



## **INDUSTRY RECOMMENDATION ON HARMONISATION OF THE REQUIREMENTS FOR MOBILE MACHINERY OCCASIONALLY TRAVELLING ON PUBLIC ROADS**

*30 May 2017*

### ***The Issue***

Due to a void in the internal market each Member State in Europe is entitled to define their own rules to ensure an appropriate level of safety for mobile machines circulating on public roads. Member States have each specified and implemented these requirements at National level to address general safety concerns. The variety of those National requirements represents a disproportionate and unjustified economic and administrative burden for the mobile machinery industry.

Therefore, the European associations **CECE** (construction equipment), **CEMA** (agricultural machinery), **EGMF** (garden equipment), **EUnited Municipal Equipment** and **FEM** (material handling equipment) warmly welcome the European Commission's initiative to address the problem concerning the lack of harmonisation of on road circulation requirements for mobile machinery. This future EU legislation should harmonise the road circulation requirements for mobile machinery, mitigating one of the last remaining gaps in the internal market and to review any legislative inconsistencies applying to industrial products to which the European Commission has committed itself.

The industry associations would like to take this opportunity to outline their preferences with respect to important elements of the new legislation.

### ***Scope: The legislation should be dedicated to mobile machinery***

We believe that the scope of the new legislation should cover mobile machinery that is outside the scope of vehicle legislation; i.e. Directive 2007/46/EC, Regulation (EU) 167/2013 and Regulation (EU) 168/2013. Mobile machinery may be either self-propelled or towed and is designed to carry out work specific to certain sectors such as agriculture, forestry, construction, industrial, grounds keeping, maintenance, gardening, municipal or road operation services, either by itself or with additional implements. Mobile machinery is not primarily intended to transport goods or passengers. Examples of mobile machinery are wheeled excavators, road sweepers, ride-on lawnmowers, combine harvesters, and self-propelled sprayers. In annex II to this document a number of pictures of examples of mobile machines can be found,

To ensure that all machinery which is used occasionally circulating on public roads is covered by harmonised legislation, CECE, CEMA, EGMF, EUnited Municipal Equipment and FEM wish to clarify that the following definition of mobile machinery should always apply:

*‘mobile machinery’ means any self-propelled or towed machinery which is designed and constructed specifically to perform work, with or without an additional implement, which, because of its construction characteristics, is not primarily intended for carrying passengers and/or transporting goods on the road, unless it is required to store temporarily any materials produced or necessary during its operation and/or to occasionally carry passengers in the context of the work. Machinery mounted on a motor vehicle chassis shall not be considered as mobile machinery;*

***Goal: One single approval allowing authorisation for road circulation of a mobile machine in all Member States without further technical requirements***

The industry requests a legislative act, enabling a mobile machine manufacturer to receive an EU wide accepted 3<sup>rd</sup> party approval, permitting public road circulation of the mobile machines in any EU Member State without the need for additional tests and/or documentation. It is important to note that all technical requirements in this legislation should only be related to public road circulation.

The manufacturer may choose whether to apply for approval under this new regulation or whether to comply with the relevant national requirements.

It remains the duty of the Member States to set the traffic rules. Market surveillance checks are intended to ensure that those machines, utilising an approval, are compliant.

***Approval procedure: Different ways of verification for different aspects***

The legislation should take into consideration the various options available for conformity assessment including a possibility to utilise a combination of existing relevant legislation, the use of harmonized standards or specific adopted EU or UNECE legislative acts.

In order to minimize burden where possible while involving 3<sup>rd</sup> parties where necessary, four distinct columns with safety aspects relevant for mobile machinery have been defined (see annex I), each one with a discreet procedure to verify the compliance of mobile machinery with the technical requirements. These columns are:

1. **Requirements under full 3<sup>rd</sup> party testing and reporting:** For requirements which have a big impact on the machine’s level of on-road safety, such as steering and braking, it is considered appropriate to have the necessary compliance tests carried out by a 3<sup>rd</sup> party. A test report issued by the 3<sup>rd</sup> party should demonstrate conformity of the concerning aspect with the technical requirements.
2. **UNECE and EU approved component and/or system information:** Components/systems which are UNECE or EU type approved, should not require any additional conformity assessment at that level. Certification of these components/systems (e.g. lights) should provide sufficient evidence of conformity.

