SITUATION OF MARKET SURVEILLANCE …

- No efficient possibilities for cooperation and quick information flow
- Current market surveillance works REGIONALLY
- Markets are organised INTERNATIONALLY
- Companies operate GLOBALLY

Market surveillance needs CO-OPERATION!

- Current Notification procedures (RAPEX, Safeguard Clause) are not always efficient enough to fulfill all the needs of market inspection bodies in practice
EFFECTIVE MARKET SURVEILLANCE NEEDS …

- Quick and in-time INFORMATION on market inspection and surveillance measures conducted by other market inspection bodies

- A DATA BASE covering all non-conforming products in circulation in Europe including up-to-date information on products being TESTED

- Efficient co-operation with CUSTOMS authorities

- An effective means to inform the PUBLIC about unsafe products (requirement of Art. 16, revised General Product Safety Directive)

ICSMS in use

Between 2000 and 2011 the following Member States / States joined:

- Belgium, Sweden and Germany (2000)
- Austria and Luxemburg
- UK and Switzerland (2004)
- Slovenia, Netherlands and Malta (2006)
- Cyprus (2007)
- Czech Republic, Iceland, Ireland and Liechtenstein (2012)
**ICSMS Roll-out**

Roll-out ICSMS in all EU Member States and EFTA States where ICSMS is not yet in use

- ICSMS-AISBL/LUBW needs a strong commitment from DG Enterprise to get in contact with MS/EFTA States

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**Regulation (EG) Nr. 765/2008 Article 23 (RAMS)**

valid since 1. January 2010

**General information support system**

**part 1:**
The Commission shall **develop and maintain a general archiving and exchange of information system**, using electronic means, on **issues relating to market surveillance activities, programmes and related information** on non-compliance with Community harmonization legislation.
Regulation (EG) Nr. 765/2008 Article 23 (RAMS)

valid since 1. January 2010

General information support system

part 2:

Information on products and not already provided under Article 22 (RAPEX) presenting risk regarding

- identification of risks
- results of testing carried out
- provisional restrictive measures taken
- contacts with the economic operators concerned
- Justification for action or inaction.

ICSMS DATA INPUT

→ Each new product information starts with some first information. Over a period the information is increasing constantly.
ICSMS ↔ RAPEX

→ ICSMS is a database for all kind of products, which are under investigation by the market surveillance authorities
→ ICSMS has to be used a „File handling system“
→ Some cases will end up as a RAPEX notification

Throughout Europe

EXCHANGE OF PRODUCT INFORMATION
IMMEDIATE CONTACT
QUICK REACTION
WHAT IS NEEDED FOR AN ACCESS TO ICSMS?

Central Data Storage

Independent Data Input by ANY market surveillance authority

Access requirements:
• Personal Computer
• Internet access
• Browser Mozilla Firefox or MS Explorer 6.0
• Windows XP

ARCHITECTURE

EU/EFTA Market Surveillance Authorities

Confidential Section
• Product Information
• Test results
• Measures taken
• .......

Commission

Customs

Public Section
• Non-compliant products
• Information on market surveillance authorities
• .......

Security system

Economic operators

Consumers
Which DIRECTIVES are covered today?

<table>
<thead>
<tr>
<th>Directive</th>
<th>Number</th>
<th>Description</th>
</tr>
</thead>
<tbody>
<tr>
<td>2006/95/EC Low Voltage Directive</td>
<td>89/336/ECC</td>
<td>Electromagnetic compatibility (EMC)</td>
</tr>
<tr>
<td>95/16/EC Lift Directive</td>
<td>2009/142/EC</td>
<td>Appliances Burning Gaseous Fuels</td>
</tr>
<tr>
<td>87/404/EEC Simple Pressure Vessels Directive</td>
<td>94/9/EC</td>
<td>Potentially explosive atmospheres (ATEX)</td>
</tr>
</tbody>
</table>

May 2012
ICSMS Application Service Provider
MORE DIRECTIVES / REGULATIONS

93/15/EEC  Civil Explosives
1999/36/EC  Transportable pressure equipment
92/42/EEC  Hot water boilers
2004/22/EC  Measuring instruments (MID)
2000/9/EC  Cableway Directive
90/385/EEC  Active implantable medical devices
93/42/EEC  Medical devices
98/79/EC  In-vitro diagnostic medical devices
2009/125/EC  ErP directive

MORE DIRECTIVES / REGULATIONS

2007/23/EC  Pyrotechnic articles
2002/95/EC  ROHS directive
2002/96/EC  WEEE directive
76/768/EEC  Cosmetics directive
Regulation (EC) No 1272/2008 (CLP)
......
A PRODUCT INFORMATION DATA SET includes data on:

