NOTIFICATION

The following notification is being circulated in accordance with Article 10.6

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| **1.** | **Notifying Member:** European Union **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.euWebsite: <http://ec.europa.eu/growth/tools-databases/tbt/en/> |
| **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):** Marine Equipment (including inter alia life-saving appliances, pollution prevention equipment, fire protection equipment, navigation equipment, radio communication equipment). |
| **5.** | **Title, number of pages and language(s) of the notified document:** Draft Commission Implementing Regulation laying down technical criteria for electronic tags for marine equipment. (6 page(s), in English)  |
| **6.** | **Description of content:** The draft Regulation lays down appropriate technical criteria as regards the design, performance, affixing and use of those electronic tags, which can be applied by economic operators producing marine equipment for the EU market and for EU ships on a voluntary basis. |
| **7.** | **Objective and rationale, including the nature of urgent problems where applicable:** The purpose of Directive 2014/90/EU of the European Parliament and of the Council of 23 July 2014 on marine equipment and repealing Council Directive 96/98/EC (hereafter called 'the Marine Equipment Directive') is to enhance safety at sea and the prevention of marine pollution through the uniform application of the relevant international instruments adopted under the auspices of the International Maritime Organization (IMO). These instruments lay down specific requirements concerning the construction, performance and/or testing of equipment to be placed on board of ships. The Directive also aims to ensure the free movement of compliant equipment within the EU.The Marine Equipment Directive provided that "The Commission shall carry out a cost/benefit analysis concerning the use of the electronic tag as a supplement to, or a replacement of, the wheel mark." The study identified the following positive impacts which are expected to result from the timely introduction of a (voluntary applicable) legal framework for electronic tagging:* Manufacturers should benefit from an improved prevention of counterfeiting;
* Ship owners/operators should be able to carry out equipment traceability and stock control more easily;
* Market surveillance authorities should benefit from direct and easy access to the relevant data bases, which will improve the validation checks of certificates.

The EU also would like to underline that the legislator did not make the introduction of electronic tagging mandatory, leaving the decision whether to make use of its advantages to economic operators.  |
| **8.** | **Relevant documents:** Directive 2014/90/EU of the European Parliament and of the Council of 23 July 2014 on marine equipment and repealing Council Directive 96/98/EC (OJ L 257, 28.8.2014, p. 146–185)<http://eur-lex.europa.eu/LexUriServ/LexUriServ.do?uri=OJ:L:1997:046:0025:0056:EN:PDF>Study on the possible introduction of electronic tags for marine equipment<https://ec.europa.eu/transport/sites/transport/files/2017-04-electronic-tag-marine-equipment.pdf>  |
| **9.** | **Proposed date of adoption:**March/April 2018**Proposed date of entry into force:**Entry into force 20 days from publication in the Official Journal of the EU (about a month after adoption approx.)  |
| **10.** | **Final date for comments:** 60 days from notification |
| **11.** | **Texts available from: National enquiry point [ ]** **or address, telephone and fax numbers and email and website addresses, if available, of other body:** European Commission,EU-TBT Enquiry Point,Fax: + (32) 2 299 80 43,E-mail: grow-eu-tbt@ec.europa.euThe text is available on the EU-TBT Website: <http://ec.europa.eu/growth/tools-databases/tbt/en/><https://members.wto.org/crnattachments/2017/TBT/EEC/17_5081_00_e.pdf> |