



26 February 2016

(16-1181)

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Committee on Technical Barriers to Trade

Original: English

NOTIFICATION

The following notification is being circulated in accordance with Article 10.6

1.	Notifying Member: <u>EUROPEAN UNION</u> If applicable, name of local government involved (Article 3.2 and 7.2):
2.	Agency responsible: European Commission Name and address (including telephone and fax numbers, email and website addresses, if available) of agency or authority designated to handle comments regarding the notification shall be indicated if different from above: European Commission EU-TBT Enquiry Point Fax: +(32) 2 299 80 43 E-mail: grow-eu-tbt@ec.europa.eu Website: http://ec.europa.eu/growth/tools-databases/tbt/
3.	Notified under Article 2.9.2 [X], 2.10.1 [], 5.6.2 [X], 5.7.1 [], other:
4.	Products covered (HS or CCCN where applicable, otherwise national tariff heading. ICS numbers may be provided in addition, where applicable): Road vehicles in general (ICS: 43.020)
5.	Title, number of pages and language(s) of the notified document: Proposal for a Regulation of the European Parliament and of the Council on the approval and market surveillance of motor vehicles and their trailers, and of systems, components and separate technical units intended for such vehicles (COM/2016/031 final) (97 pages + 341 pages of annexes, in English, French and Spanish)
6.	Description of content: Type-approval requirements for motor vehicles and their trailers are currently set out in Directive 2007/46/EC of the European Parliament and of the Council (the "Framework Directive"). This framework aims at facilitating the free movement of motor vehicles and trailers in the internal market by laying down harmonised requirements designed to achieve common environmental and safety objectives. Directive 2007/46/EC covers motor vehicles for the carriage of passengers (category M) and of goods (category N), and their trailers (category O), as well as their systems and components. The notified proposal aims at improving the above type-approval framework by focusing on the following aspects: <ul style="list-style-type: none">• introduction of market surveillance provisions to complement the type-approval requirements;• clarification of the recall and safeguard procedures, as well as the conditions for granting extensions to approvals for existing types of vehicle;• improving the enforcement of the type-approval framework by harmonising and enhancing the type-approval and conformity of production procedures applied by EU Member State authorities and technical services;• clarification of the roles and responsibilities of economic operators in the supply chain, and of the authorities and parties involved in the enforcement of the framework; and

	<ul style="list-style-type: none"> improving the suitability of alternative type-approval schemes (national small series and individual approvals) and of the multi-stage type-approval process to provide appropriate flexibility for niche markets and SMEs, without however distorting the level playing field.
7.	Objective and rationale, including the nature of urgent problems where applicable: The draft intends to reinforce the type-approval system, in particular by ensuring adequate supervisory mechanisms to ensure a correct and harmonised application of the type-approval procedures. This revision aims to ensure an adequate level of protection of health and the environment.
8.	Relevant documents: <ul style="list-style-type: none"> Directive 2007/46/EC of the European Parliament and of the Council establishing a framework for the approval of motor vehicles and their trailers, and of systems, components and technical units intended for such vehicles: http://eur-lex.europa.eu/legal-content/EN/TXT/?qid=1454951147555&uri=CELEX:32007L0046 Regulation 765/2008/EC on accreditation and market surveillance, containing rules for the European policy on accreditation (control of the competence of laboratories and certification/inspection bodies delivering certificates in the EU) and for the policy in the field of market surveillance and controls of products from third countries (for safe products whatever their origin): http://eur-lex.europa.eu/legal-content/EN/TXT/?qid=1454951191749&uri=CELEX:32008R0765 Decision 768/2008/EC establishing a common framework for the marketing of products, containing standard provisions to be used in EU internal market legislation for products (e.g. definitions, obligations of economic operators, safeguard clause, etc.): http://eur-lex.europa.eu/legal-content/EN/TXT/?qid=1454951223664&uri=CELEX:32008D0768
9.	Proposed date of adoption: End of 2016 Proposed date of entry into force: 20 days from publication in the Official Journal of the EU (The provisions shall apply from 1 January 2017)
10.	Final date for comments: 90 days from date of notification
11.	Texts available from: National enquiry point [] or address, telephone and fax numbers and email and website addresses, if available, of other body: <p>European Commission EU-TBT Enquiry Point Fax: + (32) 2 299 80 43 E-mail: grow-eu-tbt@ec.europa.eu</p> <p>The text is available on the EU-TBT Website : http://ec.europa.eu/growth/tools-databases/tbt/ and at http://eur-lex.europa.eu/legal-content/EN/TXT/?qid=1454951519394&uri=CELEX:52016PC0031</p> <p>https://members.wto.org/crnattachments/2016/TBT/EEC/16_0787_00_e.pdf https://members.wto.org/crnattachments/2016/TBT/EEC/16_0787_01_e.pdf</p>