

Council Regulation (EEC) No 3821/85 of 20 December
1985 on recording equipment in road transport

CHAPTER V

Final provisions

[^{F1}Article 17

[^{F21} The amendments required to adjust the annexes to technical progress, designed to amend non-essential elements of this Regulation, shall be adopted in accordance with the regulatory procedure with scrutiny referred to in Article 18(2).]

2 The technical specifications relating to the following sections of Annex IB shall be adopted as soon as possible and if possible before 1 July 1998 by the same procedure:

a Chapter II

- (d) 17: displaying and printing of faults in the recording equipment,
- (d) 18: displaying and printing of faults in the driver card,
- (d) 21: displaying and printing of summary reports;

b Chapter III

- (a) 6.3: standards for the protection of vehicle electronics against electrical interference and magnetic fields,
- (a) 6.5: protection (security) of the total system,
- (c) 1: warning signals indicating the internal malfunctioning of the recording equipment,
- (c) 5: format of the warnings,
- (f): maximum tolerances;

c Chapter IV, A:

- 4: standards,
- 5: security, including data protection,
- 6: temperature range,
- 8: electrical characteristics,
- 9: logical structure of the driver card,

Changes to legislation: There are currently no known outstanding effects for the Council Regulation (EEC) No 3821/85, CHAPTER V. (See end of Document for details)

- 10: functions and commands,
 - 11: elementary files;
- and Chapter IV, B;
- d Chapter V:
printer and standard print-outs.]

Textual Amendments

- F1** Substituted by [Council Regulation \(EC\) No 2135/98 of 24 September 1998 amending Regulation \(EEC\) No 3821/85 on recording equipment in road transport and Directive 88/599/EEC concerning the application of Regulations \(EEC\) No 3820/85 and \(EEC\) No 3821/85.](#)
- F2** Substituted by [Regulation \(EC\) No 219/2009 of the European Parliament and of the Council of 11 March 2009 adapting a number of instruments subject to the procedure referred to in Article 251 of the Treaty to Council Decision 1999/468/EC with regard to the regulatory procedure with scrutiny Adaptation to the regulatory procedure with scrutiny — Part Two.](#)

[^{F2}Article 18

- 1 The Commission shall be assisted by a Committee.
- 2 Where reference is made to this paragraph, Article 5a(1) to (4) and Article 7 of Decision 1999/468/EC shall apply, having regard to the provisions of Article 8 thereof.]

Textual Amendments

- F2** Substituted by [Regulation \(EC\) No 219/2009 of the European Parliament and of the Council of 11 March 2009 adapting a number of instruments subject to the procedure referred to in Article 251 of the Treaty to Council Decision 1999/468/EC with regard to the regulatory procedure with scrutiny Adaptation to the regulatory procedure with scrutiny — Part Two.](#)

Article 19

1 Member States shall, in good time and after consulting the Commission, adopt such laws, regulations or administrative provisions as may be necessary for the implementation of this Regulation.

Such measures shall cover, *inter alia*, the reorganization of, procedure for, and means of carrying out, checks on compliance and the penalties to be imposed in case of breach.

2 Member States shall assist each other in applying this Regulation and in checking compliance therewith.

3 Within the framework of this mutual assistance the competent authorities of the Member States shall regularly send one another all available information concerning:

- breaches of this Regulation committed by non-residents and any penalties imposed for such breaches,
- penalties imposed by a Member State on its residents for such breaches committed in other Member States.

Changes to legislation: There are currently no known outstanding effects for the
Council Regulation (EEC) No 3821/85, CHAPTER V. (See end of Document for details)

Article 20

Regulation (EEC) No 1463/70 shall be repealed.

However, Article 3 (1) of the said Regulation shall, until 31 December 1989, continue to apply to vehicles and drivers employed in regular international passenger services in so far as the vehicles used for such services are not fitted with recording equipment used as prescribed in this Regulation.

F³ Article 20a

This Regulation shall not apply until 1 January 1991 to vehicles registered in the territory of the former German Democratic Republic before that date.

This Regulation shall not apply until 1 January 1993 to such vehicles where they are engaged only in national transport operations in the territory of the Federal Republic of Germany. However, this Regulation shall apply as from its entry into force to vehicles engaged in the carriage of dangerous goods.]

Textual Amendments

- F3** Inserted by [Council Regulation \(EEC\) No 3572/90 of 4 December 1990 amending, as a result of German unification, certain Directives, Decisions and Regulations relating to transport by road, rail and inland waterway.](#)

Article 21

This Regulation shall enter into force on 29 September 1986.

Changes to legislation:

There are currently no known outstanding effects for the Council Regulation (EEC) No 3821/85, CHAPTER V.