

BUSINESSEUROPE



Business views on better coherence between GPSD and the New Legislative Framework

Paul Coebergh van den Braak

Chairman, BUSINESSEUROPE WG on Free
Movement of Goods

Also

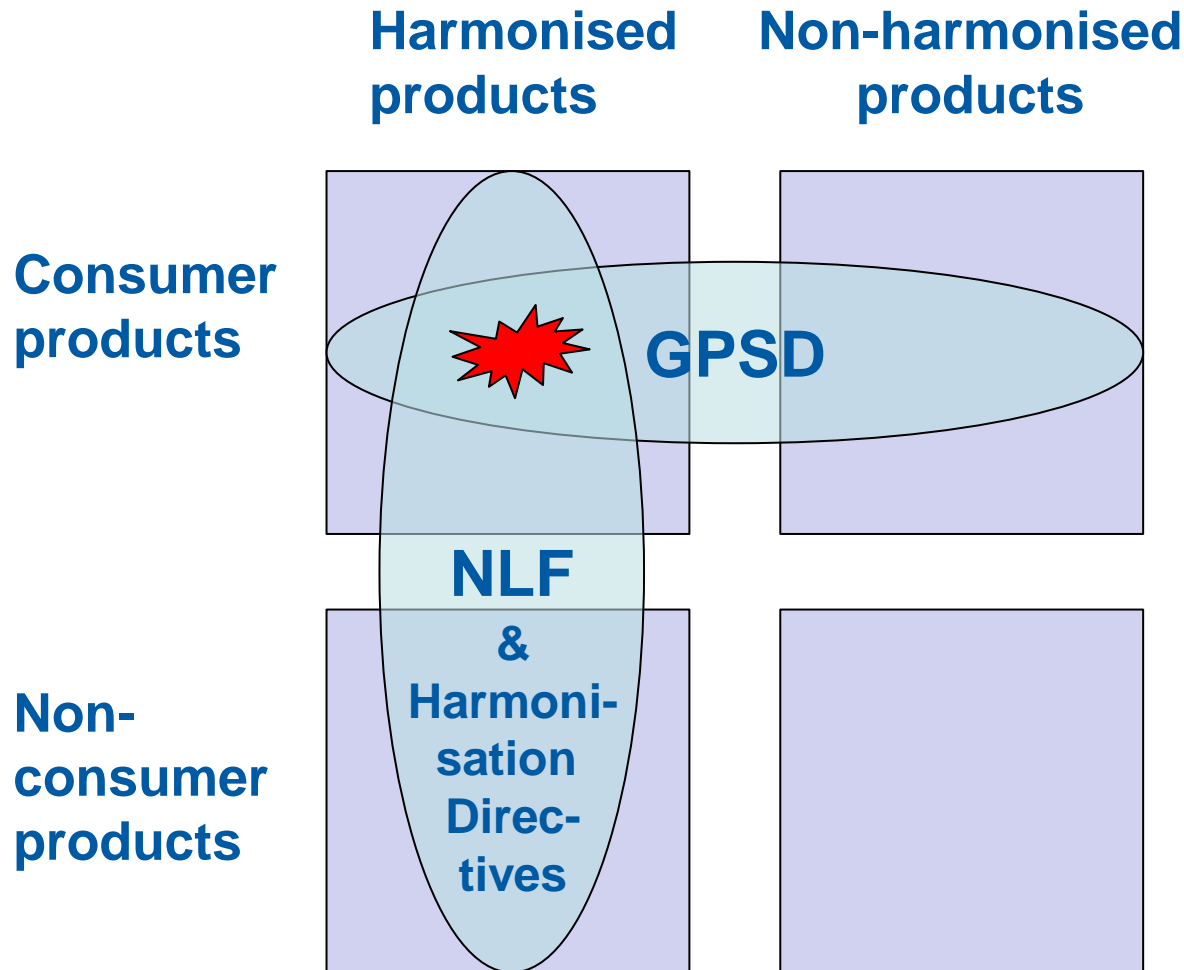
Philips - IP&S

Shared interest

- Most businesses want products to be safe
 - General customer trust
 - Customer expectations and society needs
 - Company image
 - Limits liability risk
- Essential conditions
 - Proportionality
 - Harmonisation
 - Level playing field
 - Legal certainty
 - Flexibility



