

Overview of relationship between GPSD and certain sector directives
(The GPSD provision applies where no sector provisions are indicated in the table)

| GPSD | Toys | LVD | PPE | Cosmetics | Summary of the relationship |
|---|--|------------------------------------|---|-------------------------|--|
| Articles 2 (b) and (c), 3 and 4 – Obligation for producer to place only safe products on the market | Articles 2 and 3, ref. Annex II, part 1 | Article 2, ref. Annex 1, point 2 C | Articles 2 and 3, ref. Annex II. | | GPSD applies to cosmetics for risks not covered by the cosmetics directive or by other sector directives. |
| Article 5.1, subparagraph 1 – Obligation for producer to inform consumers on risks | Article 3, ref. Annex II point I.3 and Article 11.5, ref. Annex IV | Article 5.1 and Annex I point 1-a | Article 3 and Annex II points 1.4, 2.4, 2.8, 2.12, 3.5, 3.6.2, 3.7.2, 3.8, 3.9, and 3.10. | Article 6.1 (d) and (f) | GPSD does not apply, because all sector directives have specific provisions. |
| Article 5.1, subparagraphs 3 and 4 – Identification of producer | Article 11.1 | Annex I point 1-b | Annex II, 1.4 | Article 6.1 (a) | GPSD does not apply because all sector directives have specific provisions. |
| Article 5.1, subparagraphs 3 and 4 – Identification of product | | | | Article 6.1 (e) | GPSD applies because there are no provisions in the sector directives, except for cosmetics where there are specific provisions. |
| Article 5.1, subparagraphs 3, 4 and 5 – Obligation for producers to follow up product safety after the placing on the market of their products | | | | | GPSD applies because there are no provisions in the sector directives. |
| Article 5.3 – Obligation for producers to inform the authorities of dangerous products and action taken to prevent risk | | | | | GPSD applies because there are no provisions in the sector directives. |

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| Article 5.4 – Obligation for producers to co-operate with the competent authorities on action to prevent risks | | | | | GPSD applies because there are no provisions in the sector directives. |
| Articles 5.2, 5.3 and 5.4 – Obligation for the distributor not to supply dangerous product, to participate in safety monitoring of products and in tracing dangerous products etc | | | | | GPSD applies because there are no provisions on distributors in the sector directives. |
| Article 6, subparagraphs 1 and 2 – Obligation on the Member States to establish or nominate authorities competent for enforcement | Articles 3 and 7 | Articles 2, 7 and 10 | Articles 2, 6, 7 and 9 | Articles 7.3 and 7a.5 | GPSD does not apply because there all sector directives have specific provisions. |
| Article 7 – Obligation on the Member States to adopt rules on penalties and to follow up these rules | | | | | GPSD applies because there are no provisions in the sector directives. |
| Article 8.1. (a) – Power to make checks, take samples | Articles 8.1.b and 8.2.b – Power to get information from the manufacturer Article 8.3 – Power to require test at the manufactures expense Article 12 | | Articles 6, 7 and 13 | Article 7.3 | The GPSD applies to LVD. |
| Article 8.1 (b) to (c) – Power to set conditions for marketing | Articles 8.1.b and 12, 1a (b) | | Article 13.4, but only under certain circumstances | Article 12 | GPSD applies to LVD and partly to PPE. |
| Article 8.1 (d) to (f) – Power to ban or recall | Articles 8.1.b and art 12, 1a (b), but only for bans | | Article 7, but only for bans | Article 12, but only for bans | GPSD applies to recall for all directives plus to bans for LVD. |

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| Art 9 – Market surveillance strategy | | | | | GPSD applies because there are no provisions in the sector directives. The strategies will be based on existing practices in accordance with the applicable provisions. |
| Article 10 – Establishment of procedures for administrative co-operation between the competent authorities of the Member States | | | | Article 7.6 | GPSD applies, except from cosmetics, because there are no provisions in the sector directives. The co-operation will be carried out through existing non-legal procedures. |
| Article 11 – Obligation to notify measures which restrict placing on the market of products | Article 7 – (in part) | Article 9 | Articles 7 and 13 (in part) | