systematic and orderly manner in the form of written policies, procedures and instructions. That quality system documentation shall permit a consistent interpretation of the quality programmes, plans, manuals and records. | provisions adopted by the manufacturer shall be documented in a systematic and orderly manner in the form of written policies, procedures and instructions. That quality system documentation shall permit a consistent interpretation of the quality programmes, plans, manuals and records.<br><br>Text Origin:<br>Commission Proposal |
| Annex IX, point (3)(3.2), second paragraph, introductory part |                                                                                                                                                                                                                                                                                               |                                                                                                                                                                                                                                                                                               |                                                                                                                                                                                                                                                                                               |                                                                                                                                                                                                                                                                                                                                          |
| 1515                                                          | It shall, in particular, contain an                                                                                                                                                                                                                                                           | It shall, in particular, contain an                                                                                                                                                                                                                                                           | It shall, in particular, contain an                                                                                                                                                                                                                                                           | It shall, in particular, contain an                                                                                                                                                                                                                                                                                                      |

|                                               | Commission Proposal                                                                                                                                   | EP Mandate                                                                                                                                            | Council Mandate                                                                                                                                       | Draft Agreement                                                                                                                                                                                  |
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|                                               | adequate description of:                                                                                                                              | adequate description of:                                                                                                                              | adequate description of:                                                                                                                              | adequate description of:<br><br>Text Origin:<br>Commission Proposal                                                                                                                              |
| Annex IX, point (3)(3.2), second paragraph(a) |                                                                                                                                                       |                                                                                                                                                       |                                                                                                                                                       |                                                                                                                                                                                                  |
| 1516                                          | (a) the quality objectives and the organisational structure, responsibilities and powers of the management with regard to design and product quality; | (a) the quality objectives and the organisational structure, responsibilities and powers of the management with regard to design and product quality; | (a) the quality objectives and the organisational structure, responsibilities and powers of the management with regard to design and product quality; | (a) the quality objectives and the organisational structure, responsibilities and powers of the management with regard to design and product quality;<br><br>Text Origin:<br>Commission Proposal |

|                                               | Commission Proposal                                                                                                                                                                                                                                                                                                                                                                                                          | EP Mandate                                                                                                                                                                                                                                                                                                                                                                                                                   | Council Mandate                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                | Draft Agreement |
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| Annex IX, point (3)(3.2), second paragraph(b) |                                                                                                                                                                                                                                                                                                                                                                                                                              |                                                                                                                                                                                                                                                                                                                                                                                                                              |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                |                 |
| 1517                                          | (b) the technical design specifications, including standards, that will be applied and, where the relevant harmonised standards or technical specification adopted by the Commission in accordance with Article 17(3) and/or technical specifications will not be applied in full, the means that will be used to ensure that the essential requirements of this Regulation that apply to the machinery product will be met; | (b) the technical design specifications, including standards, that will be applied and, where the relevant harmonised standards or technical specification adopted by the Commission in accordance with Article 17(3) and/or technical specifications will not be applied in full, the means that will be used to ensure that the essential requirements of this Regulation that apply to the machinery product will be met; | (b) the technical design specifications, including standards, that will be applied and, where the relevant harmonised standards or <del>technical</del> <u>common</u> specification adopted by the Commission in accordance with Article 17(3) and/or <u>common</u> technical specifications will not be applied in full, the means that will be used to ensure that the essential <u>health and safety</u> requirements of this Regulation that apply to the machinery <u>or related</u> product will be met; |                 |
| Annex IX, point (3)(3.2), second paragraph(c) |                                                                                                                                                                                                                                                                                                                                                                                                                              |                                                                                                                                                                                                                                                                                                                                                                                                                              |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                |                 |

|                                               | Commission Proposal                                                                                                                                                                                    | EP Mandate                                                                                                                                                                                     | Council Mandate                                                                                                                                                                                                                                | Draft Agreement                                                                                                                                                                       |
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| Y                                             | 1518<br>(c) the design control and design verification techniques, processes and systematic actions that will be used when designing the machinery product pertaining to the product category covered; | (c) the design control and design verification techniques, processes and systematic actions that will be used when designing the machinery product pertaining to the product category covered; | (c) the design control and design verification techniques, processes and systematic actions that will be used when designing the machinery <del>product pertaining to</del> <u>the or related</u> product <del>category</del> <u>covered</u> ; |                                                                                                                                                                                       |
| Annex IX, point (3)(3.2), second paragraph(d) |                                                                                                                                                                                                        |                                                                                                                                                                                                |                                                                                                                                                                                                                                                |                                                                                                                                                                                       |
| G                                             | 1519<br>(d) the corresponding manufacturing, quality control and quality assurance techniques, processes and systematic actions that will be used;                                                     | (d) the corresponding manufacturing, quality control and quality assurance techniques, processes and systematic actions that will be used;                                                     | (d) the corresponding manufacturing, quality control and quality assurance techniques, processes and systematic actions that will be used;                                                                                                     | (d) the corresponding manufacturing, quality control and quality assurance techniques, processes and systematic actions that will be used;<br><br>Text Origin:<br>Commission Proposal |
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| Annex IX, point (3)(3.2), second paragraph(e) |                                                                                                                                                     |                                                                                                                                                     |                                                                                                                                                     |                                                                                                                                                                                                |
| 1520                                          | (e) the examinations and tests that will be carried out before, during and after manufacture and the frequency with which they will be carried out; | (e) the examinations and tests that will be carried out before, during and after manufacture and the frequency with which they will be carried out; | (e) the examinations and tests that will be carried out before, during and after manufacture and the frequency with which they will be carried out; | (e) the examinations and tests that will be carried out before, during and after manufacture and the frequency with which they will be carried out;<br><br>Text Origin:<br>Commission Proposal |
| Annex IX, point (3)(3.2), second paragraph(f) |                                                                                                                                                     |                                                                                                                                                     |                                                                                                                                                     |                                                                                                                                                                                                |
| 1521                                          | (f) the quality records, such as inspection reports and test data, calibration data, qualification                                                  | (f) the quality records, such as inspection reports and test data, calibration data, qualification                                                  | (f) the quality records, such as inspection reports and test data, calibration data, qualification                                                  | (f) the quality records, such as inspection reports and test data, calibration data, qualification                                                                                             |

|      | Commission Proposal                                                                                                                       | EP Mandate                                                                                                                                | Council Mandate                                                                                                                           | Draft Agreement                                                                                                                           |
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|      | reports on the personnel concerned, etc.;                                                                                                 | reports on the personnel concerned, etc.;                                                                                                 | reports on the personnel concerned, etc.;                                                                                                 | reports on the personnel concerned, etc.;                                                                                                 |
|      | <p>Text Origin:<br/>Commission Proposal</p>                                                                                               |                                                                                                                                           |                                                                                                                                           |                                                                                                                                           |
|      | Annex IX, point (3)(3.2), second paragraph(g)                                                                                             |                                                                                                                                           |                                                                                                                                           |                                                                                                                                           |
| 1522 | (g) the means of monitoring the achievement of the required design and product quality and the effective operation of the quality system. | (g) the means of monitoring the achievement of the required design and product quality and the effective operation of the quality system. | (g) the means of monitoring the achievement of the required design and product quality and the effective operation of the quality system. | (g) the means of monitoring the achievement of the required design and product quality and the effective operation of the quality system. |
|      | <p>Text Origin:<br/>Commission Proposal</p>                                                                                               |                                                                                                                                           |                                                                                                                                           |                                                                                                                                           |

|                                             | Commission Proposal                                                                                                                 | EP Mandate                                                                                                                          | Council Mandate                                                                                                                     | Draft Agreement                                                                                                                                                                |
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| Annex IX, point (3)(3.3), introductory part |                                                                                                                                     |                                                                                                                                     |                                                                                                                                     |                                                                                                                                                                                |
| G 1523                                      | 3.3. The notified body shall assess the quality system to determine whether it satisfies the requirements referred to in point 3.2. | 3.3. The notified body shall assess the quality system to determine whether it satisfies the requirements referred to in point 3.2. | 3.3. The notified body shall assess the quality system to determine whether it satisfies the requirements referred to in point 3.2. | 3.3. The notified body shall assess the quality system to determine whether it satisfies the requirements referred to in point 3.2.<br><br>Text Origin:<br>Commission Proposal |
| Annex IX, point (3)(3.3), first paragraph   |                                                                                                                                     |                                                                                                                                     |                                                                                                                                     |                                                                                                                                                                                |
| Y 1524                                      | It shall presume conformity with                                                                                                    | It shall presume conformity with                                                                                                    | It shall presume conformity with                                                                                                    |                                                                                                                                                                                |



|                                            | Commission Proposal                                                                                                                                                                                                                                                        | EP Mandate                                                                                                                                                                                                                                                                 | Council Mandate                                                                                                                                                                                                                                                                  | Draft Agreement |
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|                                            | those requirements in respect of the elements of the quality system that comply with the corresponding specifications of the national standard that implements the relevant harmonised standard and/or technical specification.                                            | those requirements in respect of the elements of the quality system that comply with the corresponding specifications of the national standard that implements the relevant harmonised standard and/or technical specification.                                            | those requirements in respect of the elements of the quality system that comply with the corresponding specifications of the <del>national standard that implements the</del> relevant harmonised standard <del>and/or technical specification.</del>                            |                 |
| Annex IX, point (3)(3.3), second paragraph |                                                                                                                                                                                                                                                                            |                                                                                                                                                                                                                                                                            |                                                                                                                                                                                                                                                                                  |                 |
| 1525                                       | In addition to experience in quality management systems, the auditing team shall have at least one member experienced as an assessor in the relevant product field and product technology concerned, and with knowledge of the applicable requirements of this Regulation. | In addition to experience in quality management systems, the auditing team shall have at least one member experienced as an assessor in the relevant product field and product technology concerned, and with knowledge of the applicable requirements of this Regulation. | In addition to experience in quality management systems, the auditing team shall have at least one member experienced as an assessor in the relevant <u>machinery or related</u> product field and <del>product</del> technology concerned, and with knowledge of the applicable |                 |

|                                           | Commission Proposal                                                                                                                                                                                                                                                                                                                                                                                                     | EP Mandate                                                                                                                                                                                                                                                                                                                                                                                                              | Council Mandate                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                          | Draft Agreement |
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|                                           | <p>The audit shall include an assessment visit to the manufacturer's premises. The auditing team shall review the technical documentation referred to in point 3.1(b), point (ii), to verify the manufacturer's ability to identify the applicable requirements of this Regulation and to carry out the necessary examinations with a view to ensuring compliance of the machinery product with those requirements.</p> | <p>The audit shall include an assessment visit to the manufacturer's premises. The auditing team shall review the technical documentation referred to in point 3.1(b), point (ii), to verify the manufacturer's ability to identify the applicable requirements of this Regulation and to carry out the necessary examinations with a view to ensuring compliance of the machinery product with those requirements.</p> | <p><u>essential health and safety</u> requirements <u>set out in Annex III</u> of this Regulation. The audit shall include an assessment visit to the manufacturer's premises. The auditing team shall review the technical documentation referred to in point 3.1(b), point (ii), to verify the manufacturer's ability to identify the applicable <u>essential health and safety</u> requirements <u>set out in Annex III</u> of this Regulation and to carry out the necessary examinations with a view to ensuring compliance of the machinery <u>or related</u> product with those requirements.</p> |                 |
| Annex IX, point (3)(3.3), third paragraph |                                                                                                                                                                                                                                                                                                                                                                                                                         |                                                                                                                                                                                                                                                                                                                                                                                                                         |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                          |                 |

|                                            | Commission Proposal                                                                                       | EP Mandate                                                                                             | Council Mandate                                                                                   | Draft Agreement                              |
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| Y                                          | 1526<br>The manufacturer or his or her authorised representative shall be notified of the decision.       | The manufacturer <del>or his or her authorised representative</del> shall be notified of the decision. | The manufacturer or his or her authorised representative shall be notified of the decision.       | Y                                            |
| Annex IX, point (3)(3.3), fourth paragraph |                                                                                                           |                                                                                                        |                                                                                                   |                                              |
| G                                          | 1527<br>The notification shall contain the conclusions of the audit and the reasoned assessment decision. | The notification shall contain the conclusions of the audit and the reasoned assessment decision.      | The notification shall contain the conclusions of the audit and the reasoned assessment decision. | G<br><br>Text Origin:<br>Commission Proposal |

|                                             | Commission Proposal                                                                                                                                                         | EP Mandate                                                                                                                                                                  | Council Mandate                                                                                                                                                             | Draft Agreement                                                                                                                                                                                                        |
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| Annex IX, point (3)(3.4)                    |                                                                                                                                                                             |                                                                                                                                                                             |                                                                                                                                                                             |                                                                                                                                                                                                                        |
| 1528                                        | 3.4. The manufacturer shall undertake to fulfil the obligations arising out of the quality system as approved and to maintain it so that it remains adequate and efficient. | 3.4. The manufacturer shall undertake to fulfil the obligations arising out of the quality system as approved and to maintain it so that it remains adequate and efficient. | 3.4. The manufacturer shall undertake to fulfil the obligations arising out of the quality system as approved and to maintain it so that it remains adequate and efficient. | 3.4. The manufacturer shall undertake to fulfil the obligations arising out of the quality system as approved and to maintain it so that it remains adequate and efficient.<br><br>Text Origin:<br>Commission Proposal |
| Annex IX, point (3)(3.5), introductory part |                                                                                                                                                                             |                                                                                                                                                                             |                                                                                                                                                                             |                                                                                                                                                                                                                        |
| 1529                                        | 3.5. The manufacturer shall keep the notified body that has approved the quality system informed of any intended change to the quality system.                              | 3.5. The manufacturer shall keep the notified body that has approved the quality system informed of any intended change to the quality system.                              | 3.5. The manufacturer shall keep the notified body that has approved the quality system informed of any intended change to the quality system.                              | 3.5. The manufacturer shall keep the notified body that has approved the quality system informed of any intended change to the quality system.                                                                         |

|                                            | Commission Proposal                                                                                                                                                                                             | EP Mandate                                                                                                                                                                                                      | Council Mandate                                                                                                                                                                                                                          | Draft Agreement                     |
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| Annex IX, point (3)(3.5), first paragraph  |                                                                                                                                                                                                                 |                                                                                                                                                                                                                 |                                                                                                                                                                                                                                          |                                     |
| 1530                                       | The notified body shall evaluate any proposed changes and decide whether the modified quality system will continue to satisfy the requirements referred to in point 3.2 or whether a reassessment is necessary. | The notified body shall evaluate any proposed changes and decide whether the modified quality system will continue to satisfy the requirements referred to in point 3.2 or whether a reassessment is necessary. | The notified body shall <del>evaluate</del> <u>assess</u> any proposed changes and decide whether the modified quality system will continue to satisfy the requirements referred to in point 3.2 or whether a reassessment is necessary. |                                     |
| Annex IX, point (3)(3.5), second paragraph |                                                                                                                                                                                                                 |                                                                                                                                                                                                                 |                                                                                                                                                                                                                                          |                                     |

|                                        | Commission Proposal | EP Mandate                                                                                                                                                | Council Mandate                                                                                                                                                                        | Draft Agreement                                                                                          |
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| Y                                      | 1531                | It shall notify the manufacturer of its decision. The notification shall contain the conclusions of the examination and the reasoned assessment decision. | It shall notify the manufacturer of its decision. The notification shall contain the conclusions of the <del>examination</del> <u>assessment</u> and the reasoned assessment decision. |                                                                                                          |
| Annex IX, point (4), introductory part |                     |                                                                                                                                                           |                                                                                                                                                                                        |                                                                                                          |
| G                                      | 1532                | 4. Surveillance under the responsibility of the notified body                                                                                             | 4. Surveillance under the responsibility of the notified body                                                                                                                          | 4. Surveillance under the responsibility of the notified body<br><br>Text Origin:<br>Commission Proposal |

|                                             | Commission Proposal                                                                                                                             | EP Mandate                                                                                                                                      | Council Mandate                                                                                                                                 | Draft Agreement                                                                                                                                                                            |
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| Annex IX, point (4)(4.1)                    |                                                                                                                                                 |                                                                                                                                                 |                                                                                                                                                 |                                                                                                                                                                                            |
| 1533                                        | 4.1. The purpose of surveillance is to make sure that the manufacturer duly fulfils the obligations arising out of the approved quality system. | 4.1. The purpose of surveillance is to make sure that the manufacturer duly fulfils the obligations arising out of the approved quality system. | 4.1. The purpose of surveillance is to make sure that the manufacturer duly fulfils the obligations arising out of the approved quality system. | 4.1. The purpose of surveillance is to make sure that the manufacturer duly fulfils the obligations arising out of the approved quality system.<br><br>Text Origin:<br>Commission Proposal |
| Annex IX, point (4)(4.2), introductory part |                                                                                                                                                 |                                                                                                                                                 |                                                                                                                                                 |                                                                                                                                                                                            |
| 1534                                        | 4.2. The manufacturer shall, for assessment purposes, allow the notified body access to the design,                                             | 4.2. The manufacturer shall, for assessment purposes, allow the notified body access to the design,                                             | 4.2. The manufacturer shall, for assessment purposes, allow the notified body access to the design,                                             | 4.2. The manufacturer shall, for assessment purposes, allow the notified body access to the design,                                                                                        |

|                             | Commission Proposal                                                                                                     | EP Mandate                                                                                                              | Council Mandate                                                                                                         | Draft Agreement                                                                                                                                                    |
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|                             | manufacture, inspection, testing and storage sites, and shall provide it with all necessary information, in particular: | manufacture, inspection, testing and storage sites, and shall provide it with all necessary information, in particular: | manufacture, inspection, testing and storage sites, and shall provide it with all necessary information, in particular: | manufacture, inspection, testing and storage sites, and shall provide it with all necessary information, in particular:<br><br>Text Origin:<br>Commission Proposal |
| Annex IX, point (4)(4.2)(a) |                                                                                                                         |                                                                                                                         |                                                                                                                         |                                                                                                                                                                    |
| 1535                        | (a) the quality system documentation;                                                                                   | (a) the quality system documentation;                                                                                   | (a) the quality system documentation;                                                                                   | (a) the quality system documentation;<br><br>Text Origin:<br>Commission Proposal                                                                                   |



|                             | Commission Proposal                                                                                                                                                                                    | EP Mandate                                                                                                                                                                                             | Council Mandate                                                                                                                                                                                        | Draft Agreement                                                                                                                                                                                        |
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| Annex IX, point (4)(4.2)(b) |                                                                                                                                                                                                        |                                                                                                                                                                                                        |                                                                                                                                                                                                        |                                                                                                                                                                                                        |
| 1536                        | (b) the quality records as provided for by the design part of the quality system, such as results of analyses, calculations, tests, etc.;                                                              | (b) the quality records as provided for by the design part of the quality system, such as results of analyses, calculations, tests, etc.;                                                              | (b) the quality records as provided for by the design part of the quality system, such as results of analyses, calculations, tests, etc.;                                                              | (b) the quality records as provided for by the design part of the quality system, such as results of analyses, calculations, tests, etc.;                                                              |
|                             |                                                                                                                                                                                                        |                                                                                                                                                                                                        |                                                                                                                                                                                                        | Text Origin:<br>Commission Proposal                                                                                                                                                                    |
| Annex IX, point (4)(4.2)(c) |                                                                                                                                                                                                        |                                                                                                                                                                                                        |                                                                                                                                                                                                        |                                                                                                                                                                                                        |
| 1537                        | (c) the quality records as provided for by the manufacturing part of the quality system, such as inspection reports and test data, calibration data, qualification reports on the personnel concerned, | (c) the quality records as provided for by the manufacturing part of the quality system, such as inspection reports and test data, calibration data, qualification reports on the personnel concerned, | (c) the quality records as provided for by the manufacturing part of the quality system, such as inspection reports and test data, calibration data, qualification reports on the personnel concerned, | (c) the quality records as provided for by the manufacturing part of the quality system, such as inspection reports and test data, calibration data, qualification reports on the personnel concerned, |

|                          | Commission Proposal                                                                                                                                                                         | EP Mandate                                                                                                                                                                                  | Council Mandate                                                                                                                                                                             | Draft Agreement                                                                                                                                                                                                 |
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|                          | etc.                                                                                                                                                                                        | etc.                                                                                                                                                                                        | etc.                                                                                                                                                                                        | etc.<br><br>Text Origin:<br>Commission Proposal                                                                                                                                                                 |
| Annex IX, point (4)(4.3) |                                                                                                                                                                                             |                                                                                                                                                                                             |                                                                                                                                                                                             |                                                                                                                                                                                                                 |
| 1538                     | 4.3. The notified body shall carry out periodic audits to make sure that the manufacturer maintains and applies the quality system and shall provide the manufacturer with an audit report. | 4.3. The notified body shall carry out periodic audits to make sure that the manufacturer maintains and applies the quality system and shall provide the manufacturer with an audit report. | 4.3. The notified body shall carry out periodic audits to make sure that the manufacturer maintains and applies the quality system and shall provide the manufacturer with an audit report. | 4.3. The notified body shall carry out periodic audits to make sure that the manufacturer maintains and applies the quality system and shall provide the manufacturer with an audit report.<br><br>Text Origin: |

|                          | Commission Proposal                                                                                                                                                                                                                                                                                                                                                           | EP Mandate                                                                                                                                                                                                                                                                                                                                                                    | Council Mandate                                                                                                                                                                                                                                                                                                                                                               | Draft Agreement                                                                                                                                                                                                                                                                                                                                                                                   |
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| Annex IX, point (4)(4.4) |                                                                                                                                                                                                                                                                                                                                                                               |                                                                                                                                                                                                                                                                                                                                                                               |                                                                                                                                                                                                                                                                                                                                                                               |                                                                                                                                                                                                                                                                                                                                                                                                   |
| 1539                     | 4.4. In addition, the notified body may pay unexpected visits to the manufacturer. During such visits, the notified body may, if necessary, carry out product tests, or have them carried out, in order to check the proper functioning of the quality system. It shall provide the manufacturer with a visit report and, if tests have been carried out, with a test report. | 4.4. In addition, the notified body may pay unexpected visits to the manufacturer. During such visits, the notified body may, if necessary, carry out product tests, or have them carried out, in order to check the proper functioning of the quality system. It shall provide the manufacturer with a visit report and, if tests have been carried out, with a test report. | 4.4. In addition, the notified body may pay unexpected visits to the manufacturer. During such visits, the notified body may, if necessary, carry out product tests, or have them carried out, in order to check the proper functioning of the quality system. It shall provide the manufacturer with a visit report and, if tests have been carried out, with a test report. | 4.4. In addition, the notified body may pay unexpected visits to the manufacturer. During such visits, the notified body may, if necessary, carry out product tests, or have them carried out, in order to check the proper functioning of the quality system. It shall provide the manufacturer with a visit report and, if tests have been carried out, with a test report.<br><br>Text Origin: |

|                                        | Commission Proposal                                 | EP Mandate                                                           | Council Mandate                                                      | Draft Agreement                                                                                     |
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|                                        |                                                     |                                                                      |                                                                      | Commission Proposal                                                                                 |
| Annex IX, point (5), introductory part |                                                     |                                                                      |                                                                      |                                                                                                     |
| G 1540                                 | 5. Conformity marking and declaration of conformity | 5. <del>Conformity</del> CE marking and EU declaration of conformity | 5. <del>Conformity</del> CE marking and EU declaration of conformity | 5. <del>Conformity</del> CE marking and EU declaration of conformity<br><br>Text Origin: EP Mandate |
| Annex IX, point (5)(5.1)               |                                                     |                                                                      |                                                                      |                                                                                                     |
| Y 1541                                 | 5.1. The manufacturer shall affix                   | 5.1. The manufacturer shall affix                                    | 5.1. The manufacturer shall affix                                    |                                                                                                     |

|                          | Commission Proposal                                                                                                                                                                                                                                                   | EP Mandate                                                                                                                                                                                                                                                                                                              | Council Mandate                                                                                                                                                                                                                                                                            | Draft Agreement |
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|                          | the required conformity marking set out in this Regulation, and, under the responsibility of the notified body referred to in point 3.1, the latter's identification number to each individual product that satisfies the applicable requirements of this Regulation. | the <del>required conformity</del> <u>CE</u> marking <del>set out in this Regulation</del> , and, under the responsibility of the notified body referred to in point 3.1, the latter's identification number to each individual <u>machinery</u> product that satisfies the applicable requirements of this Regulation. | the required <del>conformity</del> <u>CE</u> marking set out in this Regulation, and, under the responsibility of the notified body referred to in point 3.1, the latter's identification number to each individual product that satisfies the applicable requirements of this Regulation. |                 |
| Annex IX, point (5)(5.2) |                                                                                                                                                                                                                                                                       |                                                                                                                                                                                                                                                                                                                         |                                                                                                                                                                                                                                                                                            |                 |
| 1542                     | 5.2. The manufacturer shall draw up a written declaration of conformity for each machinery product model and keep it at the disposal of the national authorities for ten years after the machinery                                                                    | 5.2. -The manufacturer shall draw up a written <u>EU</u> declaration of conformity for each machinery product model and keep it at the disposal of the national authorities for ten years after the machinery                                                                                                           | 5.2. -The manufacturer shall draw up a written <u>EU</u> declaration of conformity for each machinery <u>or related</u> product model and keep it at the disposal of the national authorities for ten years after the                                                                      |                 |

|                                      | Commission Proposal                                                                                                                   | EP Mandate                                                                                                                                      | Council Mandate                                                                                                                                                                                     | Draft Agreement                                                                                                                                       |
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|                                      | product has been placed on the market. The declaration of conformity shall identify the product model for which it has been drawn up. | product has been placed on the market. The <u>EU</u> declaration of conformity shall identify the product model for which it has been drawn up. | machinery <u>or related</u> product has been placed on the market <u>or put into service. The EU—The</u> declaration of conformity shall identify the product model for which it has been drawn up. |                                                                                                                                                       |
| Annex IX, point (5), first paragraph |                                                                                                                                       |                                                                                                                                                 |                                                                                                                                                                                                     |                                                                                                                                                       |
| 1543                                 | A copy of the declaration of conformity shall be made available to the relevant authorities upon request.                             | A copy of the <u>EU</u> declaration of conformity shall be made available to the relevant authorities upon request.                             | A copy of the <u>EU</u> declaration of conformity shall be made available to the relevant authorities upon request.                                                                                 | A copy of the <u>EU</u> declaration of conformity shall be made available to the relevant authorities upon request.<br><br>Text Origin: EP<br>Mandate |

|   | Commission Proposal                    | EP Mandate                                                                                                                                                                     | Council Mandate                                                                                                                                                                | Draft Agreement                                                                                                                                                                                                               |
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|   |                                        |                                                                                                                                                                                |                                                                                                                                                                                |                                                                                                                                                                                                                               |
|   | Annex IX, point (6), introductory part |                                                                                                                                                                                |                                                                                                                                                                                |                                                                                                                                                                                                                               |
| Y | 1544                                   | 6. The manufacturer shall, for a period ending at least ten years after the machinery product has been placed on the market, keep at the disposal of the national authorities: | 6. The manufacturer shall, for a period ending at least ten years after the machinery product has been placed on the market, keep at the disposal of the national authorities: | 6. -The manufacturer shall, for a period ending at least ten years after the machinery <u>or related</u> product has been placed on the market <u>or put into service</u> , keep at the disposal of the national authorities: |
|   | Annex IX, point (6)(a)                 |                                                                                                                                                                                |                                                                                                                                                                                |                                                                                                                                                                                                                               |
| G | 1545                                   | (a) the technical documentation referred to in point 3.1;                                                                                                                      | (a) the technical documentation referred to in point 3.1;                                                                                                                      | (a) the technical documentation referred to in point 3.1;                                                                                                                                                                     |

|                        | Commission Proposal                                                           | EP Mandate                                                                    | Council Mandate                                                                               | Draft Agreement                     |
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|                        |                                                                               |                                                                               |                                                                                               | Text Origin:<br>Commission Proposal |
| Annex IX, point (6)(b) |                                                                               |                                                                               |                                                                                               |                                     |
| 1546                   | (b) the documentation concerning the quality system referred to in point 3.1; | (b) the documentation concerning the quality system referred to in point 3.1; | (b) the documentation concerning the quality system referred to in point 3.1 <u>(b)(ii)</u> ; |                                     |
| Annex IX, point (6)(c) |                                                                               |                                                                               |                                                                                               |                                     |
| 1547                   | (c) the change referred to in point 3.5, as approved;                         | (c) the change referred to in point 3.5, as approved;                         | (c) <u>the information relating to</u> the change referred to in point 3.5, as approved;      |                                     |
| Annex IX, point (6)(d) |                                                                               |                                                                               |                                                                                               |                                     |



|                                        | Commission Proposal | EP Mandate                                                                                                                                                                                                                                       | Council Mandate                                                                                                                                                                                                                                  | Draft Agreement                                                                                                                                                                                                                                                                                             |
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| G                                      | 1548                | (d) the decisions and reports of the notified body referred to in points 3.5, 4.3 and 4.4.                                                                                                                                                       | (d) the decisions and reports of the notified body referred to in points 3.5, 4.3 and 4.4.                                                                                                                                                       | (d) the decisions and reports of the notified body referred to in points 3.5, 4.3 and 4.4.<br><br>Text Origin:<br>Commission Proposal                                                                                                                                                                       |
| Annex IX, point (7), introductory part |                     |                                                                                                                                                                                                                                                  |                                                                                                                                                                                                                                                  |                                                                                                                                                                                                                                                                                                             |
| Y                                      | 1549                | 7. Each notified body shall inform its notifying authorities of quality system approvals issued or withdrawn, and shall, periodically or upon request, make available to its notifying authorities the list of quality system approvals refused, | 7. Each notified body shall inform its notifying authorities of quality system approvals issued or withdrawn, and shall, periodically or upon request, make available to its notifying authorities the list of quality system approvals refused, | 7. -Each notified body shall inform its notifying <del>authorities</del> <u>authority</u> of quality system <u>approval</u> <del>decisions</del> <del>approvals</del> issued or withdrawn, and shall, periodically or upon request, make available to its notifying <del>authorities</del> <u>authority</u> |

|                                        | Commission Proposal                                                                                                                                                                                       | EP Mandate                                                                                                                                                                                                | Council Mandate                                                                                                                                                                                                                                                                       | Draft Agreement |
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|                                        | suspended or otherwise restricted.                                                                                                                                                                        | suspended or otherwise restricted.                                                                                                                                                                        | the list of quality system <u>approval decisions</u> <del>approvals</del> refused, suspended or otherwise restricted.                                                                                                                                                                 |                 |
| Annex IX, point (7), first paragraph   |                                                                                                                                                                                                           |                                                                                                                                                                                                           |                                                                                                                                                                                                                                                                                       |                 |
| 1550                                   | Each notified body shall inform the other notified bodies of quality system approvals, which it has refused, suspended or withdrawn, and, upon request, of quality system approvals, which it has issued. | Each notified body shall inform the other notified bodies of quality system approvals, which it has refused, suspended or withdrawn, and, upon request, of quality system approvals, which it has issued. | Each notified body shall inform the other notified bodies of quality system <u>approval decisions</u> <del>approvals</del> , which it has refused, suspended or withdrawn, and, upon request, of quality system <u>approval decisions</u> <del>approvals</del> , which it has issued. |                 |
| Annex IX, point (8), introductory part |                                                                                                                                                                                                           |                                                                                                                                                                                                           |                                                                                                                                                                                                                                                                                       |                 |

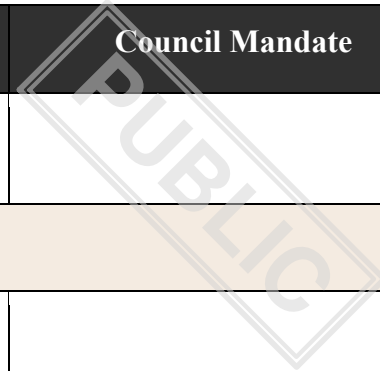
|                                      | Commission Proposal                                                                                                                                                                                                                     | EP Mandate                                                                                                                                                                                                                              | Council Mandate                                                                                                                                                                                                                         | Draft Agreement                                                                                                                                                                                                                         |
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| 1551                                 | 8. Authorised representative                                                                                                                                                                                                            | 8. Authorised representative                                                                                                                                                                                                            | 8. Authorised representative                                                                                                                                                                                                            | 8. Authorised representative<br><br>Text Origin:<br>Commission Proposal                                                                                                                                                                 |
| Annex IX, point (8), first paragraph |                                                                                                                                                                                                                                         |                                                                                                                                                                                                                                         |                                                                                                                                                                                                                                         |                                                                                                                                                                                                                                         |
| 1552                                 | The manufacturer's obligations set out in points 3.1, 3.5, 5 and 6 may be fulfilled by his or her authorised representative, on his or her behalf and under his or her responsibility, provided that they are specified in the mandate. | The manufacturer's obligations set out in points 3.1, 3.5, 5 and 6 may be fulfilled by his or her authorised representative, on his or her behalf and under his or her responsibility, provided that they are specified in the mandate. | The manufacturer's obligations set out in points 3.1, 3.5, 5 and 6 may be fulfilled by his or her authorised representative, on his or her behalf and under his or her responsibility, provided that they are specified in the mandate. | The manufacturer's obligations set out in points 3.1, 3.5, 5 and 6 may be fulfilled by his or her authorised representative, on his or her behalf and under his or her responsibility, provided that they are specified in the mandate. |

