



European
Commission

Goods Package

European Parliament IMCO Committee
22 January 2018



Strengthening the Single Market for Goods

President Juncker's priorities: A deeper and fairer internal market

Single Market Strategy & EP resolution

Letter from 36 MEPs on urgent action for market surveillance

Industrial Policy Strategy





Benefits of completing the Single Market for Goods

Intra-EU exports as % of domestic consumption:

- 55% for goods with harmonised EU rules
- But only 35% for non-harmonised goods

Health & Safety!

Polluting emissions

Energy consumption

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Highlights of the proposals

Mutual recognition

- Mutual recognition declaration
- Business friendly alternative problem solving mechanism

Compliance and Enforcement

- EU Product Compliance Network
- Person in EU responsible for compliance information





Proposal for a Regulation on Mutual Recognition

COM(2017)796



Need for more and better mutual recognition (1)

Evaluation shows that:

- Significant number of businesses and national authorities unaware about mutual recognition
- Businesses relying on mutual recognition often face a market access denial, which can be challenged only with long and costly national court procedures
- National authorities don't trust other regulatory approaches, and apply national legislation at the detriment of mutual recognition

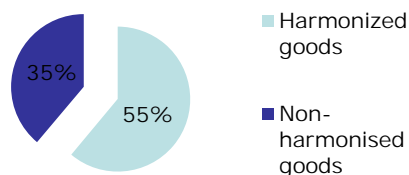


Need for more and better mutual recognition (2)

Less trade for products subject to mutual recognition compared to products regulated at EU level

Economic potential to be gained by reducing trade barriers: 100 billion per year as intra EU trade increase

Intra EU trade v. domestic consumption





Mutual Recognition Proposal Main Features (1)

Mutual recognition declaration

- Demonstrates that the product is already lawfully marketed in one Member State
- Aims at framing and streamlining dialogue between economic operators and national authorities
- Voluntary, based on a standardised template, can be made available online
- National authorities cannot ask more than the evidence supporting the information provided in the declaration





Mutual Recognition Proposal Main Features (2)

Business friendly alternative problem solving

- Aims at providing a business friendly and alternative dispute resolution mechanism to challenge national decisions denying market access
- Relies on SOLVIT as a mandatory first step
- Allows the Commission to deliver an opinion on the compatibility of the administrative measure with EU law, which needs to be considered by national authorities





Mutual Recognition Proposal

Main Features (3)

Information to businesses – Better cooperation
between authorities

- Product Contact Points to be the main communication channel for all (harmonised or not) products
- Obligation to participate in administrative cooperation groups
- IT tool to support exchange of information and notification of administrative decisions denying market access
- In line with the provisions of the Single Digital Gateway





Mutual recognition – Other Actions

Communication 'Reinforcing trust in the single market'

- Non legislative actions aiming at increasing awareness and knowledge about mutual recognition
- Training, focusing on problematic sectors
- Exchange of officials programme
- Mutual recognition rule book
- Clear and unambiguous 'single market clause' to be included in national rules





Proposal for a Regulation on Compliance and Enforcement of EU Product Legislation

COM(2017)795

Too many non-compliant products in the EU

Non-compliant products during inspections	No. of sectors inspected
0-20%	7
20-30%	6
30-40%	8
40-50%	3
> 50%	6





Problems

- Non-compliance puts consumer safety at risk and leads to unfair competition
- Problem drivers:
 - Resource constraints for market surveillance authorities
 - Information gaps for businesses
 - Low deterrence of the current enforcement tools
 - Fragmentation of the organisation of market surveillance
 - Changing context of increasing sales online





Compliance and Enforcement Proposal

Main features

- European Product Compliance Network
- Person in EU responsible for compliance information
- Helping businesses to comply
- State-of-the-art enforcement tools
- Clear assignment of tasks for authorities – Single Contact Point
- Better controls at the external borders





2013 Product Safety and Market Surveillance Package

- Package still pending
- Current proposal does not replace the 2013 proposals
- If legislative discussions on the 2013 market surveillance proposal resume, they can take into account the current proposal and developments in product-specific legislation since 2013





Next steps

Commission encourages the European Parliament and Council to aim for adoption of both regulations before the end of this Parliament's legislature.