



19 November 2013

(13-6365)

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Committee on Technical Barriers to Trade

Original: French

### NOTIFICATION

The following notification is being circulated in accordance with Article 10.6.

1.	<b>Notifying Member:</b> <u>FRANCE</u> <b>If applicable, name of local government involved (Articles 3.2 and 7.2):</b>
2.	<b>Agency responsible:</b> Ministère de l'écologie, du développement durable, des transports et du logement Direction générale de la prévention des risques Service de la prévention des nuisances et de la qualité de l'environnement Bureau de la qualité écologique des produits Grande Arche - paroi nord - 92055 La Défense Cedex E-mail: <a href="mailto:caroline.henry@developpement-durable.gouv.fr">caroline.henry@developpement-durable.gouv.fr</a> ; <a href="mailto:agathe.flottes@developpement-durable.gouv.fr">agathe.flottes@developpement-durable.gouv.fr</a> <b>Name and address (including telephone and fax numbers and e-mail and website addresses, if available) of agency or authority designated to handle comments regarding the notification shall be indicated if different from above:</b>
3.	<b>Notified under Article 2.9.2 [X], 2.10.1 [ ], 5.6.2 [ ], 5.7.1 [ ], other:</b>
4.	<b>Products covered (HS or CCCN where applicable, otherwise national tariff heading. ICS numbers may be provided in addition where applicable):</b> The notified Decree refers to all recyclable products subject to a system of extended producer responsibility (household packaging, graphic papers, textiles, electric and electronic equipment, batteries, accumulators, furnishings, etc.) which are associated with waste sorting instructions.
5.	<b>Title, number of pages and language(s) of the notified document:</b> <i>Décret relatif à la signalétique commune informant le consommateur des produits recyclables soumis à un dispositif de responsabilité élargie du producteur qui relèvent d'une consigne de tri</i> (Decree on a common set of symbols informing the consumer about recyclable products subject to a system of extended producer responsibility associated with waste sorting instructions) (7 pages, in French)
6.	<b>Description of content:</b> The notified Decree provides for the implementation of a common set of symbols comprising at least one form of mark, which informs consumers about recyclable products subject to a system of extended producer responsibility associated with waste sorting instructions. This provision plays an active role in simplifying waste sorting activity within the broader framework of reducing the quantity of waste destined for disposal and increasing recycling, in accordance with the guidelines laid down in Article 46 of Planning Law No. 2009-967 of 3 of August 2009 on the implementation of the Grenelle Environment Forum.

7.	<p><b>Objective and rationale, including the nature of urgent problems where applicable:</b> In late 2007, Undertaking 255 of the Grenelle Environment Forum established the collegial intention to decide on a common set of symbols for recyclable products, with a view to significantly simplifying waste sorting activity by citizens.</p> <p>In the light of this Undertaking resulting from round table discussions of the Grenelle Environment Forum, Article 46 of Planning Law No. 2009-967 of 3 August 2009 on the implementation of the Grenelle Environment Forum stipulates that the "common set of symbols and waste sorting instructions shall be progressively harmonized".</p> <p>This guideline was elaborated on in Article 199 of Law No. 2010-788 of 12 July 2010 on the national commitment to the environment, codified in Article L. 541-10-5 of the Environmental Code, which stipulates that "by no later than 1 January 2012, all recyclable products subject to a system of extended producer responsibility must have a common set of symbols informing consumers that the product is associated with waste sorting instructions".</p> <p>This provision shall significantly and durably simplify waste sorting activity by citizens, whatever the waste flow involved. It therefore actively contributes to improving separate waste collection performance (quantity and quality) and thus forms part of a broader framework for reducing the quantity of waste destined for disposal and increasing recycling, in accordance with the guidelines laid down in Article 46 of Planning Law No. 2009-967 of 3 August 2009 on the implementation of the Grenelle Environment Forum.</p>				
8.	<p><b>Relevant documents:</b></p> <ul style="list-style-type: none"> <li>Article 46 of Planning Law No. 2009-967 of 3 August 2009 on the implementation of the Grenelle Environment Forum.</li> <li>Article 199 of Law No. 2010-788 of 12 of July 2010 on the national commitment to the environment.</li> <li>Article L.541-10-5 of the Environmental Code.</li> </ul>				
9.	<table> <tr> <td data-bbox="300 1245 766 1279"><b>Proposed date of adoption:</b></td><td data-bbox="938 1245 1404 1279">January 2012</td></tr> <tr> <td data-bbox="300 1290 766 1323"><b>Proposed date of entry into force:</b></td><td data-bbox="938 1290 1404 1581">The law provides that the date of entry into force shall be 1 January 2012 at the latest. The text will enter into force on the date of publication in the Official Journal. However, one article of the present draft Decree provides that non-compliant products shall be marketable until stocks run out, provided that they are placed on the market before 1 January 2015.</td></tr> </table>	<b>Proposed date of adoption:</b>	January 2012	<b>Proposed date of entry into force:</b>	The law provides that the date of entry into force shall be 1 January 2012 at the latest. The text will enter into force on the date of publication in the Official Journal. However, one article of the present draft Decree provides that non-compliant products shall be marketable until stocks run out, provided that they are placed on the market before 1 January 2015.
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10.	<p><b>Final date for comments:</b> 60 days from the date of notification.</p>				
11.	<p><b>Text available from: National enquiry point [ ] or address, telephone and fax numbers and e-mail and website addresses, if available, of other body:</b></p> <p>CINORTECH AFNOR 11 avenue Francis de Pressensé 93571 SAINT-DENIS - LA PLAINE Cedex</p> <p><a href="http://members.wto.org/crnattachments/2013/TBT/FRA/13_4591_00_e.pdf">http://members.wto.org/crnattachments/2013/TBT/FRA/13_4591_00_e.pdf</a></p>				