|   | Commission Proposal | EP Mandate | Council Mandate                                                                                                                   | Draft Agreement                     |
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|   |                     |            | Annex IXb is deleted "CONFORMITY<br>OF SUBSTANTIALLY MODIFIED<br>MACHINERY OR RELATED PRODUCTS".<br>Text goes directly to Annex X | Text Origin:<br>Commission Proposal |
|   | Annex IX a (new)    |            |                                                                                                                                   |                                     |
| Y | 1552a               |            | <u>ANNEX IX a (new)</u>                                                                                                           | Y                                   |
|   | Annex IX, a (new)   |            |                                                                                                                                   |                                     |
| Y | 1552b               |            | <u>CONFORMITY BASED ON</u><br><u>UNIT VERIFICATION</u>                                                                            | Y                                   |

|   | Commission Proposal                        | EP Mandate | Council Mandate                                                                                                                                                                                                                                                                                                                                                                                       | Draft Agreement |
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|   |                                            |            |                                                                                                                                                                                                                                                                                                                                                                                                       |                 |
|   | Annex IX, a (new) first paragraph          |            |                                                                                                                                                                                                                                                                                                                                                                                                       |                 |
| Y | 1552c                                      |            | <u>(module G)</u>                                                                                                                                                                                                                                                                                                                                                                                     |                 |
|   | Annex IX, point (8), Annex IX, a (new) (1) |            |                                                                                                                                                                                                                                                                                                                                                                                                       |                 |
| Y | 1552d                                      |            | <u>1. Conformity based on unit verification is the conformity assessment procedure whereby the manufacturer fulfils the obligations laid down in points 2, 3 and 5, and ensures and declares on his or her sole responsibility that the machinery or related product, which has been subject to the provisions of point 4, is in conformity with the essential health and safety requirements set</u> |                 |

|                                                                 | Commission Proposal | EP Mandate | Council Mandate                                                                                                                                                                                                                                                                                               | Draft Agreement |
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|                                                                 |                     |            | <u>out in Annex III.</u>                                                                                                                                                                                                                                                                                      |                 |
| Annex IX, point (8), Annex IX, point (8), Annex IX, a (new) (2) |                     |            |                                                                                                                                                                                                                                                                                                               |                 |
| 1552e                                                           |                     |            | 2. <u>Technical documentation</u>                                                                                                                                                                                                                                                                             |                 |
| Annex IX, point (8), first paragraphe                           |                     |            |                                                                                                                                                                                                                                                                                                               |                 |
| 1552f                                                           |                     |            | <u>The manufacturer shall establish the technical documentation and make it available to the notified body referred to in point 4. The documentation shall make it possible to assess the machinery or related product's conformity with the relevant essential health and safety requirements set out in</u> |                 |

|                                          | Commission Proposal | EP Mandate | Council Mandate                                                                                                                                                                                                                                                                                                       | Draft Agreement |
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|                                          |                     |            | <u>Annex III, and shall include an adequate analysis and assessment of the risk(s). The technical documentation shall specify the applicable essential health and safety requirements and cover, as far as relevant for the assessment, the design, manufacture and operation of the machinery or related product</u> |                 |
| Annex IX, point (8), Annex IX, point (8) |                     |            |                                                                                                                                                                                                                                                                                                                       |                 |
| 1552g                                    |                     |            | <u>The technical documentation shall, wherever applicable, contain at least the following elements:</u>                                                                                                                                                                                                               |                 |



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|                     |                     |            |                                                                                                                  |                 |
| Annex IX, point (8) |                     |            |                                                                                                                  |                 |
| Y                   | 1552h               |            | <u>– a general description of the machinery or related product,</u>                                              | Y               |
| Annex IX, point (8) |                     |            |                                                                                                                  |                 |
| Y                   | 1552i               |            | <u>– conceptual design and manufacturing drawings and schemes of components, sub-assemblies, circuits, etc.,</u> | Y               |
| Annex IX, point (8) |                     |            |                                                                                                                  |                 |



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| 1552j               |                     |            | <p>– <u>descriptions and explanations necessary for the understanding of those drawings and schemes and the operation of the machinery or related product,</u></p>                                                                                                     |                 |
| Annex IX, point (8) |                     |            |                                                                                                                                                                                                                                                                        |                 |
| 1552k               |                     |            | <p>– <u>a list of the harmonised standards or the common specifications the references of which have been published in the Official Journal of the European Union, applied in full or in part, and descriptions of the solutions adopted to meet the essential</u></p> |                 |

|                     | Commission Proposal | EP Mandate | Council Mandate                                                                                                                                                                                                                                                              | Draft Agreement |
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|                     |                     |            | <u>health and safety requirements set out in Annex III where those harmonised standards have not been applied. In the event of partly applied harmonised standards or common specifications the technical documentation shall specify the parts which have been applied,</u> |                 |
| Annex IX, point (8) |                     |            |                                                                                                                                                                                                                                                                              |                 |
| 15521               |                     |            | <u>– results of design calculations made, examinations carried out, etc., and</u>                                                                                                                                                                                            |                 |
| Annex IX, point (8) |                     |            |                                                                                                                                                                                                                                                                              |                 |

|                                                                                    | Commission Proposal | EP Mandate | Council Mandate                                                                                                                                                                                        | Draft Agreement |
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| Y                                                                                  | 1552m               |            | – <u>test reports.</u>                                                                                                                                                                                 | Y               |
| Annex IX, point (8)                                                                |                     |            |                                                                                                                                                                                                        |                 |
| Y                                                                                  | 1552n               |            | <u>The manufacturer shall keep the technical documentation at the disposal of the relevant national authorities for 10 years after the machinery or related product has been placed on the market.</u> | Y               |
| Annex IX, point (8), Annex IX, point (8), Annex IX, point (8), Annex IX, a (new) 3 |                     |            |                                                                                                                                                                                                        |                 |
| Y                                                                                  | 1552o               |            | 3. <u>Manufacturing</u>                                                                                                                                                                                | Y               |

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|                                                                                    |                     |            |                                                                                                                                                                                                                                                                                                  |                 |
| Annex IX, point (8)                                                                |                     |            |                                                                                                                                                                                                                                                                                                  |                 |
| 1552p                                                                              |                     |            | <u>Manufacturing</u><br><br><u>The manufacturer shall take all measures necessary so that the manufacturing process and its monitoring ensure conformity of the manufactured machinery or related product with the applicable essential health and safety requirements set out in Annex III.</u> |                 |
| Annex IX, point (8), Annex IX, point (8), Annex IX, point (8), Annex IX, a (new) 4 |                     |            |                                                                                                                                                                                                                                                                                                  |                 |
| 1552q                                                                              |                     |            |                                                                                                                                                                                                                                                                                                  |                 |

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|                                        |                     |            | <u>4. Verification</u>                                                                                                                                                                                                                                                                                                                                                                                                                    |                 |
| Annex IX, point (8), first paragraph r |                     |            |                                                                                                                                                                                                                                                                                                                                                                                                                                           |                 |
| 1552r                                  |                     |            | <u>A notified body chosen by the manufacturer shall carry out appropriate examinations and tests, set out in the relevant harmonised standards and/or common specifications, or equivalent tests, to check the conformity of the machinery or related product with the applicable essential health and safety requirements set out in Annex III, or have them carried out. In the absence of such a harmonised standard and/or common</u> |                 |

|  | Commission Proposal | EP Mandate | Council Mandate                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                | Draft Agreement |
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|  |                     |            | <p><u>specification the notified body concerned shall decide on the appropriate tests to be carried out.</u></p> <p><u>The notified body shall issue a certificate in respect of the examinations and tests carried out and shall affix its identification number to the approved machinery or related product, or have it affixed under its responsibility.</u></p> <p><u>The manufacturer shall keep the certificates at the disposal of the national authorities for 10 years after the machinery or related product has been placed on the market.</u></p> |                 |

|   | Commission Proposal                                                                  | EP Mandate | Council Mandate                                                                                                                                                                                                                                                                                                        | Draft Agreement |
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|   | Annex IX, point (8), Annex IX, point (8), Annex IX, point (8), Annex IX, a (new) 5   |            |                                                                                                                                                                                                                                                                                                                        |                 |
| Y | 1552s                                                                                |            | <u>5. CE marking and EU declaration of conformity</u>                                                                                                                                                                                                                                                                  | Y               |
|   | Annex IX, point (8), Annex IX, point (8), Annex IX, point (8), Annex IX, a (new) 5.1 |            |                                                                                                                                                                                                                                                                                                                        |                 |
| Y | 1552t                                                                                |            | <u>5.1. The manufacturer shall affix the required CE marking set out in Article 10.2 and, under the responsibility of the notified body referred to in point 4, the latter's identification number to each machinery or related product that satisfies the applicable essential health and safety requirements set</u> | Y               |

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|                                                                                      |                     |            | <a href="#"><u>out in Annex III.</u></a>                                                                                                                                                                                                                                                                                                                                            |                 |
| Annex IX, point (8), Annex IX, point (8), Annex IX, point (8), Annex IX, a (new) 5.2 |                     |            |                                                                                                                                                                                                                                                                                                                                                                                     |                 |
| 1552u                                                                                |                     |            | <a href="#"><u>5.2. The manufacturer shall draw up a written EU declaration of conformity and keep it at the disposal of the national authorities for 10 years after the machinery and related product has been placed on the market or put into service. The EU declaration of conformity shall identify the machinery and related product for which it has been drawn up.</u></a> |                 |



|   | Commission Proposal                                                                    | EP Mandate | Council Mandate                                                                                                  | Draft Agreement |
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|   | Annex IX, point (8), Annex IX, point (8), Annex IX, point (8), Annex IX, a (new) 5 bis |            |                                                                                                                  |                 |
| Y | 1552v                                                                                  |            | <u>A copy of the declaration of conformity shall be made available to the relevant authorities upon request.</u> | Y               |
|   | Annex IX, point (8), Annex IX, point (8), Annex IX, point (8), Annex IX, a (new) 6     |            |                                                                                                                  |                 |
| Y | 1552w                                                                                  |            | <u>6. Authorised representative</u>                                                                              | Y               |
|   | Annex IX, point (8), first paragraph x                                                 |            |                                                                                                                  |                 |
| Y | 1552x                                                                                  |            |                                                                                                                  | Y               |

