

ANNEXES ON MUTUAL ACCEPTANCE OF INDUSTRIAL PRODUCTS

(for the record)

ANNEXES ON MUTUAL RECOGNITION OF RESULTS OF CONFORMITY ASSESSMENT

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ANNEX ON MUTUAL RECOGNITION OF RESULTS OF CONFORMITY ASSESSMENT

ELECTRICAL SAFETY

SECTION I COMMUNITY AND NATIONAL LAW

Community law:	Council Directive 73/23/EEC of 19 February 1973 on the approximation of the laws of the Member States relating to electrical equipment designed for use within certain voltage limits (OJ L 77, 26.3.1973, p. 29), as amended by Council Directive 93/68/EEC of 22 July 1993 (OJ L 220, 30.8.1993, p.1).
National law:	Order on Electrical Equipment designed for use within certain Voltage Limits (Uradni list RS, št. 53/00, str. 7013 in št. 27/02, str. 2245)

SECTION II NOTIFYING AUTHORITIES

European Community	
- Belgium:	Ministère des Affaires Economiques/ Ministerie van Economische Zaken.
- Denmark:	Økonomi- og Erhvervsministeriet, Elektricitetsrådet
- Germany:	Bundesministerium für Arbeit und Sozialordnung
- Greece:	Υπουργείο Ανάπτυξης. Γενική Γραμματεία Βιομηχανίας (Ministry of Development. General Secretariat of Industry).
- Spain:	Ministerio de Ciencia y Tecnología.
- France:	Ministère de l'économie, des finances et de l'industrie. Direction Générale de l'Industrie, des Technologies de l'Information et des Postes (DiGITIP) – SQUALPI.
- Ireland:	Department of Enterprise, Trade and Employ- ment
- Italy:	Ministero delle Attività Produttive
- Luxembourg:	Ministère de l'Economie- Service de l'Energie de l'Etat. Ministère du Travail (Inspection du Travail et des Mines).

- Netherlands: Minister van Volksgezondheid, Welzijn en Sport (consumer goods).
Minister van Sociale Zaken en Werkgelegenheid (others).
- Austria: Bundesministerium für Wirtschaft und Arbeit.
- Portugal: Under the authority of the Government of Portugal:
Instituto Português da Qualidade.
- Finland: Kauppa- ja teollisuusministeriö/Handels- och industriministeriet.
- Sweden: Under the authority of the Government of Sweden:
Styrelsen för ackreditering och teknisk kontrol (SWEDAC).
- United Kingdom: Department of Trade and Industry
- Slovenia: Ministrstvo za gospodarstvo

SECTION III NOTIFIED BODIES

European Community

Bodies which have been notified by the Member States of the Community in accordance with the Community law of Section I and notified to the Republic of Slovenia in accordance with Article 10 of this Protocol.

Slovenia

Bodies which have been authorised by the Republic of Slovenia in accordance with the Slovenian national law of Section I and notified to the Community in accordance with Article 10 of this Protocol.

SECTION IV SPECIFIC ARRANGEMENTS

Safeguard Clauses

A. Safeguard clause relating to industrial products:

1. Where a Party has taken a measure to deny free access to its market for industrial products bearing the CE marking, subject to this Annex, it shall immediately inform the other Party, indicating the reasons for its decision and how non-compliance has been assessed.

2. The Parties shall consider the matter and the evidence brought to their knowledge, and shall report to each other the results of their investigations.

3. In the case of agreement, the Parties shall take appropriate measures to ensure that such products are not placed on the market.

4. In the case of disagreement on the outcome of such investigations the matter shall be forwarded to the Association Council which may decide to have an expert appraisal carried out.

5. Where the Association Council finds that the measure is:

(a) unjustified, the national authority of the Party which has taken the measure shall withdraw it;

(b) justified, the Parties shall take appropriate measures to ensure that such products are not placed on the market.

B. Safeguard clause relating to harmonised standards:

1. Where the Republic of Slovenia considers that a harmonised standard referred to in the legislation defined in this Annex, does not meet the essential requirements of such legislation, it shall inform the Association Council giving the reasons therefor.

2. The Association Council shall consider the matter and may request the Community to proceed in accordance with the procedure provided for in the Community legislation identified in this Annex.

3. The Community shall keep the Association Council and the other Party informed of the proceedings.

4. The outcome of the procedure shall be notified to the other Party.

ANNEX ON MUTUAL RECOGNITION OF RESULTS OF CONFORMITY ASSESSMENT

ELECTROMAGNETIC COMPATIBILITY

SECTION I COMMUNITY AND NATIONAL LAW

Community law: Council Directive 89/336/EEC of 3 May 1989 on the approximation of the laws of the Member States relating to electromagnetic compatibility (OJ L 139, 23.5.1989, p. 19), as last amended by Council Directive 93/68/EEC of 22 July 1993 (OJ L 220, 30.8.1993, p. 1).

National law: Law on Telecommunications (Uradni list RS, št. 30/01, str. 3208) and Regulation on Electromagnetic Compatibility (EMC) (Uradni list RS, št. 84/01, str. 8498 in 32/02, str. 2875)

SECTION II NOTIFYING AUTHORITIES

European Community

- Belgium: Ministère des Affaires Economiques/ Ministerie van Economische Zaken.
- Denmark: Ministeriet for Videnskab, Teknologi og Udvikling, IT-og Telestyrelsen.
- Germany: Bundesministerium für Wirtschaft und Technologie.
- Greece: Υπουργείο Ανάπτυξης. Γενική Γραμματεία Βιομηχανίας (Ministry of Development. General Secretariat of Industry).
- Spain: Ministerio de Ciencia y Tecnología.
- France: Ministère de l'économie, des finances et de l'industrie. Direction Générale de l'Industrie, des Technologies de l'Information et des Postes (DiGITIP) – SQUALPI.
- Ireland: Department of Enterprise, Trade and Employment
- Italy: Ministero delle Attività Produttive
- Luxembourg: Ministère de l'Economie-Service de l'Energie de l'Etat
- Netherlands: Ministerie van Verkeer en Waterstaat
- Austria: Bundesministerium für Wirtschaft und Arbeit.
- Portugal: Under the authority of the Government of Portugal:
Instituto Português da Qualidade.
Ministério do Equipamento Social. Instituto das Comunicações de Portugal

- Finland: Kauppa- ja teollisuusministeriö/Handels- och industriministeriet.
For EMC aspects of telecommunications and radio equipment:
Liikenne- ja viestintäministeriö/Kommunikationsministeriet.
- Sweden: Under the authority of the Government of Sweden:
Styrelsen för ackreditering och teknisk kontroll (SWEDAC).
- United Kingdom: Department of Trade and Industry.
- Slovenia: Ministrstvo za gospodarstvo

SECTION III NOTIFIED AND COMPETENT BODIES

European Community

Bodies which have been notified by the Member States of the Community in accordance with the Community law of Section I and notified to Slovenia in accordance with Article 10 of this Protocol.

Slovenia

Bodies which have been authorised by Slovenia in accordance with the Slovenian national law of Section I and notified to the Community in accordance with Article 10 of this Protocol.

SECTION IV SPECIFIC ARRANGEMENTS

Safeguard Clauses

A. Safeguard clause relating to industrial products

1. Where a Party has taken a measure to deny free access to its market for industrial products bearing the CE marking, subject to this Annex, it shall immediately inform the other Party, indicating the reasons for its decision and how non-compliance has been assessed.

2. The Parties shall consider the matter and the evidence brought to their knowledge, and shall report to each other the results of their investigations.

3. In the case of agreement, the Parties shall take appropriate measures to ensure that such products are not placed on the market.

4. In the case of disagreement on the outcome of such investigations the matter shall be forwarded to the Association Council which may decide to have an expert appraisal carried out.

5. Where the Association Council finds that the measure is:

(a) unjustified, the national authority of the Party which has taken the measure shall withdraw it;

(b) justified, the Parties shall take appropriate measures to ensure that such products are not placed on the market.

B. Safeguard clause relating to harmonised standards.

1. Where the Republic of Slovenia considers that a harmonised standard referred to in the legislation defined in this Annex, does not meet the essential requirements of such legislation, it shall inform the Association Council giving the reasons therefor.

2. The Association Council shall consider the matter and may request the Community to proceed in accordance with the procedure provided for in the Community legislation identified in this Annex.

3. The Community shall keep the Association Council and the other Party informed of the proceedings.

4. The outcome of the procedure shall be notified to the other Party.

ANNEX ON MUTUAL RECOGNITION OF RESULTS OF CONFORMITY ASSESSMENT

MACHINERY

SECTION I COMMUNITY AND NATIONAL LAW

Community law:	Directive 98/37/EC of the European Parliament and of the Council of 22 June 1998 on the approximation of the laws of the Member States relating to machinery (OJ L 207, 23.7.1998, p.1), as amended by Directive 98/79/EC of the European Parliament and of the Council of 27 October 1998 (OJ L 331, 7.12.1998, p.1).
National law:	Order on machinery safety (Uradni list RS, št. 52/00, str. 6955 in št. 57/00, str. 7519).

SECTION II NOTIFYING AUTHORITIES

European Community:	
- Belgium:	Ministère de l'Emploi et du Travail/Ministerie voor Arbeid en Tewerkstelling.
- Denmark:	Direktoratet for Arbejdstilsynet
- Germany:	Bundesministerium für Arbeit und Sozialordnung
- Greece:	Υπουργείο Ανάπτυξης. Γενική Γραμματεία Βιομηχανίας (Ministry of Development. General Secretariat of Industry).
- Spain:	Ministerio de Ciencia y Tecnología.
- France:	Ministère de l'Emploi et de la Solidarité, Direction des relations du travail, Bureau CT 5
- Ireland:	Department of Enterprise, Trade and Employment
- Italy:	Ministero delle Attività Produttive
- Luxembourg:	Ministère du Travail (Inspection du Travail et des Mines).
- Netherlands:	Ministerie van Sociale Zaken en Werkgelegenheid.
- Austria:	Bundesministerium für Wirtschaft und Arbeit.
- Portugal:	Under the authority of the Government of Portugal: Instituto Português da Qualidade.
- Finland:	Sosiaali- ja terveystieteiden ministeriö/Social- och hälsovårdsministeriet.
- Sweden:	Under the authority of the Government of Sweden: Styrelsen för ackreditering och teknisk kontroll (SWEDAC).
- United Kingdom:	Department of Trade and Industry
Slovenia	Ministrstvo za gospodarstvo

SECTION III NOTIFIED BODIES

European Community:

Bodies which have been notified by the Member States of the Community in accordance with the Community law of Section I and notified to Slovenia in accordance with Article 10 of this Protocol.

Slovenia:

Bodies which have been designated by Slovenia in accordance with the Slovenian national law of Section I and notified to the Community in accordance with Article 10 of this Protocol.

SECTION IV SPECIFIC ARRANGEMENTS

Safeguard Clauses:

A. Safeguard clause relating to industrial products:

1. Where a Party has taken a measure to deny free access to its market for industrial products bearing the CE marking, subject to this Annex, it shall immediately inform the other Party, indicating the reasons for its decision and how non-compliance has been assessed.

2. The Parties shall consider the matter and the evidence brought to their knowledge, and shall report to each other the results of their investigations.

3. In case of agreement, the Parties shall take appropriate measures to ensure that such products are not placed on the market.

4. In case of disagreement on the outcome of such investigations the matter shall be forwarded to the Association Council who may decide to have an expertise carried out.

5. Where the Association Council finds that the measure is:

(a) unjustified, the national authority of the Party who has taken the measure shall withdraw it;

(b) justified, the Parties shall take appropriate measures to ensure that such products are not placed on the market.

B. Safeguard clause relating to harmonised standards:

1. Where Slovenia considers that a harmonised standard referred to in the legislation defined in this Annex, does not meet the essential requirements of such legislation, it shall inform the Association Council giving the reasons therefor.

2. The Association Council shall consider the matter and may request the Community to proceed in accordance with the procedure provided for in the Community legislation identified in this Annex.

3. The Community shall keep the Association Council and the other Party informed of the proceedings.

4. The outcome of the procedure shall be notified to the other Party.

ANNEX ON MUTUAL RECOGNITION OF RESULTS OF CONFORMITY ASSESSMENT

GAS APPLIANCES

SECTION I COMMUNITY AND NATIONAL LAW

Community law:	Council Directive 90/396/EEC of 29 June 1990 on the approximation of the laws of the Member States relating to appliances burning gaseous fuels (OJ L 196, 26.7.1990, p. 15), as amended by Council Directive 93/68/EEC of 22 July 1993 (OJ L 220, 30.8.1993, p. 1).
National law:	Gas Appliances Order (Uradni list RS, št. 105/00, str. 11151, in št. 28/02, str. 2302).

