

AUTHORITY **SUBMITS** NOTIFICATION OF A DRAFT REGULATION IN TRIS-TBT



START OF A **3 MONTH STANDSTILL PERIOD** DURING WHICH THIS PROPOSAL CANNOT BE ADOPTED



WHERE?

TRIS is your one-stop-shop where you can access the draft rules notified, where you can see the applicable standstill periods, who reacted to a notification and other stakeholder contributions. In pursuit of increased transparency, we have started publishing the content of Commission reaction issued to notifications and will soon start publishing also national reactions to notified drafts and other relevant exchanges, such as requests for additional information, replies, dialogue, etc.

TRIS is available at:
<https://technical-regulation-information-system.ec.europa.eu/en/home>

The system allows you to subscribe to a mailing list to receive alerts immediately when a notification falling within your areas of business and interests and/or countries of operation is uploaded. Your views matter, your opinions are important and your expertise is indispensable. This is why the TRIS system allows you to submit your views on the different notifications, which will be published on the website, or can be treated as confidential should you choose so and only visible to the Commission. The “Submit your Contribution” tab is available on the pages of different notifications.

TRIS provides you with the opportunity to reach a wide range of actors in the internal market, to disseminate your views and protect your interests. It is your direct line with the Commission and can help shape policies that affect you. Use it and help us shape an internal market that serves us all in the best possible way.



European
Commission

TRIS

Don't let barriers stop your success

The Technical Regulations Information System (TRIS) is a collaborative tool where draft rules on products and information society services being prepared at national level are notified, where you can find information about the Commission's or Member States and associated countries reactions and where you can express your views. Commission takes into account when formulating its position.

WHY?

In order to ensure the proper functioning of the Single Market and high level of competition across borders, market and legislative transparency are essential. Prevention is better than cure. This is why already in the 1980s, the EU adopted a Directive requiring certain national measures to be notified to the Commission and the Member States before adoption in order to ensure that national rules creating unjustified obstacles to the Single Market do not enter into force. TRIS puts in practice the system laid down in Directive 2015/1535- the so-called Single Market Transparency Directive (the SMTD).

WHO?

By virtue of the SMTD and different instruments making reference to it, the Directive covers:

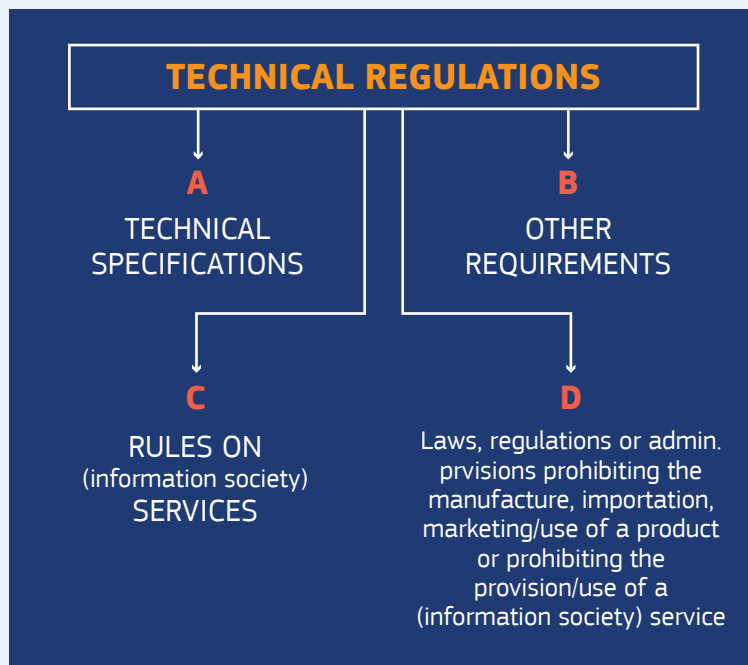
- **Member States of the EU,**
- **EEA countries,**
- **EFTA countries,**
- **Northern Ireland,**
- **Türkiye.**

These countries are required to notify draft national rules falling within the scope of the SMTD (see next point). The Commission and relevant countries can then issue formal reactions to these draft rules should they consider them to be in breach of EU rules or to be creating obstacles to the proper functioning of the Single Market.

The input of businesses, industry and other stakeholders is indispensable in designing and enforcing rules. This is why the TRIS system allows the possibility of stakeholders to submit their views on draft national rules, which the Commission takes into account when formulating its position.

WHAT?

The Directive requires the notification of draft technical regulations. The following rules fall under the scope of technical regulations:



TECHNICAL SPECIFICATIONS:

- Levels of quality, performance, safety
- Dimensions
- Terminology, symbols, labeling, ...
- Testing, test methods
- Conformity assessment procedures

OTHER REQUIREMENTS:

- Affecting the life cycle after placing on the market
- Conditions of use, recycling, reuse, disposal, etc.

RULES ON INFORMATION SOCIETY SERVICES

(not to be confused with rules on services under the Services Directive):

- Service
- At a distance
- By electronic means
- At the individual request of a recipient of services
- [+ the rule is specifically aimed at a service]

WHEN?

Member States should notify rules falling under one of the categories above when these are still at draft stage, i.e. significant changes can still be made.

The notification triggers a 3-month standstill period when the measure cannot be adopted. During this time the Commission and relevant countries examine the notified draft rules and formulate their positions on the measure. **This is the time when you can make your voice heard and help the Commission and national authorities see the measure in the context of the market reality, this is when your input is essential to ensure all relevant factors and perspectives are taken into account!**

During these 3 months, the Commission and relevant countries can issue the following reactions to the draft national rules:

Comments

they do not have the effect of extending the standstill period, but the notifying country should take them into account,

Detailed opinions

extend the standstill period for 3 additional months (1 for information society services) and require dialogue with the notifying country about how it will implement the objections raised in the detailed opinion

Decision to postpone adoption

can only be issued by the Commission when the Commission intends to or has already proposed a Regulation, Directive or Decision laying down harmonizing rules on the same subject. This type of reaction extends the standstill period for further 9 months and in certain cases further 15 months to allow harmonized EU rules to be adopted without further fragmentation of the internal market.