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|         |                     |            | <p><u>The manufacturer's obligations set out in points 2 and 5 may be fulfilled by his authorised representative, on his or her behalf and under his responsibility, provided that they are specified in the mandate.</u></p> |                                                               |
| Annex X |                     |            |                                                                                                                                                                                                                               |                                                               |
| 1552y   |                     |            | <p><u>ANNEX X</u></p>                                                                                                                                                                                                         | <p><u>ANNEX X</u></p> <p>Text Origin: Council<br/>Mandate</p> |

|                          | Commission Proposal                                                                                                                     | EP Mandate                                                                                                                              | Council Mandate                                                                                                                                                                                                       | Draft Agreement                                                                                       |
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| Annex X, first heading   |                                                                                                                                         |                                                                                                                                         |                                                                                                                                                                                                                       |                                                                                                       |
| G 1553                   | ASSEMBLY INSTRUCTIONS<br>FOR PARTLY COMPLETED<br>MACHINERY                                                                              | ASSEMBLY INSTRUCTIONS<br>FOR PARTLY COMPLETED<br>MACHINERY                                                                              | ASSEMBLY INSTRUCTIONS<br>FOR PARTLY COMPLETED<br>MACHINERY                                                                                                                                                            | ASSEMBLY INSTRUCTIONS<br>FOR PARTLY COMPLETED<br>MACHINERY<br><br>Text Origin:<br>Commission Proposal |
| Annex X, first paragraph |                                                                                                                                         |                                                                                                                                         |                                                                                                                                                                                                                       |                                                                                                       |
| Y 1554                   | The assembly instructions for<br>partly completed machinery shall<br>contain a description of the<br>conditions, which are to be met to | The assembly instructions for<br>partly completed machinery shall<br>contain a description of the<br>conditions, which are to be met to | 1. The assembly instructions for<br>partly completed machinery shall<br>contain a description of the<br>conditions, which are to be met to<br>ensure that the partly completed<br>machinery is correctly incorporated |                                                                                                       |

|                           | Commission Proposal                                                                                                                                                                                                                                                                      | EP Mandate                                                                                                                                                                                                                                                                               | Council Mandate                                                                                                                                                                                                                                                                                                                                                                                                                                 | Draft Agreement |
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|                           | ensure that the partly completed machinery is correctly incorporated in the final machinery product, and that the final machinery product does not compromise health and safety of persons and, where appropriate, domestic animals and property and, where applicable, the environment. | ensure that the partly completed machinery is correctly incorporated in the final machinery product, and that the final machinery product does not compromise health and safety of persons and, where appropriate, domestic animals and property and, where applicable, the environment. | in <u>machinery or other partly completed</u> <del>the final</del> machinery <del>product</del> <u>or equipment</u> , and that the <u>machinery or other partly completed</u> <del>final</del> machinery <del>product</del> <u>or equipment with the incorporated partly completed machinery</u> does not compromise health and safety of persons and, where appropriate, domestic animals and property and, where applicable, the environment. |                 |
| Annex X, second paragraph |                                                                                                                                                                                                                                                                                          |                                                                                                                                                                                                                                                                                          |                                                                                                                                                                                                                                                                                                                                                                                                                                                 |                 |
| 1555                      | The assembly instructions shall be written in an official language of the Union understandable to the                                                                                                                                                                                    | The assembly instructions shall be written in an official language of the Union understandable to the                                                                                                                                                                                    | 2. The assembly instructions shall <u>contain relevant information to be used in the instructions</u> <del>be written in an official language</del> of the <del>Union understandable to the</del>                                                                                                                                                                                                                                               |                 |

|                                 | Commission Proposal                                                                                                                                    | EP Mandate                                                                                                                                             | Council Mandate                                                                                                                                                                                                                                                                                                                                              | Draft Agreement |
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|                                 | manufacturer of the machinery product in which the partly completed machinery is to be assembled, or to that manufacturer's authorised representative. | manufacturer of the machinery product in which the partly completed machinery is to be assembled, or to that manufacturer's authorised representative. | <del>manufacturer of the machinery product</del><br><u>machinery or other partly completed machinery or equipment</u> , in which the partly completed machinery is to be assembled. <u>Each assembly instruction shall contain, where applicable, at least the following information:</u><br><del>or to that manufacturer's authorised representative.</del> |                 |
| Annex X, subparagraph 2 a (new) |                                                                                                                                                        |                                                                                                                                                        |                                                                                                                                                                                                                                                                                                                                                              |                 |
| 1555a                           |                                                                                                                                                        | <u>The assembly instructions may be provided by the manufacturer in electronic form.</u>                                                               | <u>a) a general description of the partly completed machinery;</u>                                                                                                                                                                                                                                                                                           |                 |

|   | Commission Proposal                            | EP Mandate | Council Mandate                                                                                                                                                                                                              | Draft Agreement |
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|   |                                                |            |                                                                                                                                                                                                                              |                 |
|   | Annex X, second paragraph b, introductory part |            |                                                                                                                                                                                                                              |                 |
| Y | 1555b                                          |            | <u>b) the drawings, diagrams, descriptions and explanations necessary for the incorporation into the final machinery, maintenance and repair of the partly completed machinery and for checking its correct functioning;</u> | Y               |
|   | Annex X, second paragraph b, point (1)         |            |                                                                                                                                                                                                                              |                 |
| Y | 1555c                                          |            | <u>c) warnings concerning ways in</u>                                                                                                                                                                                        | Y               |

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|                                                |                     |            | <u>which the partly completed machinery shall not be used that experience has shown might occur;</u>                                                                                                                                |                 |
| Annex X, second paragraph c, introductory part |                     |            |                                                                                                                                                                                                                                     |                 |
| 1555d                                          |                     |            | <u>d) assembly, installation and connection instructions, including drawings, diagrams and the means of attachment and the designation of the chassis or installation on which the partly completed machinery is to be mounted;</u> |                 |
| Annex X, second paragraph c, point (1)         |                     |            |                                                                                                                                                                                                                                     |                 |

|                                                | Commission Proposal | EP Mandate | Council Mandate                                                                                                                                       | Draft Agreement |
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| Y                                              | 1555e               |            | <u>e) information regarding noise or vibration which is likely to be reduced by the incorporation;</u>                                                | Y               |
| Annex X, second paragraph d, introductory part |                     |            |                                                                                                                                                       |                 |
| Y                                              | 1555f               |            | <u>f) information about the essential health and safety requirements set out in Annex III which are applicable to the partly completed machinery;</u> | Y               |
| Annex X, second paragraph d, point (1)         |                     |            |                                                                                                                                                       |                 |



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| Y                                              | 1555g               |            | <u>g) the essential characteristics of tools, which may be fitted to the partly completed machinery;</u>                                                                                           | Y               |
| Annex X, second paragraph e, introductory part |                     |            |                                                                                                                                                                                                    |                 |
| Y                                              | 1555h               |            | <u>h) the conditions in which the partly completed machinery meets the requirement of stability, transportation, assembly, dismantling when out of service, testing or foreseeable breakdowns;</u> | Y               |
| Annex X, second paragraph e, point (1)         |                     |            |                                                                                                                                                                                                    |                 |

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| Y                                      | 1555i               |            | <u>i) instructions with a view to ensuring that transport, handling and storage operations can be made safely, giving the mass of the partly completed machinery and of its various parts where these are regularly to be transported separately;</u> | Y               |
| Annex X, second paragraph e, point (2) |                     |            |                                                                                                                                                                                                                                                       |                 |
| Y                                      | 1555j               |            | <u>j) the operating method to be followed in the event of accident or breakdown; if a blockage is likely to occur, the operating method to be followed so as to</u>                                                                                   | Y               |

|                                                | Commission Proposal | EP Mandate | Council Mandate                                                                                                                                                                                             | Draft Agreement |
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|                                                |                     |            | <u>enable the equipment to be safely unblocked;</u>                                                                                                                                                         |                 |
| Annex X, second paragraph f, introductory part |                     |            |                                                                                                                                                                                                             |                 |
| Y 1555k                                        |                     |            | <u>k) the description of the adjustment and maintenance operations that should be carried out by the user and the preventive maintenance measures that should be observed taking account of the design;</u> | Y               |
| Annex X, second paragraph f, point (1)         |                     |            |                                                                                                                                                                                                             |                 |
| Y 1555l                                        |                     |            |                                                                                                                                                                                                             | Y               |

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|                                                |                     |            | <u>l) instructions designed to enable adjustment and maintenance to be carried out safely, including the protective measures that should be taken during these operations;</u> |                 |
| Annex X, second paragraph g, introductory part |                     |            |                                                                                                                                                                                |                 |
| 1555m                                          |                     |            | <u>m) the specifications of the spare parts to be used, when these affect the health and safety of operators;</u>                                                              |                 |
| Annex X, second paragraph g, point (1)         |                     |            |                                                                                                                                                                                |                 |
| 1555n                                          |                     |            | <u>n) a clear description of which</u>                                                                                                                                         |                 |

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|                                        |                     |            | <u>version of the assembly instructions corresponds to the partly completed machinery model;</u>                                                                                                                                     |                 |
| Annex X, second paragraph g, point (2) |                     |            |                                                                                                                                                                                                                                      |                 |
| 1555o                                  |                     |            | <u>If the partly completed machinery is intended to be used in machinery covered by annex III point 2 to 6, the assembly instructions must also contain relevant information to be used in the instructions for these machinery.</u> |                 |
| Annex X, second paragraph g, point (3) |                     |            |                                                                                                                                                                                                                                      |                 |

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| Y                                      | 1555p               |            | 3. <u>The assembly instructions for partly completed machinery shall contain the EU declaration of incorporation, or the internet address or machine readable code where the EU declaration of incorporation can be accessed.</u> | Y               |
| Annex X, second paragraph g, point (4) |                     |            |                                                                                                                                                                                                                                   |                 |
|                                        | 1555q               |            |                                                                                                                                                                                                                                   |                 |
| Annex XI, first heading                |                     |            |                                                                                                                                                                                                                                   |                 |
| G                                      | 1556                |            |                                                                                                                                                                                                                                   | G               |

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|                                    | CORRELATION TABLE    | CORRELATION TABLE    | CORRELATION TABLE    | CORRELATION TABLE<br><br>Text Origin:<br>Commission Proposal    |
| Annex XI, Table 1, Column 1, Row 1 |                      |                      |                      |                                                                 |
| G 1557                             | Directive 2006/42/EC | Directive 2006/42/EC | Directive 2006/42/EC | Directive 2006/42/EC<br><br>Text Origin:<br>Commission Proposal |
| Annex XI, Table 1, Column 1, Row 2 |                      |                      |                      |                                                                 |

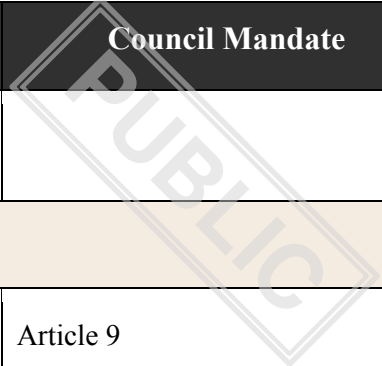
|                                    | Commission Proposal | EP Mandate | Council Mandate | Draft Agreement                                      |
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| 1558                               | Article 1           | Article 1  | Article 1       | Article 1<br><br>Text Origin:<br>Commission Proposal |
| Annex XI, Table 1, Column 1, Row 3 |                     |            |                 |                                                      |
| 1559                               | Article 2           | Article 2  | Article 2       | Article 2<br><br>Text Origin:<br>Commission Proposal |
| Annex XI, Table 1, Column 1, Row 4 |                     |            |                 |                                                      |
| 1560                               | Article 3           | Article 3  | Article 3       | Article 3                                            |



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|                                    |                     |            |                 | Text Origin:<br>Commission Proposal |
| Annex XI, Table 1, Column 1, Row 5 |                     |            |                 |                                     |
| 1561                               | Article 4           | Article 4  | Article 4       | Text Origin:<br>Commission Proposal |
| Annex XI, Table 1, Column 1, Row 6 |                     |            |                 |                                     |
| 1562                               | Article 5           | Article 5  | Article 5       |                                     |

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|                                    |                     |            |                 | Text Origin:<br>Commission Proposal                  |
| Annex XI, Table 1, Column 1, Row 7 |                     |            |                 |                                                      |
| 1563                               | Article 6           | Article 6  | Article 6       | Article 6<br><br>Text Origin:<br>Commission Proposal |
| Annex XI, Table 1, Column 1, Row 8 |                     |            |                 |                                                      |
| 1564                               | Article 7           | Article 7  | Article 7       | Article 7<br><br>Text Origin:                        |

