GENERAL MARKET SURVEILLANCE PROGRAMME 2014 (SLOVENIA)

1 Introduction

This document presents the fourth edition of the general Market Surveillance Program of the republic of Slovenia in accordance with the requirement of the *Regulation (EC) No 765/2008 of the Parliament and the Council of 9 July 2008, setting requirements for accreditation and market surveillance relating to the marketing of products and repealing Regulation (EEC) No 339/93 (Article 18(5))*.

The market surveillance program covers the market surveillance within the scope of Regulation (EC) 765/2008 and General Product Safety Directive 2001/95/EC (GPSD). The implementation for both is in responsibility of the Ministry for Economic Development and Technology (MEDT). Several Market Surveillance Authorities (MSAs), which are in charge of the different ministries, are responsible for market surveillance of the products. MEDT has the role of coordinator by preparing common program in this respect.

This program is composed of general part, which introduces the organization of market surveillance in the Republic of Slovenia, different activities, exchange of information between different national competent authorities and authorities in other MS, priorities in the year 2014 and from separate sector plans for each market surveillance authority in Annex I.

2 Organization of Market Surveillance in the Republic of Slovenia

There are several market surveillance authorities in the Republic of Slovenia responsible for the execution of market surveillance according to the requirements of Regulation (EC) No 765/2008 and GPSD. They are organized within different ministries and could take actions within the limits of their responsibilities for individual types of products based on the rules relating to the organization of national administration or on other rules defining their respective responsibilities and obligations. The competent authority for the implementation of the regulation and directive is MEDT, which has a role of coordinator of all competent market surveillance authorities in this respect.

The MSAs organized within different Ministries are:

- Ministry of Economic Development and Technology:
  - Market Inspectorate of RS (www.ti.gov.si, e-mail address: gp.tirs@gov.si)
  - Metrology Institute of RS - metrology supervision division (www.mirs.gov.si, e-mail address: gp.mirs@gov.si)
- Ministry for Health:
  - Health Inspectorate of RS (www.zi.gov.si, e-mail address: gp.zirs@gov.si)
  - National Chemical Biro - Chemical inspection (www.uk.gov.si, e-mail address: gp-ursk.mz@gov.si)
  - Agency for medicinal products and medical devices of the RS (www.jazmp.si, e-mail address: info@jazmp.si)
- Ministry of Labour, Family, Social Affairs and Equal Opportunities:
  - Labour Inspectorate of the RS (www.id.gov.si, e-mail address: irsd@gov.si
- Ministry of Interior:
  - Inspectorate RS of Interior (www.mnz@gov.si, e-mail address: gp.mnz@gov.si
- Ministry of Agriculture and the Environment:
  - Inspectorate for Agriculture and the Environment of RS, (www.iko.gov.si, e-mail address: irsko.mko@gov.si)

- Ministry of Infrastructure and Spatial Planning:
    - Inspectorate for Transport, Energy and Area (www.ipep.gov.si, e-mail address: gp.irspep@gov.si)
- Ministry of Finance:
    Customs Authority of RS (www.carina.gov.si, e-mail address: carina@gov.si)

Customs Authority of the Republic of Slovenia is in charge of the control of products entering the Community market in accordance with Article 27-29 of the Regulation (EC) No 765/2008. It carries out appropriate checks on the characteristics of products according to the national guidelines prepared in cooperation with market surveillance authorities. In case of suspicion of the faulty products suspend for three working days the release of products for free circulation on the Community market and immediately notify the competent market surveillance authority about the case. The competent authorities have to react and take the appropriate actions according to the Regulation (EC) No. 765/2008 or GPSD respectively.
The cooperation between different
MSA and Customs Authority depends on the agreement between these particular two institutions.

3 Exchange of the information (RAPEX, ICSMS)

The exchange of information is executing at the international and national level.

First there are two systems for exchange of information in place: RAPEX and ICSMS. The contact point for the RAPEX system is the Market Inspectorate of RS which coordinates all other MSAs concerning exchange of information of dangerous products. The contact point has started with their work in the year 2004 by the implementation of GPSD and was continuing with the work with the implementation of the Regulation (EC) No 765/2008. Legal base for the establishment of the contact point for RAPEX is the national *Regulation of exchange of information about measures taken concerning restriction of trading with the products, published in the Official Journal of the Republic of Slovenia*. Beside the MSAs MEDT and the Customs Authority are included in the exchange of information within above mentioned national regulation.
The ICSMS system has been used in RS since 2007. Since the beginning Market Inspectorate was the most active user of the system. But during the year 2012 also the other competent inspection authorities has start to us the system. The contact point for the ICSMS system is MEDT.
In addition there are also other ways of cooperation in place between different MSAs and exchange information. MSAs are included in different forums such as different AdCo groups, and PROSAFE, joint actions (joint projects within the frame of EAHC) etc. Cooperation and exchange of information is carried out at the national level including cooperation with different stakeholders. The cooperation is organized within different groups such as the Advisory Board for Safety of Consumer Products, Board for Internal Market with subgroup of MSAs and other working groups in different sectors.

4 Activities of Market surveillance

The activities of market surveillance authorities are divided in the two types of activities:

Proactive activities stand on central planning within the competent market surveillance authority, based on financial and human resources, taking in to consideration the results from previous years, state of play on the market, the new risk recognized, risk assessment etc.

Reactive activities based on complains, reports and RAPEX and ICSMS notifications.

5 Priorities for 2014

The following activities will be prioritized in 2014:

1. Strengthen cooperation among different MSAs and customs authorities at the national level.
2. Strengthen the use of the ICSMS system among all competent MSAs in place.
3. Joint action and exchange of officials with other MS considering the human and financial resources.

Sectorial plans of separate marker surveillance authorities and contacts could be found at the web page of the MEDT on the following link:
http://www.mgrt.gov.si/si/delovna_podrocja/notranji_trg/sektor_za_prost_pretok_blaga/uredba_es_7652008/#c17177

In addition they are attached to this document (Annex I).