Two product regulation instruments

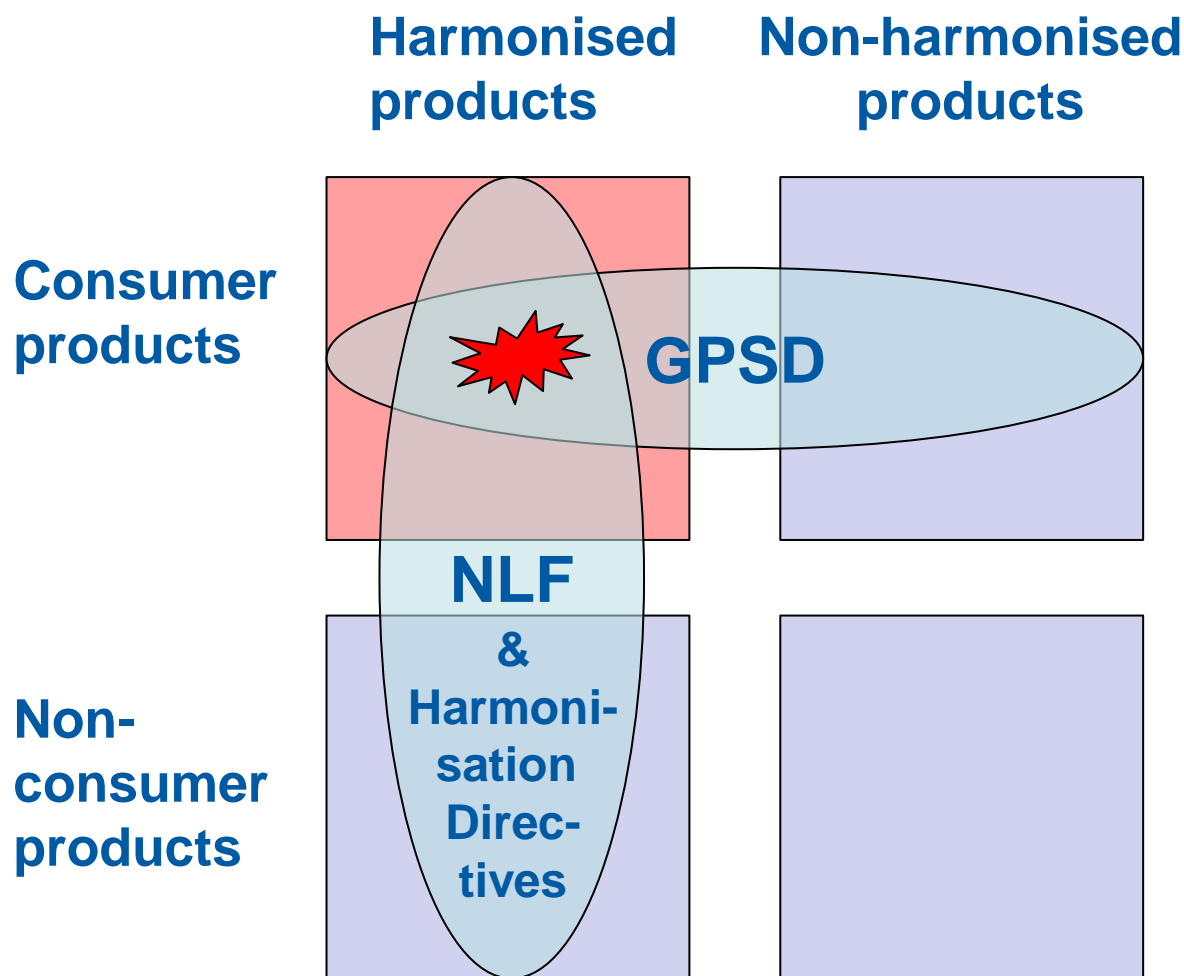


Integrated approach:

- These instruments can jointly form an excellent framework
- GPSD itself works fine
- **But** the present form has complex overlaps and room for legal uncertainty
- GPSD revision should aim to provide more clarity and better coherence with NLF
- Quality – no hurry



Harmonised consumer products



To be aligned:

- Market surveillance regime

To be preserved:

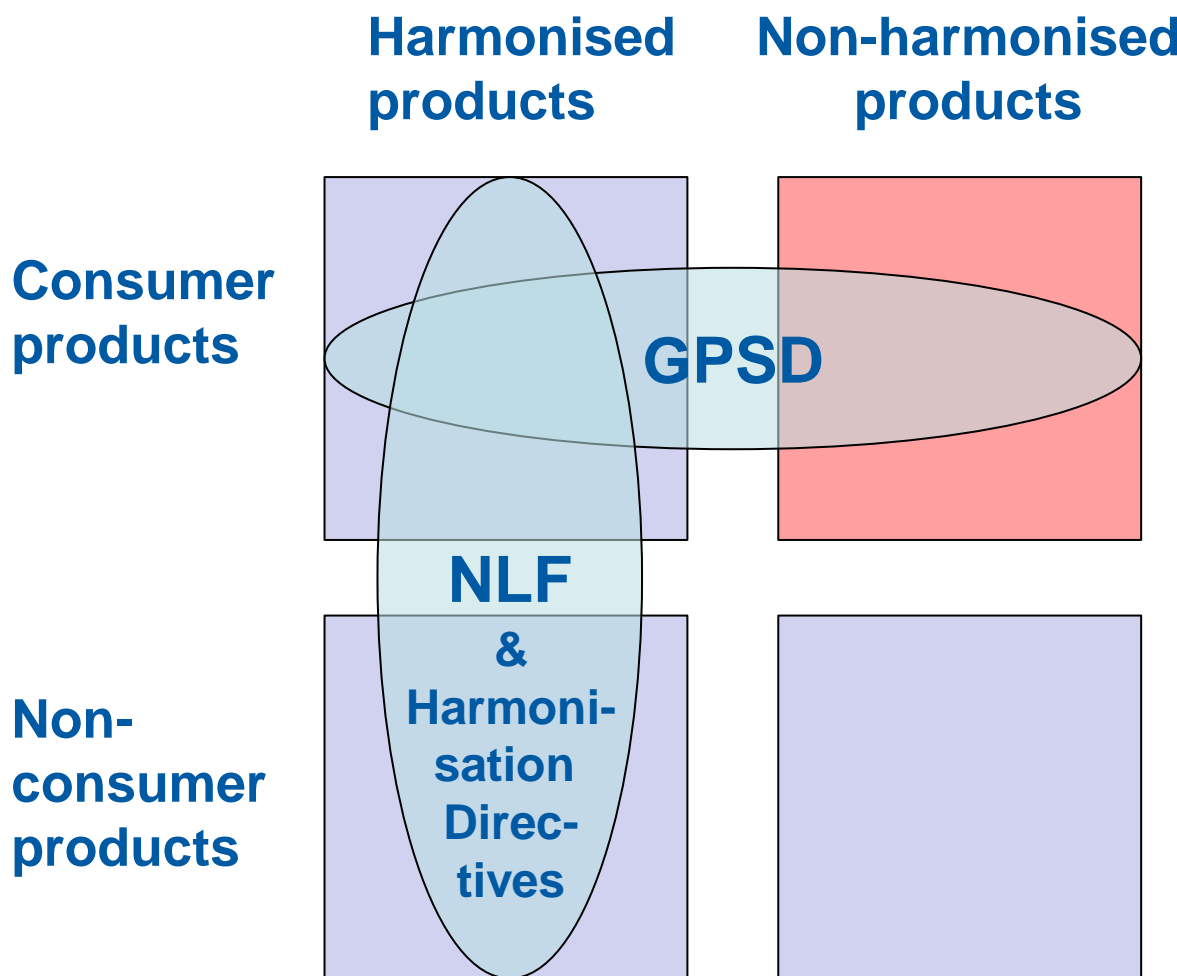
- Legal certainty for compliant products
- Legislative procedure (NLF; EC, EP, council)

To be ensured:

- NLF is the instrument for harmonised products
- GPSD is back-up instrument for urgent, severe risks



Non-harmonised consumer products



To be aligned (wisely):

- Administrative & procedural requirements for economic actors

To be preserved:

- Proportionality
- Standards mandates should not be rushed, nor evolve into requirements

To be ensured:

- No setting of permanent requirements for groups of products through comitology procedure



Further remarks

- Standards should remain voluntary
- Authorities should ensure adequate regulatory standards by participation in their development
- BUSINESSEUROPE sees no need for change in relation to services
- E-commerce in scope but specifics to be dealt with elsewhere



Thank you for your attention