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|                                     |                     |               |                 | Commission Proposal                                      |
| Annex XI, Table 1, Column 1, Row 9  |                     |               |                 |                                                          |
| 1565                                | Article 8 (1)       | Article 8 (1) | Article 8 (1)   | Article 8 (1)<br><br>Text Origin:<br>Commission Proposal |
| Annex XI, Table 1, Column 1, Row 10 |                     |               |                 |                                                          |
| 1566                                | Article 8 (2)       | Article 8 (2) | Article 8 (2)   | Article 8 (2)<br><br>Text Origin:<br>Commission Proposal |



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|                                     |                     |            |                 |                                                       |
| Annex XI, Table 1, Column 1, Row 11 |                     |            |                 |                                                       |
| G 1567                              | Article 9           | Article 9  | Article 9       | Article 9<br><br>Text Origin:<br>Commission Proposal  |
| Annex XI, Table 1, Column 1, Row 12 |                     |            |                 |                                                       |
| G 1568                              | Article 10          | Article 10 | Article 10      | Article 10<br><br>Text Origin:<br>Commission Proposal |

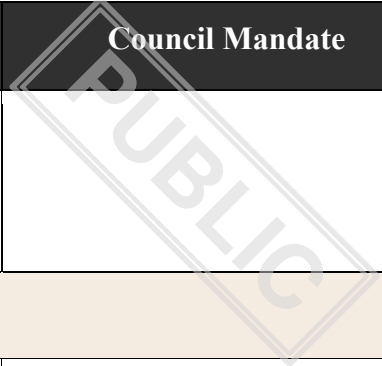
|                                     | Commission Proposal | EP Mandate | Council Mandate | Draft Agreement                                       |
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| Annex XI, Table 1, Column 1, Row 13 |                     |            |                 |                                                       |
| 1569                                | Article 11          | Article 11 | Article 11      | Article 11<br><br>Text Origin:<br>Commission Proposal |
| Annex XI, Table 1, Column 1, Row 14 |                     |            |                 |                                                       |
| 1570                                | Article 12          | Article 12 | Article 12      | Article 12<br><br>Text Origin:<br>Commission Proposal |
| Annex XI, Table 1, Column 1, Row 15 |                     |            |                 |                                                       |

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| 1571                                | Article 13          | Article 13 | Article 13      | Article 13<br><br>Text Origin:<br>Commission Proposal |
| Annex XI, Table 1, Column 1, Row 16 |                     |            |                 |                                                       |
| 1572                                | Article 14          | Article 14 | Article 14      | Article 14<br><br>Text Origin:<br>Commission Proposal |
| Annex XI, Table 1, Column 1, Row 17 |                     |            |                 |                                                       |
| 1573                                | Article 15          | Article 15 | Article 15      | Article 15                                            |

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|                                     |                     |            |                 | Text Origin:<br>Commission Proposal |
| Annex XI, Table 1, Column 1, Row 18 |                     |            |                 |                                     |
| 1574                                | Article 16          | Article 16 | Article 16      | Text Origin:<br>Commission Proposal |
| Annex XI, Table 1, Column 1, Row 19 |                     |            |                 |                                     |
| 1575                                | Article 17          | Article 17 | Article 17      |                                     |

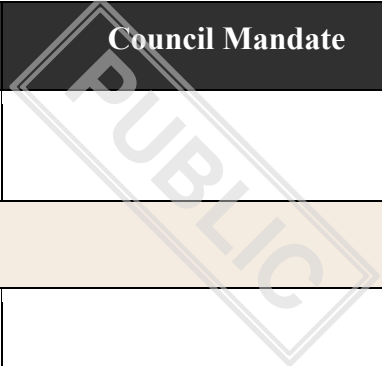
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|                                     |                     |            |                 | Text Origin:<br>Commission Proposal                   |
| Annex XI, Table 1, Column 1, Row 20 |                     |            |                 |                                                       |
| 1576                                | Article 18          | Article 18 | Article 18      | Article 18<br><br>Text Origin:<br>Commission Proposal |
| Annex XI, Table 1, Column 1, Row 21 |                     |            |                 |                                                       |
| 1577                                | Article 19          | Article 19 | Article 19      | Article 19<br><br>Text Origin:                        |



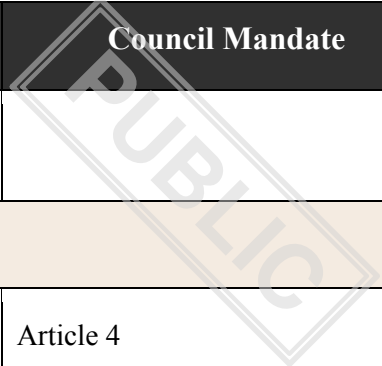


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|                                    |                     |                 |                 | Commission Proposal                                        |
| Annex XI, Table 1, Column 2, Row 1 |                     |                 |                 |                                                            |
| 1578                               | This Regulation     | This Regulation | This Regulation | This Regulation<br><br>Text Origin:<br>Commission Proposal |
| Annex XI, Table 1, Column 2, Row 2 |                     |                 |                 |                                                            |
| 1579                               | Article 2           | Article 2       | Article 2       | Article 2<br><br>Text Origin:                              |

|                                    | Commission Proposal     | EP Mandate              | Council Mandate         | Draft Agreement                                                    |
|------------------------------------|-------------------------|-------------------------|-------------------------|--------------------------------------------------------------------|
|                                    |                         |                         |                         | Commission Proposal                                                |
| Annex XI, Table 1, Column 2, Row 3 |                         |                         |                         |                                                                    |
| 1580                               | Article 3               | Article 3               | Article 3               | Article 3<br><br>Text Origin:<br>Commission Proposal               |
| Annex XI, Table 1, Column 2, Row 4 |                         |                         |                         |                                                                    |
| 1581                               | Article 8 and Article 9 | Article 8 and Article 9 | Article 8 and Article 9 | Article 8 and Article 9<br><br>Text Origin:<br>Commission Proposal |



|                                    | Commission Proposal | EP Mandate | Council Mandate | Draft Agreement                                      |
|------------------------------------|---------------------|------------|-----------------|------------------------------------------------------|
|                                    |                     |            |                 |                                                      |
| Annex XI, Table 1, Column 2, Row 5 |                     |            |                 |                                                      |
| 1582                               | —                   | —          | —               | Text Origin:<br>Commission Proposal                  |
| Annex XI, Table 1, Column 2, Row 6 |                     |            |                 |                                                      |
| 1583                               | Article 7           | Article 7  | Article 7       | Article 7<br><br>Text Origin:<br>Commission Proposal |



|                                    | Commission Proposal | EP Mandate     | Council Mandate | Draft Agreement                                           |
|------------------------------------|---------------------|----------------|-----------------|-----------------------------------------------------------|
|                                    |                     |                |                 |                                                           |
| Annex XI, Table 1, Column 2, Row 7 |                     |                |                 |                                                           |
| G 1584                             | Article 4           | Article 4      | Article 4       | Article 4<br><br>Text Origin:<br>Commission Proposal      |
| Annex XI, Table 1, Column 2, Row 8 |                     |                |                 |                                                           |
| G 1585                             | Article 17 (1)      | Article 17 (1) | Article 17 (1)  | Article 17 (1)<br><br>Text Origin:<br>Commission Proposal |

|                                     | Commission Proposal | EP Mandate | Council Mandate | Draft Agreement                                       |
|-------------------------------------|---------------------|------------|-----------------|-------------------------------------------------------|
| Annex XI, Table 1, Column 2, Row 9  |                     |            |                 |                                                       |
| 1586                                | Article 45          | Article 45 | Article 45      | Article 45<br><br>Text Origin:<br>Commission Proposal |
| Annex XI, Table 1, Column 2, Row 10 |                     |            |                 |                                                       |
| 1587                                | -                   | -          | -               | -<br><br>Text Origin:<br>Commission Proposal          |

|                                     | Commission Proposal | EP Mandate     | Council Mandate | Draft Agreement                                        |
|-------------------------------------|---------------------|----------------|-----------------|--------------------------------------------------------|
| Annex XI, Table 1, Column 2, Row 11 |                     |                |                 |                                                        |
| 1588                                | -                   | -              | -               | <div>Text Origin:</div> <div>Commission Proposal</div> |
| Annex XI, Table 1, Column 2, Row 12 |                     |                |                 |                                                        |
| 1589                                | Article 42 (3)      | Article 42 (3) | Article 42 (3)  | <div>Text Origin:</div> <div>Commission Proposal</div> |

|                                     | Commission Proposal      | EP Mandate               | Council Mandate          | Draft Agreement                                                     |
|-------------------------------------|--------------------------|--------------------------|--------------------------|---------------------------------------------------------------------|
| Annex XI, Table 1, Column 2, Row 13 |                          |                          |                          |                                                                     |
| 1590                                | Article 41 to Article 44 | Article 41 to Article 44 | Article 41 to Article 44 | Article 41 to Article 44<br><br>Text Origin:<br>Commission Proposal |
| Annex XI, Table 1, Column 2, Row 14 |                          |                          |                          |                                                                     |
| 1591                                | Article 21               | Article 21               | Article 21               | Article 21<br><br>Text Origin:<br>Commission Proposal               |
| Annex XI, Table 1, Column 2, Row 15 |                          |                          |                          |                                                                     |

|                                     | Commission Proposal      | EP Mandate               | Council Mandate          | Draft Agreement                                                     |
|-------------------------------------|--------------------------|--------------------------|--------------------------|---------------------------------------------------------------------|
| 1592                                | Article 22               | Article 22               | Article 22               | Article 22<br><br>Text Origin:<br>Commission Proposal               |
| Annex XI, Table 1, Column 2, Row 16 |                          |                          |                          |                                                                     |
| 1593                                | Article 24 to Article 40 | Article 24 to Article 40 | Article 24 to Article 40 | Article 24 to Article 40<br><br>Text Origin:<br>Commission Proposal |
| Annex XI, Table 1, Column 2, Row 17 |                          |                          |                          |                                                                     |
| 1594                                | Article 23               | Article 23               | Article 23               | Article 23                                                          |



|                                     | Commission Proposal | EP Mandate | Council Mandate | Draft Agreement                                       |
|-------------------------------------|---------------------|------------|-----------------|-------------------------------------------------------|
|                                     |                     |            |                 | Text Origin:<br>Commission Proposal                   |
| Annex XI, Table 1, Column 2, Row 18 |                     |            |                 |                                                       |
| 1595                                | Article 19          | Article 19 | Article 19      | Article 19<br><br>Text Origin:<br>Commission Proposal |
| Annex XI, Table 1, Column 2, Row 19 |                     |            |                 |                                                       |
| 1596                                | Article 20          | Article 20 | Article 20      | Article 20                                            |