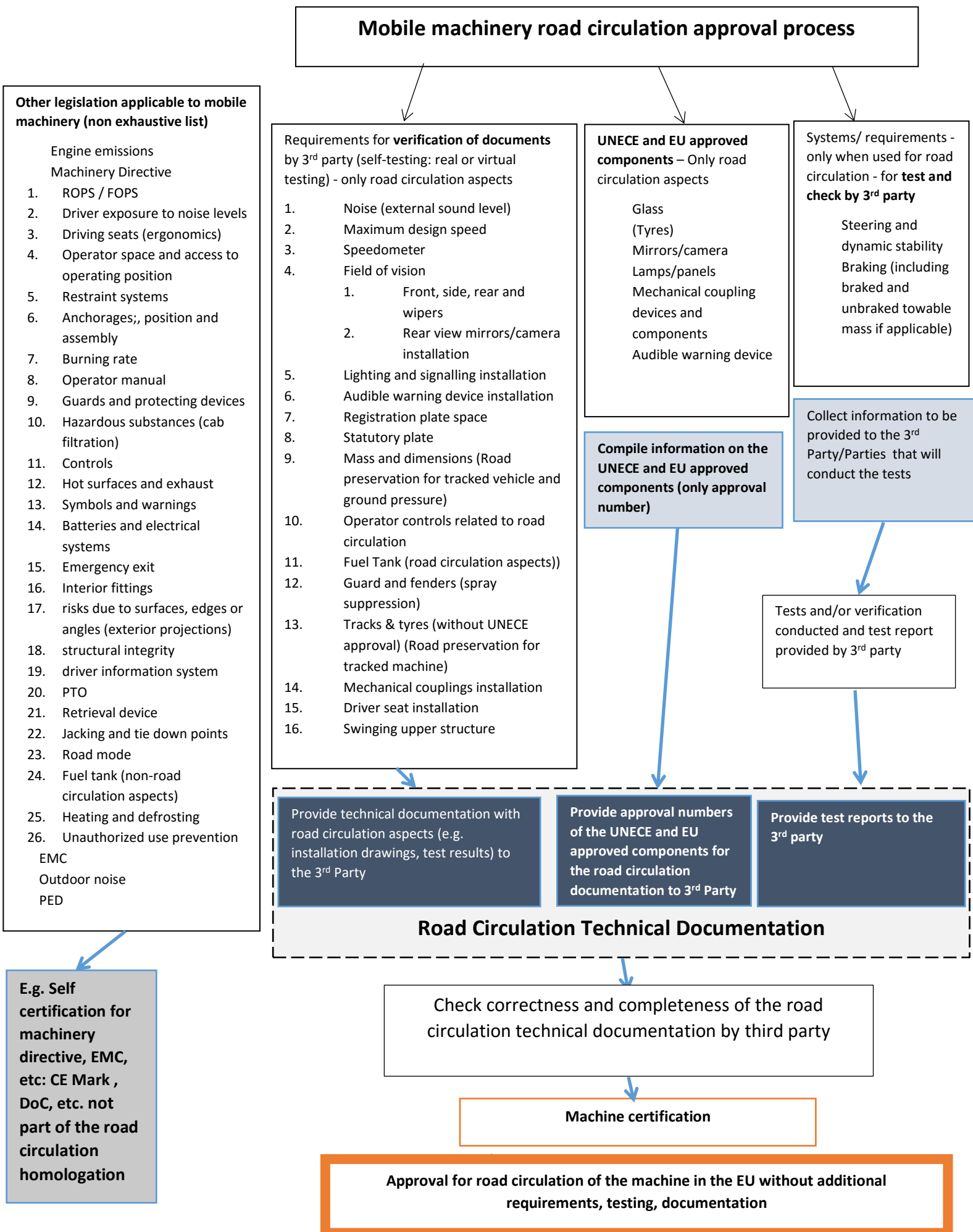
3. **Verification of documents:** Conformity assessment of many road circulation requirements are already or can relatively easy be implemented in the manufacturer's internal assessment procedures (e.g. lighting installation). An administrative check of the presence of documentation by a 3<sup>rd</sup> party is considered sufficient to ensure that the assessments have been done correctly. The manufacturer always has the option to involve a 3<sup>rd</sup> party for the assessment.
4. **Other applicable legislation:** It includes the elements that are already regulated by other legislation and which does not impact the road circulation safety aspects of machines including legislation such as the machinery directive and engine exhaust emissions regulation for non-road mobile machinery. These elements do not need to be considered in the legislative proposal on road circulation. Some items may be relevant in terms of general health and safety as well as road circulation and could therefore be mentioned in two columns, e.g. fuel tanks. When already covered by another legislative act, these aspects shouldn't be in the scope of the legislative act concerning road circulation.

