

# WORLD TRADE ORGANIZATION

RESTRICTED

**G/TBT/W/91**

24 September 1998

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**Committee on Technical Barriers to Trade**

Original: English

## **EUROPEAN UNION: COUNCIL DIRECTIVE 92/23/EEC RELATING TO TYRES FOR MOTOR VEHICLES AND THEIR TRAILERS AND TO THEIR FITTING**

### Communication from Indonesia

1. The Mission of Indonesia wishes to refer to the notification of the European Community to the Committee on Technical Barriers to Trade (G/TBT/Notif.98.343) submitted on 8 July 1998 concerning tyres for motor vehicles and their trailers.
  2. Having reviewed the EU proposal COM(97)680 final - 97/0348 (COD) of December 1997 to amend Council Directive 92/23/EEC, the Government of Indonesia wishes to draw attention to the following:
    - After carefully studying Annex 1 and Appendix 1 of the draft proposal, particularly concerning: "Measurement Procedures for Tyres/Road Noise Level Emitted by Tyres at High Speed", the Government of Indonesia is of the opinion that the very specific requirement, among others, regarding Conditions of Measurements concerning Test Site, are extremely costly; tremendous investment will be imperative which will effectively close any small market opportunity that Indonesian tyre manufacturers have been able to open in the last decade. The draft excluded the term authorized representatives from *inter alia* administrative procedures for E.C. type approved of tyres.
    - Under Council Directive 92/23/EEC, E.C. type approval maybe sought by both the manufacturers or by his authorized representative. In the absence of any production facilities in the EU, the role of the authorized representative (to include the importer or the person responsible for placing the product on the market) has ensure the Council Directive 92/23/EEC has not presented a barriers to trade to Indonesian tyre imports.
  3. In view of the above, the Government of Indonesia requests the EU to review the draft proposal as contained in Doc. COM(97)680 final - 97/0348(COD) of 10 December 1997 eliminating the elements of technical barriers to trade which substantially may injure trade interest of Indonesia to the EU.
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