- General information about the notifying authority
- Product identification criteria
- Economic operators
- Relevant Directives and Standards
- Conformity
- Depth and scope of testing
- Test results and a classification of shortcomings
- Accidents having occurred
- Measures taken by surveillance authority

<table>
<thead>
<tr>
<th>Product information: 30700090333</th>
<th></th>
</tr>
</thead>
<tbody>
<tr>
<td><strong>Summary</strong> (General), <strong>Product</strong> (Economic operators), <strong>Standards</strong> (Conformity), <strong>Testing/Evaluation</strong> (Accidents/Measures), <strong>Treatises</strong></td>
<td></td>
</tr>
<tr>
<td><strong>Notifying Member State</strong></td>
<td>Germany</td>
</tr>
<tr>
<td><strong>Date of notification</strong></td>
<td>24-04-2010</td>
</tr>
<tr>
<td><strong>Product designation (English)</strong></td>
<td>Hand-guided elastic chain saw</td>
</tr>
<tr>
<td><strong>Product designation (notifying State)</strong></td>
<td>Handgeführte elastische Kettenzange</td>
</tr>
<tr>
<td><strong>States</strong></td>
<td></td>
</tr>
<tr>
<td><strong>CE marking (obligatory)</strong></td>
<td></td>
</tr>
<tr>
<td><strong>Declaration of conformity (obligatory)</strong></td>
<td></td>
</tr>
<tr>
<td><strong>Test/Engineer’s report</strong></td>
<td></td>
</tr>
<tr>
<td><strong>Defect risks</strong></td>
<td></td>
</tr>
<tr>
<td><strong>Classification</strong></td>
<td>not specified</td>
</tr>
<tr>
<td><strong>Description of defects</strong></td>
<td>Machine defective 96/37/EC</td>
</tr>
<tr>
<td></td>
<td>EN 50144-2-1: Safety for hand-guided chain saws. Special requirements for chain saws. The front hand-guard brake during the dynamic test at 4.40m/s. The hand guard itself withstand the test but its fastening broke out of the machine casing (EN 50144-2-1: 15.10). The saw had been tested by MPI Agrifood Research Finland Agricultural Engineering Research. The front hand-guard which is controlling the chain brake loosened during oscillation test against a steel cable. Its fastening broke. The device continued running although the front hand guard was missing. The chain was tested by SSF IPEKO Z4. Settlement measure 3, FI-00220 Helsinki.</td>
</tr>
<tr>
<td><strong>Emergency measures</strong></td>
<td></td>
</tr>
<tr>
<td></td>
<td>Import into the EEA</td>
</tr>
<tr>
<td></td>
<td>Take back</td>
</tr>
</tbody>
</table>
## A PRODUCT INFORMATION DATA SET cont'ed

<table>
<thead>
<tr>
<th>5° Compulsory measures</th>
</tr>
</thead>
<tbody>
<tr>
<td>RAPEX No.</td>
</tr>
</tbody>
</table>

### 7° Safeguard Clause Notification

23° Photo or drawing of product / packaging

![Product Image]

EB, DA, DE, EN, ES, PT, FR, NL, PL, IT, LV, LT, NL, NO, PL, RO, SK, SL, SV, TR
ADVANTAGES of ICSMS

- Fast exchange of information: information on unsafe products will be announced immediately
- Immediate measures are possible
- Avoiding redundant work: Test results by one surveillance authority will be immediately made available to all other Member States

Further ADVANTAGES of ICSMS

- Evaluation tools allow users to fine-tune procedures and to prioritize projects (surveillance campaign)
- Appropriate platform for complaints: in accordance with the General Product Safety Directive, ICSMS will create an attractive platform for citizens to address complaints
- Uniform operating language, adequate translation options are provided
EFFECTS of ICSMS

Strengthening co-operation with Customs authorities: The TARIC system is implemented within ICSMS

Deterrence: “black sheep” among manufacturers will be detected earlier and punished more effectively

SERVICE AND AVAILABILITY

→ Training courses for users on request.
→ Hotline (e-mail) and phone during normal office hours (8 am to 5 pm).
→ Support in other cases within 1 work day

→ System availability
  → 24 h/day
  → >99% within normal office hours.
KEYFIGURES (12/2011)

- Number of authorities: > 630
- Number of user accounts: > 3.200
- Present number of PIs: > 42.000

YOUR ACCESS to the SYSTEM

www.icsms.org
Email support: support@icsms.org
DISCUSSION

Thank you for your attention
- time for discussion