The EU's experience in relation to the role of enquiry points in facilitating internal coordination and in the handling of comments

TBT Committee, Eighth special meeting on procedures for information exchange, 8 November 2016

Alessandro Polito
European Commission – Directorate-General for Internal Market, Industry, Entrepreneurship and SMEs
The TBT notification procedure in the EU

How we are organised

*The EU TBT Notification and Enquiry Point*

How we notify

*Notification of EU (and Member States') draft measures*
The EU Organisation

- **European Commission:**

  EU TBT Notification and Enquiry Point
  Directorate General for Internal Market, Industry, Entrepreneurship and SMEs (DG GROW)

- **EU Member States:** own TBT notification & enquiry points
The EU Organisation

- EU TBT enquiry point
  - TBT notification procedure
  - Enquiries from 3rd countries/interested parties under TBTA
  - Application of Directive (EU) 2015/1535: “Information procedure in the field of technical regulations and rules on information society services”
  - Resources: Head of Unit, Deputy Head of Unit, 7 lawyers (2 TBT coordinators), 2 TBT managers and 2 IT experts
Notification of draft EU measures
Notification of EU draft measures

**EU draft measures**

- Commission proposals for regulations / directives / decisions of Council and European Parliament
- draft acts of the Commission (delegated acts and implementing acts)
Notification of EU measures

- **Transparency**
  - check deadline for comments
  - section 6 (description of content): precise description of content
  - section 8 (relevant documents): international standards, impact assessments, texts that are amended
  - notification with text/hyperlink

- **Reply in case of third countries’ comments**
Notification of EU measures

- verification of Commission work programmes, roadmaps etc.
- TBT contact points in other Directorates-General
- personal contacts
- information events with services
- Mention of TBT notification procedure in guidelines for regulatory activity
- inter-service consultation
- internal follow-up in TBT enquiry point
Number of EU notifications in recent years

- European Union
- Number of reactions on EU notifications
Member States’ Notifications
Member States’ Notifications

- Responsibility of Member States

- Coordination with notification procedure pursuant to internal market rules (Directive (EU) 2015/1535)

- In case of comments from 3rd countries: reply from the EU (common external trade policy, Art.207 TFEU Treaty)
http://ec.europa.eu/enterprise/tbt/