A road circulation technical documentation containing all relevant aspects as defined in the annex is to be prepared by the manufacturer and submitted to a 3<sup>rd</sup> party for review of:

1. test reports
2. technical documentation provided
3. the list of approval numbers of EU and UNECE approved components or systems

Upon confirmation of correctness and completeness of the road circulation technical documentation the 3<sup>rd</sup> party issues a certificate to the mobile machine manufacturer. This allows authorisation for road circulation of any mobile machine covered by the approval in any EU Member State without additional technical requirements, tests or documentation.

# Annex I – Approval procedure diagram



## Annex II – Examples of mobile machinery

### 1.1. Construction equipment going on the road (CECE)



Wheeled excavator<sup>1</sup>



Wheeled loader<sup>1</sup>



Backhoe loader<sup>2</sup>



Rollers<sup>2</sup>



Rough terrain truck mixer



Side dumper



Planer<sup>2</sup>



Paver<sup>2</sup>



Bitumen spreading machine



Tipping Barrow



Articulated dumptruck<sup>2</sup>



Grader<sup>2</sup>

<sup>1</sup> picture of a NRMM in road travelling conditions

<sup>2</sup> picture of a NRMM in working conditions

1.2. Agricultural machinery going on the road (CEMA)



Combine Harvesters<sup>2</sup>



Combine Harvesters<sup>1</sup>



Forage Harvesters<sup>1</sup>



Forage Harvesters<sup>2</sup>



Self propelled sprayers<sup>2</sup>



Self propelled sprayers<sup>1</sup>



Self propelled potato harvesters <sup>2</sup>



Self propelled sugar beet harvesters<sup>2</sup>

Self propelled sugar beet harvesters<sup>1</sup>



Self propelled manure spreader<sup>2</sup>

Self propelled manure spreader<sup>1</sup>



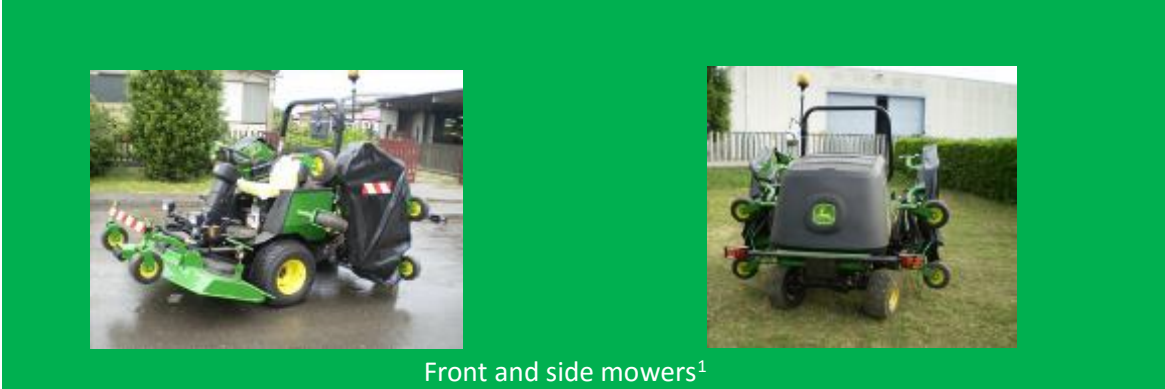
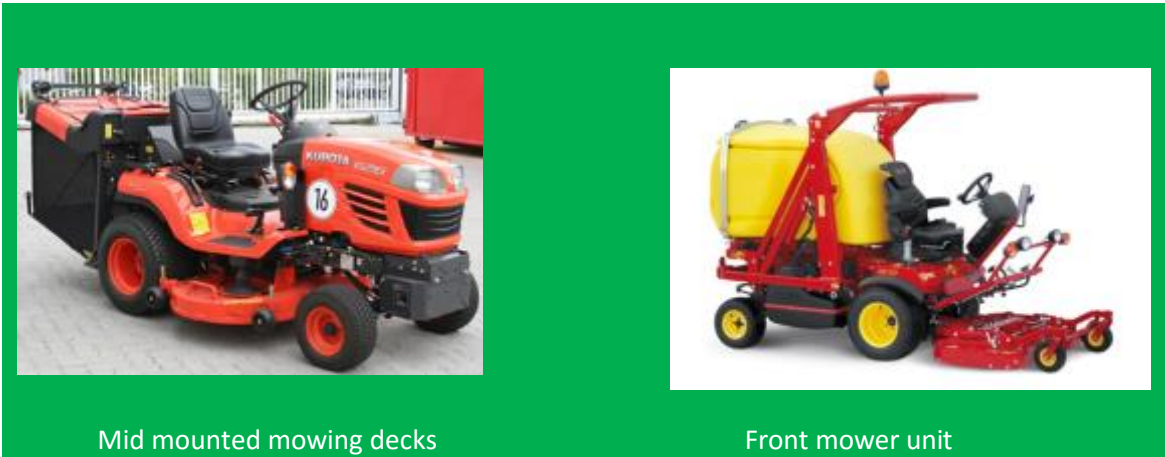
Self propelled fertiliser spreader<sup>2</sup>