SECTION II NOTIFYING AUTHORITIES

European Community	
- Belgium:	Ministère des Affaires Economiques/ Ministerie van Economische Zaken.
- Denmark:	Økonomi- og Erhvervsministeriet; Danmarks Gasmateriel Prøvning.
- Germany:	Bundesministerium für Arbeit und Sozialordnung
- Greece:	Υπουργείο Ανάπτυξης. Γενική Γραμματεία Βιομηχανίας (Ministry of Development. General Secretariat of Industry).
- Spain:	Ministerio de Ciencia y Tecnología.
- France:	Ministère de l'économie, des finances et de l'industrie, Direction de l'Action Régionale et de la Petite et Moyenne Industrie (DARPMI). Sous-direction de la sécurité industrielle.
- Ireland:	Department of Enterprise, Trade and Employ- ment
- Italy:	Ministero delle Attività Produttive
- Luxembourg:	Ministère du Travail (Inspection du Travail et des Mines).
- Netherlands:	Ministerie van Economische Zaken
- Austria:	Bundesministerium für Wirtschaft und Arbeit.
- Portugal:	Under the authority of the Government of Por- tugal: Instituto Português da Qualidade.
- Finland:	Kauppa- ja teollisuusministeriö/Handels- och industriministeriet.
- Sweden:	Under the authority of the Government of Swe- den: Styrelsen för ackreditering och teknisk kontrol (SWEDAC).
- United Kingdom:	Department of Trade and Industry; Depart- ment for Environment, Food and Rural Af- fairs.
Slovenia	Ministrstvo za gospodarstvo

SECTION III NOTIFIED BODIES

European Community

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Slovenia

Bodies which have been designated by Slovenia in accordance with the Slovenian national law of Section I and notified to the European Community in accordance with Article 10 of this Protocol.

SECTION IV SPECIFIC ARRANGEMENTS

Safeguard Clauses

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1. Where a Party has taken a measure to deny free access to its market for industrial products bearing the CE marking, subject to this Annex, it shall immediately inform the other Party, indicating the reasons for its decision and how non-compliance has been assessed.

2. The Parties shall consider the matter and the evidence brought to their knowledge, and their knowledge, and shall report to each other the results of their investigations.

3. In the case of agreement, the Parties shall take appropriate measures to ensure that such products are not placed on the market.

4. In the case of disagreement on the outcome of such investigations the matter shall be forwarded to the Association Council which may decide to have an expertise carried out.

5. Where the Association Council finds that the measure is:

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B. Safeguard clause relating to harmonised standards:

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3. The Community shall keep the Association Council and the other Party informed of the proceedings.

4. The outcome of the procedure shall be notified to the other Party.

DECLARATION BY THE COMMUNITY ON THE ATTENDANCE OF SLOVENIAN REPRESENTATIVES AT COMMITTEE MEETINGS

In order to ensure a better understanding of the practical aspects of the application of the *acquis communautaire*, the Community declares that the Republic of Slovenia is invited, under the following conditions, to the meetings of the committees established or referred to under the Community law on electrical safety, electromagnetic compatibility, machinery and gas appliances.

This participation shall be limited to meetings or parts thereof during which the application of the *acquis* is discussed; it shall not entail attendance at meetings intended to prepare and issue opinions on implementation or management powers delegated to the Commission by the Council.

This invitation may be extended, on a case-by-case basis, to groups of experts convened by the Commission.

SLOVENIAN DECLARATION ON HARMONISED STANDARDS¹

The Slovenian Government declares that Slovenian national standards referred to in legislation are those adopted by the European Standards organisations, prepared in accordance with General Guidelines agreed between the European Commission and these organisations, following a mandate issued by the Commission after consultation with the Member States and published in the Official Journal of the European Community. These are the only standards providing for a presumption of conformity to the relevant essential requirements of Slovenian legislation transposing European Directives.

¹ This declaration takes note that in certain EU Directives other specific provisions regarding standardisation are applied which are also to be recognised.

DECLARATION BY THE GOVERNMENT OF SLOVENIA ON THE PLACING ON THE MARKET OF PRODUCTS SUBJECT TO SLOVENE LEGISLATION TRANSPOSING EUROPEAN LEGISLATION

The Government of Slovenia declares that in Slovene national legislation transposing European legislation relating to the placing on the market of products, reference to placing on the market is intended to include the placing of equipment on the market anywhere on the territory of the EU or that of Slovenia.