



Brussels, **XXX**
[...] (2020) **XXX** draft

COMMISSION IMPLEMENTING DECISION

of **XXX**

**authorising Member States to adopt certain derogations pursuant to Directive
2008/68/EC of the European Parliament and of the Council on the inland transport of
dangerous goods**

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THE EUROPEAN COMMISSION,

Having regard to the Treaty on the Functioning of the European Union,

Having regard to Directive 2008/68/EC of the European Parliament and of the Council of 24 September 2008 on the inland transport of dangerous goods¹, and in particular Article 6(2) and (4) thereof,

Whereas:

- (1) Section I.3 of Annex I and Section II.3 of Annex II to Directive 2008/68/EC contain lists of national derogations, allowing specific national circumstances to be taken into account. Several new national derogations and several amendments to authorised derogations were requested by certain Member States.
- (2) The Commission has examined or reviewed those derogations and found that the conditions referred to in Article 6(2) and (4) of Directive 2008/68/EC are met. The derogations should therefore be authorised.
- (3) As Section I.3 of Annex I and Section II.3 of Annex II to Directive 2008/68/EC have therefore to be adapted, it is appropriate, for reasons of clarity, to replace them in their entirety.
- (4) Directive 2008/68/EC should therefore be amended accordingly.
- (5) The measures provided for in this Decision are in accordance with the opinion of the Transport of Dangerous Goods Committee,

HAS ADOPTED THIS DECISION:

Article 1

The Member States listed in the Annex are authorised to implement the derogations set out therein regarding the transport of dangerous goods in their territory.

Article 2

Section I.3 of Annex I and Section II.3 of Annex II to Directive 2008/68/EC are amended in accordance with the Annex to this Decision.

Article 2

This Decision is addressed to the Member States.

¹ OJ L 260, 30.9.2008, p. 13.

Done at Brussels,

For the Commission
Adina VĂLEAN

Member of the Commission