Self propelled mixer wagons<sup>1</sup>

<sup>1</sup> picture of a NRMM in road travelling conditions  
<sup>2</sup> picture of a NRMM in working conditions



1.3. Garden machinery occasionally going on the road (EGMF)





Ride-on lawn mower<sup>1</sup>



Towed mowing unit behind a multipurpose machine<sup>2</sup>



Towed mowing unit behind a multipurpose machine<sup>1</sup>

<sup>1</sup> picture of a NRMM in road travelling conditions

<sup>2</sup> picture of a NRMM in working conditions

1.4 Municipal equipment going on the road (EUnited Municipal equipment)



<sup>1</sup> picture of a NRMM in road travelling conditions  
<sup>2</sup> picture of a NRMM in working conditions

1.5 Handling equipment going on the road (FEM)



Telehandler<sup>2</sup>



Telehandler<sup>1</sup>



Telehandler<sup>2</sup>



Telehandler<sup>1</sup>



Industrial crane<sup>1</sup>



Rough terrain crane<sup>1</sup>

<sup>1</sup> picture of a NRMM in road travelling conditions

<sup>2</sup> picture of a NRMM in working conditions

**Associations involved:**

**CECE**, the Committee of European Construction Equipment is the recognised organisation representing the European construction equipment and related industries. CECE is a European network consisting of a secretariat in Brussels and national association offices in 13 different European countries.

The industry behind CECE counts around 1200 companies that employ about 300,000 people directly and indirectly. Their annual revenues amount to ca. 40 billion euros. [www.cece.eu](http://www.cece.eu)

**CEMA** is the European association representing the agricultural machinery industry. In the agricultural machinery sector, there are some 4,500 manufacturers, that generated a turnover of around €26 billion in 2014. 135,000 people work in this sector and a further 12,000 people work in distribution and maintenance. The companies are mainly small and medium-sized manufacturers. The sector covers around 450 different machine types. [www.cema-agri.org](http://www.cema-agri.org)

**EGMF**. The European Garden Machinery Industry Federation – EGMF – has been the voice of the entire garden machinery industry in Europe since 1977. With 30 European corporate members and 7 National Associations representing manufacturers of garden, landscaping, forestry and turf maintenance equipment, EGMF has the most powerful network in this sector in Europe. [www.egmf.org](http://www.egmf.org)

**EU-nited Municipal Equipment** is the European Association of Municipal Equipment Manufacturers. The association represents the leading manufacturers of mobile machines used in municipalities and other public areas. [www.eu-nited.net/municipalequipment](http://www.eu-nited.net/municipalequipment)

**FEM**. Created in 1953, the European Materials Handling Federation represents, defends and promotes European manufacturers of materials handling, lifting and storage equipment. FEM speaks for 17 members representing some 1,000 companies (mostly SMEs) employing 160,000 people directly and with an annual turnover of more than €50 billion. [www.fem-eur.com](http://www.fem-eur.com)