

ITALIAN MINISTRY OF MANUFACTURING

OFFICIAL STATEMENT

Withdrawal from the market and restriction on the placing on the market of some elevator platforms pursuant to Article 7 of European Directive 98/37/EC.

(Official Journal No 177 of 1/8/2005)

Having regard to the Communications of the European Commission No 1519/2 final of 24 May 2005 and No 1519/1 final of 24 May 2005, in which the restrictive measures adopted pursuant to Article 7 of Directive 98/37/EC of the European Parliament and of the Council of 22 June 1998 on the approximation of the laws of the Member States relating to machinery (the "Machinery Directive") were deemed justified by market regulators in the following Member States for the products indicated below:

elevator platform model no. Zelig F 800 EN (formerly F 800 ES), manufactured and sold by Zelig S.p.A., 9 via Monte San Genesio, 20158 Milan (Italy);

elevator platform model no. SUP K 260, designed for use with vehicles, manufactured and sold by Scala Universal Pistoia (SUP) Piattaforme Aeree S.r.l., 51/53 via Provinciale Lucchese, 51030 Serravalle Pistoiese (Italy).

In view of the fact that these do not conform with the essential health and safety requirements (EHSR) referred to in Article 3 of Directive 98/37/EC, and more specifically: elevated platform model no. Zelig F800 EN (formerly F 800 ES) does not conform with the EHSR referred to in paragraphs 4.2.1.4 and 6.1.3 (loading control) of Annex I of Directive 98/37/EC since it had no loading control mechanisms and the manufacturer's technical documentation failed to demonstrate that all the positions attainable by the platform could be reached safely under a nominal load;

does not conform with the EHSR referred to in paragraph 6.3.1 (risk of persons falling from the carrier) of Annex 1 of Directive 98/37/EC since the platform had an anchorage point for mechanisms designed to prevent falls, but the manufacturer's technical documentation failed to demonstrate that this was sufficiently robust for said purpose;

does not conform with the EHSR referred to in paragraph 6.5 (indications) of Annex 1 of Directive 98/37/EC since there were no indications on the platform as to the maximum permissible manual force nor any warning that the machinery was intended to be used exclusively indoors;

does not conform with the EHSR referred to in paragraphs 1.7.4 and 4.4.2 (instructions) of Annex 1 of Directive 98/37/EC since the instruction manual contained incorrect or imprecise information regarding the nominal load, the maximum chassis inclination, anchorage points for safety mechanisms and the fact that the machinery was intended to be used exclusively indoors; therefore these instances of non-conformity constitute a serious threat to the safety of workers and other persons;

elevator platform model no. SUP K 260 is non conform with EHSR 1.3.2 and 4.1.2.3 (risk of break-up during operation) of Annex 1 of Directive 98/37/EC since extensive cracks were found on the arm of the platform; violation of Article 8 of Directive 98/37/EC since the platform has no EC declaration of conformity and the manufacturer has prepared an EC declaration that refers to EC certification issued by an accredited organisation that declares it has never issued any certificate for this type of platform;

therefore, these instances of non-conformity constitute a serious threat to the safety of workers and other persons. We wish to draw the attention of importers, distributors and users of the aforementioned products to this fact so that they can take the necessary measures in order to restore normal market operation within the European Common Area.

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