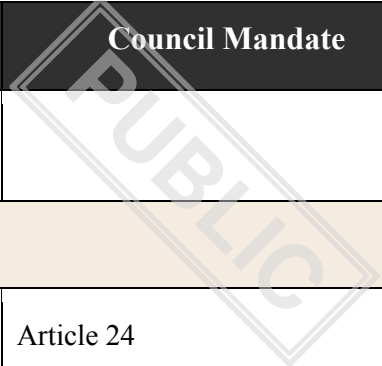
|                                     | Commission Proposal | EP Mandate | Council Mandate | Draft Agreement                                       |
|-------------------------------------|---------------------|------------|-----------------|-------------------------------------------------------|
|                                     |                     |            |                 | Text Origin:<br>Commission Proposal                   |
| Annex XI, Table 1, Column 2, Row 20 |                     |            |                 |                                                       |
| 1597                                | Article 47          | Article 47 | Article 47      | Article 47<br><br>Text Origin:<br>Commission Proposal |
| Annex XI, Table 1, Column 2, Row 21 |                     |            |                 |                                                       |
| 1598                                | —                   | —          | —               | —                                                     |



|                                    | Commission Proposal  | EP Mandate           | Council Mandate      | Draft Agreement                                                 |
|------------------------------------|----------------------|----------------------|----------------------|-----------------------------------------------------------------|
|                                    |                      |                      |                      | Text Origin:<br>Commission Proposal                             |
| Annex XI, Table 2, Column 1, Row 1 |                      |                      |                      |                                                                 |
| 1599                               | Directive 2006/42/EC | Directive 2006/42/EC | Directive 2006/42/EC | Directive 2006/42/EC<br><br>Text Origin:<br>Commission Proposal |
| Annex XI, Table 2, Column 1, Row 2 |                      |                      |                      |                                                                 |
| 1600                               | Article 20           | Article 20           | Article 20           | Article 20                                                      |

|                                    | Commission Proposal | EP Mandate   | Council Mandate | Draft Agreement                                       |
|------------------------------------|---------------------|--------------|-----------------|-------------------------------------------------------|
|                                    |                     |              |                 | Text Origin:<br>Commission Proposal                   |
| Annex XI, Table 2, Column 1, Row 3 |                     |              |                 |                                                       |
| 1601                               | Article 21          | Article 21   | Article 21      | Article 21<br><br>Text Origin:<br>Commission Proposal |
| Annex XI, Table 2, Column 1, Row 4 |                     |              |                 |                                                       |
| 1602                               | Article 21 a        | Article 21 a | Article 21 a    | Article 21 a<br><br>Text Origin:                      |

|                                    | Commission Proposal | EP Mandate | Council Mandate | Draft Agreement                                       |
|------------------------------------|---------------------|------------|-----------------|-------------------------------------------------------|
|                                    |                     |            |                 | Commission Proposal                                   |
| Annex XI, Table 2, Column 1, Row 5 |                     |            |                 |                                                       |
| 1603                               | Article 22          | Article 22 | Article 22      | Article 22<br><br>Text Origin:<br>Commission Proposal |
| Annex XI, Table 2, Column 1, Row 6 |                     |            |                 |                                                       |
| 1604                               | Article 23          | Article 23 | Article 23      | Article 23<br><br>Text Origin:<br>Commission Proposal |



|                                    | Commission Proposal | EP Mandate | Council Mandate | Draft Agreement                                       |
|------------------------------------|---------------------|------------|-----------------|-------------------------------------------------------|
|                                    |                     |            |                 |                                                       |
| Annex XI, Table 2, Column 1, Row 7 |                     |            |                 |                                                       |
| G 1605                             | Article 24          | Article 24 | Article 24      | Article 24<br><br>Text Origin:<br>Commission Proposal |
| Annex XI, Table 2, Column 1, Row 8 |                     |            |                 |                                                       |
| G 1606                             | Article 25          | Article 25 | Article 25      | Article 25<br><br>Text Origin:<br>Commission Proposal |

|                                     | Commission Proposal | EP Mandate | Council Mandate | Draft Agreement                                       |
|-------------------------------------|---------------------|------------|-----------------|-------------------------------------------------------|
| Annex XI, Table 2, Column 1, Row 9  |                     |            |                 |                                                       |
| 1607                                | Article 26          | Article 26 | Article 26      | Article 26<br><br>Text Origin:<br>Commission Proposal |
| Annex XI, Table 2, Column 1, Row 10 |                     |            |                 |                                                       |
| 1608                                | Article 27          | Article 27 | Article 27      | Article 27<br><br>Text Origin:<br>Commission Proposal |
| Annex XI, Table 2, Column 1, Row 11 |                     |            |                 |                                                       |

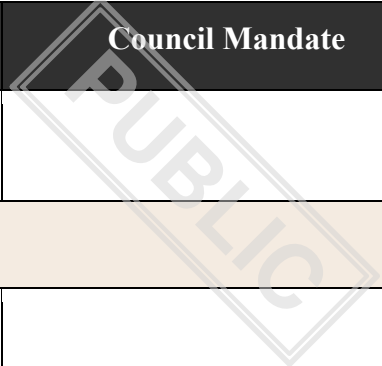
|                                     | Commission Proposal | EP Mandate | Council Mandate | Draft Agreement                                       |
|-------------------------------------|---------------------|------------|-----------------|-------------------------------------------------------|
| 1609                                | Article 28          | Article 28 | Article 28      | Article 28<br><br>Text Origin:<br>Commission Proposal |
| Annex XI, Table 2, Column 1, Row 12 |                     |            |                 |                                                       |
| 1610                                | Article 29          | Article 29 | Article 29      | Article 29<br><br>Text Origin:<br>Commission Proposal |
| Annex XI, Table 2, Column 1, Row 13 |                     |            |                 |                                                       |
| 1611                                |                     |            |                 |                                                       |



|                                     | Commission Proposal          | EP Mandate                   | Council Mandate              | Draft Agreement                                                         |
|-------------------------------------|------------------------------|------------------------------|------------------------------|-------------------------------------------------------------------------|
|                                     | Annex I - General principles | Annex I - General principles | Annex I - General principles | Annex I - General principles<br><br>Text Origin:<br>Commission Proposal |
| Annex XI, Table 2, Column 1, Row 14 |                              |                              |                              |                                                                         |
| 1612                                | Annex I, Section 1           | Annex I, Section 1           | Annex I, Section 1           | Annex I, Section 1<br><br>Text Origin:<br>Commission Proposal           |
| Annex XI, Table 2, Column 1, Row 15 |                              |                              |                              |                                                                         |

|                                     | Commission Proposal | EP Mandate         | Council Mandate    | Draft Agreement                                               |
|-------------------------------------|---------------------|--------------------|--------------------|---------------------------------------------------------------|
| 1613                                | Annex I, Section 2  | Annex I, Section 2 | Annex I, Section 2 | Annex I, Section 2<br><br>Text Origin:<br>Commission Proposal |
| Annex XI, Table 2, Column 1, Row 16 |                     |                    |                    |                                                               |
| 1614                                | Annex I, Section 3  | Annex I, Section 3 | Annex I, Section 3 | Annex I, Section 3<br><br>Text Origin:<br>Commission Proposal |

|                                     | Commission Proposal | EP Mandate         | Council Mandate    | Draft Agreement                                               |
|-------------------------------------|---------------------|--------------------|--------------------|---------------------------------------------------------------|
| Annex XI, Table 2, Column 1, Row 17 |                     |                    |                    |                                                               |
| 1615                                | Annex I, Section 4  | Annex I, Section 4 | Annex I, Section 4 | Annex I, Section 4<br><br>Text Origin:<br>Commission Proposal |
| Annex XI, Table 2, Column 1, Row 18 |                     |                    |                    |                                                               |
| 1616                                | Annex I, Section 5  | Annex I, Section 5 | Annex I, Section 5 | Annex I, Section 5<br><br>Text Origin:<br>Commission Proposal |



|                                     | Commission Proposal     | EP Mandate              | Council Mandate         | Draft Agreement                                               |
|-------------------------------------|-------------------------|-------------------------|-------------------------|---------------------------------------------------------------|
|                                     |                         |                         |                         |                                                               |
| Annex XI, Table 2, Column 1, Row 19 |                         |                         |                         |                                                               |
| 1617                                | Annex I, Section 6      | Annex I, Section 6      | Annex I, Section 6      | Annex I, Section 6<br><br>Text Origin:<br>Commission Proposal |
| Annex XI, Table 2, Column 1, Row 20 |                         |                         |                         |                                                               |
| 1618                                | Annex II, Parts A and B | Annex II, Parts A and B | Annex II, Parts A and B | Annex II, Parts A and B                                       |



|                                     | Commission Proposal | EP Mandate | Council Mandate | Draft Agreement                                      |
|-------------------------------------|---------------------|------------|-----------------|------------------------------------------------------|
|                                     |                     |            |                 | Text Origin:<br>Commission Proposal                  |
| Annex XI, Table 2, Column 1, Row 21 |                     |            |                 |                                                      |
| 1619                                | Annex III           | Annex III  | Annex III       | Annex III<br><br>Text Origin:<br>Commission Proposal |
| Annex XI, Table 2, Column 1, Row 22 |                     |            |                 |                                                      |
| 1620                                | Annex IV            | Annex IV   | Annex IV        | Annex IV                                             |



|                                     | Commission Proposal | EP Mandate | Council Mandate | Draft Agreement                                    |
|-------------------------------------|---------------------|------------|-----------------|----------------------------------------------------|
|                                     |                     |            |                 | Text Origin:<br>Commission Proposal                |
| Annex XI, Table 2, Column 1, Row 23 |                     |            |                 |                                                    |
| 1621                                | Annex V             | Annex V    | Annex V         | Annex V<br><br>Text Origin:<br>Commission Proposal |
| Annex XI, Table 2, Column 1, Row 24 |                     |            |                 |                                                    |
| 1622                                |                     |            |                 |                                                    |

|                                     | Commission Proposal      | EP Mandate               | Council Mandate          | Draft Agreement                                                     |
|-------------------------------------|--------------------------|--------------------------|--------------------------|---------------------------------------------------------------------|
|                                     | Annex VI                 | Annex VI                 | Annex VI                 | Annex VI<br><br>Text Origin:<br>Commission Proposal                 |
| Annex XI, Table 2, Column 1, Row 25 |                          |                          |                          |                                                                     |
| 1623                                | Annex VII, Parts A and B | Annex VII, Parts A and B | Annex VII, Parts A and B | Annex VII, Parts A and B<br><br>Text Origin:<br>Commission Proposal |
| Annex XI, Table 2, Column 2, Row 1  |                          |                          |                          |                                                                     |

|                                    | Commission Proposal | EP Mandate      | Council Mandate | Draft Agreement                                            |
|------------------------------------|---------------------|-----------------|-----------------|------------------------------------------------------------|
| 1624                               | This Regulation     | This Regulation | This Regulation | This Regulation<br><br>Text Origin:<br>Commission Proposal |
| Annex XI, Table 2, Column 2, Row 2 |                     |                 |                 |                                                            |
| 1625                               | —                   | —               | —               | —<br><br>Text Origin:<br>Commission Proposal               |



|                                    | Commission Proposal | EP Mandate | Council Mandate | Draft Agreement                                       |
|------------------------------------|---------------------|------------|-----------------|-------------------------------------------------------|
| Annex XI, Table 2, Column 2, Row 3 |                     |            |                 |                                                       |
| 1626                               | Article 51          | Article 51 | Article 51      | Article 51<br><br>Text Origin:<br>Commission Proposal |
| Annex XI, Table 2, Column 2, Row 4 |                     |            |                 |                                                       |
| 1627                               | Article 45          | Article 45 | Article 45      | Article 45<br><br>Text Origin:<br>Commission Proposal |
| Annex XI, Table 2, Column 2, Row 5 |                     |            |                 |                                                       |

|                                    | Commission Proposal | EP Mandate | Council Mandate | Draft Agreement                                       |
|------------------------------------|---------------------|------------|-----------------|-------------------------------------------------------|
| 1628                               | Article 46          | Article 46 | Article 46      | Article 46<br><br>Text Origin:<br>Commission Proposal |
| Annex XI, Table 2, Column 2, Row 6 |                     |            |                 |                                                       |
| 1629                               | Article 48          | Article 48 | Article 48      | Article 48<br><br>Text Origin:<br>Commission Proposal |
| Annex XI, Table 2, Column 2, Row 7 |                     |            |                 |                                                       |
| 1630                               |                     |            |                 |                                                       |

|                                    | Commission Proposal | EP Mandate | Council Mandate | Draft Agreement                                        |
|------------------------------------|---------------------|------------|-----------------|--------------------------------------------------------|
|                                    | -                   | -          | -               | <div>Text Origin:</div> <div>Commission Proposal</div> |
| Annex XI, Table 2, Column 2, Row 8 |                     |            |                 |                                                        |
| 1631                               | Article 49          | Article 49 | Article 49      | <div>Text Origin:</div> <div>Commission Proposal</div> |
| Annex XI, Table 2, Column 2, Row 9 |                     |            |                 |                                                        |
| 1632                               |                     |            |                 |                                                        |

|                                     | Commission Proposal | EP Mandate | Council Mandate | Draft Agreement                                        |
|-------------------------------------|---------------------|------------|-----------------|--------------------------------------------------------|
|                                     | -                   | -          | -               | <div>Text Origin:</div> <div>Commission Proposal</div> |
| Annex XI, Table 2, Column 2, Row 10 |                     |            |                 |                                                        |
| 1633                                | -                   | -          | -               | <div>Text Origin:</div> <div>Commission Proposal</div> |
| Annex XI, Table 2, Column 2, Row 11 |                     |            |                 |                                                        |

