

**UN ECE
WP6**

MARS

**Activities
and
meeting in
Bratislava**

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**MARS GROUP
Report**

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Main topics :

- **Exchange of information on Market surveillance activities**
- **Cooperation between market surveillance authorities and other stakeholder**
- **Recent regulatory development**
- **Development of the Recommendation N**
- **Revision of the Recommendation M**
- **General Product Safety Model**
- **Terminology**



Exchange of information on Market surveillance activities

- **NLF enforcement - Slovak experience**
- **Belarus regulatory changes and challenges for Market Surveillance**
- **Serbian Market Surveillance Strategy for 2010 -2014 (NLF and and NEPRO on the way to RAPEX)**
- **Cooperation among MSAs in the Custom Union (Belarus, Kazakhstan and Russian Federation)**



Exchange of information on Market surveillance activities

- **Slovak Trade Inspection horizontal and vertical cooperation** – for the NLF enforcement as well as efficient tracing of the RAPEX notification and another inputs (complains, ECHO) = annually 7000-8000
- **Organisation of Market Surveillance in Belarus – new directive** adopted in December 2010
 - underlines the preventive function of the MS inspections
 - economic operators following the rules are inspected rarely
 - encouragement for recognition of certificates issued in CU and in the countries - parties of the relevant international agreements
- **Serbian main challenge** – horizontal cooperation with Customs Authorities, for vertical cooperation ensured via Ministry of regional development



Cooperation between market surveillance authorities and other stakeholder

Enhanced Cooperation between Custom Authorities and MSAs for the enforcement of the EP and Council Regulation 765/2008 (controls of products entering the EU market: Art. 27 – 29)

Notifications from customs authorities To MSA if there is:

- suspicion the product may pose risk
- no documentation or labelling complying with EU harmonization legislation
- no CE marking or it has been affixed to the product in a false or misleading manner

MSA - 3 days to response, but possible extension to 30 days (when more detailed investigation is necessary)

- **Regional cooperation of Custom Authorities** within the EU -TAXUD Task Force developing guidelines, TAXUD database of the risky customs clients



**Cooperation
between market
surveillance
authorities and
other stakeholder**

**Output for the
Recommendation
M**

Cooperation between Industrial (Intellectual) Property Authorities and MSAs

Following the Belarus proposal for the revision of the Recommendation M the EU rules and their implementation in Slovakia were presented by the President of the Slovak Industrial Property Office (IPO SR)

**IPO SR acting as a national focal point for
The European Observatory on
Counterfeiting and Piracy has established
National Commission coordinating the
efforts against falsification and author
piracy**

**MSAs take part in the National Commission,
Application of the Recommendation M**

**Revision of the Recommendation M will
Continue after the Traceability workshop
to obtain new input for further work**



**Ideas for New
Recommendation
Collected from
Previous
Work
Supporting both
the EU Regulation
and
the UNECE
WP.6 co-operation**

- 1) Recommendation on MSA networking**
- 2) Recommendation on traceability**
- 3) Both idea for new recommendation put together?**

➤ Art. 25.2 and Art. 26 of Regulation N° 765/2008 encourages the member States not only to exchange of experience, information and best practice among, but also to develop the cooperation with competent authorities of third countries

➤ Facilitating new responsibilities in supply chain

➤ UNECE WP.6 database would be worth to devote the necessary resources in for keeping it up-to-dated

New Recommendation N

For both the efficient MSA networking and for cooperation when tracing the dangerous (or not compliant products) the common understanding is necessary based not only

➤ **on the common terminology used but also**

➤ **on the knowledge of the partners
LEGAL BASES and POLITICAL
PRIORITIES (reflected also in the
planning of the Activities)**

This will facilitate

➤ **Identification and Sharing the Best
practice in the areas of common interest**

**First step in this direction -
Recommendation N**

General Product Safety Model Initiative

- **New document on sampling procedure was presented and its challenges discussed**
- **To get common understanding On the term „adequate scale“ to fulfil the requirement in legislation „MSA shall perform appropriate checks on the characteristics of the products on an adequate scale**

Conclusion:

Assistance to the MSA with statistical tools (maximum number of tolerated non-conformity should be identified)



Common definition of market Surveillance

- **See Glossary of Market Surveillance Terms Brochure**
- **recommendations for further work are warmly welcomed**



Thank you for your attention