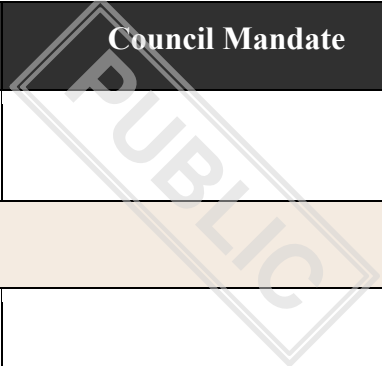
|                                     | Commission Proposal | EP Mandate | Council Mandate | Draft Agreement                                       |
|-------------------------------------|---------------------|------------|-----------------|-------------------------------------------------------|
| 1634                                | Article 52          | Article 52 | Article 52      | Article 52<br><br>Text Origin:<br>Commission Proposal |
| Annex XI, Table 2, Column 2, Row 12 |                     |            |                 |                                                       |
| 1635                                | Article 52          | Article 52 | Article 52      | Article 52<br><br>Text Origin:<br>Commission Proposal |
| Annex XI, Table 2, Column 2, Row 13 |                     |            |                 |                                                       |
| 1636                                |                     |            |                 |                                                       |

|                                     | Commission Proposal            | EP Mandate                     | Council Mandate                | Draft Agreement                                                           |
|-------------------------------------|--------------------------------|--------------------------------|--------------------------------|---------------------------------------------------------------------------|
|                                     | Annex III - General principles | Annex III - General principles | Annex III - General principles | Annex III - General principles<br><br>Text Origin:<br>Commission Proposal |
| Annex XI, Table 2, Column 2, Row 14 |                                |                                |                                |                                                                           |
| 1637                                | Anne III, Section 1            | Anne III, Section 1            | Anne III, Section 1            | Anne III, Section 1<br><br>Text Origin:<br>Commission Proposal            |
| Annex XI, Table 2, Column 2, Row 15 |                                |                                |                                |                                                                           |

|                                     | Commission Proposal  | EP Mandate           | Council Mandate      | Draft Agreement                                                 |
|-------------------------------------|----------------------|----------------------|----------------------|-----------------------------------------------------------------|
| 1638                                | Annex III, Section 2 | Annex III, Section 2 | Annex III, Section 2 | Annex III, Section 2<br><br>Text Origin:<br>Commission Proposal |
| Annex XI, Table 2, Column 2, Row 16 |                      |                      |                      |                                                                 |
| 1639                                | Annex III, Section 3 | Annex III, Section 3 | Annex III, Section 3 | Annex III, Section 3<br><br>Text Origin:<br>Commission Proposal |

|                                     | Commission Proposal  | EP Mandate           | Council Mandate      | Draft Agreement                                                 |
|-------------------------------------|----------------------|----------------------|----------------------|-----------------------------------------------------------------|
| Annex XI, Table 2, Column 2, Row 17 |                      |                      |                      |                                                                 |
| 1640                                | Annex III, Section 4 | Annex III, Section 4 | Annex III, Section 4 | Annex III, Section 4<br><br>Text Origin:<br>Commission Proposal |
| Annex XI, Table 2, Column 2, Row 18 |                      |                      |                      |                                                                 |
| 1641                                | Annex III, Section 5 | Annex III, Section 5 | Annex III, Section 5 | Annex III, Section 5<br><br>Text Origin:<br>Commission Proposal |





|                                     | Commission Proposal  | EP Mandate           | Council Mandate      | Draft Agreement                                                 |
|-------------------------------------|----------------------|----------------------|----------------------|-----------------------------------------------------------------|
|                                     |                      |                      |                      |                                                                 |
| Annex XI, Table 2, Column 2, Row 19 |                      |                      |                      |                                                                 |
| 1642                                | Annex III, Section 6 | Annex III, Section 6 | Annex III, Section 6 | Annex III, Section 6<br><br>Text Origin:<br>Commission Proposal |
| Annex XI, Table 2, Column 2, Row 20 |                      |                      |                      |                                                                 |
| 1643                                | Annex V              | Annex V              | Annex V              | Annex V                                                         |



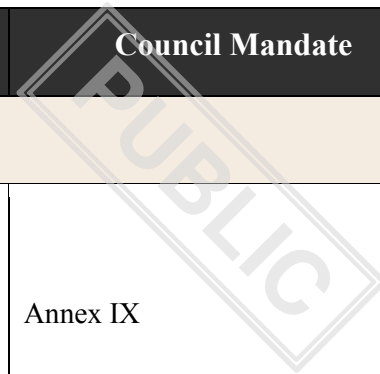
|                                     | Commission Proposal | EP Mandate | Council Mandate | Draft Agreement                     |
|-------------------------------------|---------------------|------------|-----------------|-------------------------------------|
|                                     |                     |            |                 | Text Origin:<br>Commission Proposal |
| Annex XI, Table 2, Column 2, Row 21 |                     |            |                 |                                     |
| 1644                                | -                   | -          | -               | Text Origin:<br>Commission Proposal |
| Annex XI, Table 2, Column 2, Row 22 |                     |            |                 |                                     |
| 1645                                | Annex I             | Annex I    | Annex I         | Annex I                             |



|                                     | Commission Proposal | EP Mandate | Council Mandate | Draft Agreement                                     |
|-------------------------------------|---------------------|------------|-----------------|-----------------------------------------------------|
|                                     |                     |            |                 | Text Origin:<br>Commission Proposal                 |
| Annex XI, Table 2, Column 2, Row 23 |                     |            |                 |                                                     |
| 1646                                | Annex II            | Annex II   | Annex II        | Annex II<br><br>Text Origin:<br>Commission Proposal |
| Annex XI, Table 2, Column 2, Row 24 |                     |            |                 |                                                     |
| 1647                                |                     |            |                 |                                                     |

|                                     | Commission Proposal     | EP Mandate              | Council Mandate         | Draft Agreement                                                    |
|-------------------------------------|-------------------------|-------------------------|-------------------------|--------------------------------------------------------------------|
|                                     | Annex X                 | Annex X                 | Annex X                 | Annex X<br><br>Text Origin:<br>Commission Proposal                 |
| Annex XI, Table 2, Column 2, Row 25 |                         |                         |                         |                                                                    |
| 1648                                | Annex IV, Parts A and B | Annex IV, Parts A and B | Annex IV, Parts A and B | Annex IV, Parts A and B<br><br>Text Origin:<br>Commission Proposal |
| Annex XI, Table 3, Column 1, Row 1  |                         |                         |                         |                                                                    |

|                                    | Commission Proposal  | EP Mandate           | Council Mandate      | Draft Agreement                                                 |
|------------------------------------|----------------------|----------------------|----------------------|-----------------------------------------------------------------|
| 1649                               | Directive 2006/42/EC | Directive 2006/42/EC | Directive 2006/42/EC | Directive 2006/42/EC<br><br>Text Origin:<br>Commission Proposal |
| Annex XI, Table 3, Column 1, Row 2 |                      |                      |                      |                                                                 |
| 1650                               | Annex VIII           | Annex VIII           | Annex VIII           | Annex VIII<br><br>Text Origin:<br>Commission Proposal           |



|                                    | Commission Proposal | EP Mandate | Council Mandate | Draft Agreement                                     |
|------------------------------------|---------------------|------------|-----------------|-----------------------------------------------------|
| Annex XI, Table 3, Column 1, Row 3 |                     |            |                 |                                                     |
| 1651                               | Annex IX            | Annex IX   | Annex IX        | Annex IX<br><br>Text Origin:<br>Commission Proposal |
| Annex XI, Table 3, Column 1, Row 4 |                     |            |                 |                                                     |
| 1652                               | Annex X             | Annex X    | Annex X         | Annex X<br><br>Text Origin:<br>Commission Proposal  |

|                                    | Commission Proposal | EP Mandate      | Council Mandate | Draft Agreement                                     |
|------------------------------------|---------------------|-----------------|-----------------|-----------------------------------------------------|
|                                    |                     |                 |                 |                                                     |
| Annex XI, Table 3, Column 1, Row 5 |                     |                 |                 |                                                     |
| 1653                               | Annex XI            | Annex XI        | Annex XI        | Annex XI<br><br>Text Origin:<br>Commission Proposal |
| Annex XI, Table 3, Column 2, Row 1 |                     |                 |                 |                                                     |
| 1654                               | This Regulation     | This Regulation | This Regulation | This Regulation                                     |



|                                    | Commission Proposal | EP Mandate | Council Mandate | Draft Agreement                                     |
|------------------------------------|---------------------|------------|-----------------|-----------------------------------------------------|
|                                    |                     |            |                 | Text Origin:<br>Commission Proposal                 |
| Annex XI, Table 3, Column 2, Row 2 |                     |            |                 |                                                     |
| 1655                               | Annex VI            | Annex VI   | Annex VI        | Annex VI<br><br>Text Origin:<br>Commission Proposal |
| Annex XI, Table 3, Column 2, Row 3 |                     |            |                 |                                                     |
| 1656                               | Annex VII           | Annex VII  | Annex VII       | Annex VII                                           |





|                                    | Commission Proposal | EP Mandate | Council Mandate | Draft Agreement                                       |
|------------------------------------|---------------------|------------|-----------------|-------------------------------------------------------|
|                                    |                     |            |                 | Text Origin:<br>Commission Proposal                   |
| Annex XI, Table 3, Column 2, Row 4 |                     |            |                 |                                                       |
| 1657                               | Annex VIII          | Annex VIII | Annex VIII      | Annex VIII<br><br>Text Origin:<br>Commission Proposal |
| Annex XI, Table 3, Column 2, Row 5 |                     |            |                 |                                                       |
| 1658                               | Article 28          | Article 28 | Article 28      | Article 28                                            |

|  | Commission Proposal | EP Mandate | Council Mandate | Draft Agreement                                        |
|--|---------------------|------------|-----------------|--------------------------------------------------------|
|  |                     |            |                 | <div>Text Origin:</div> <div>Commission Proposal</div> |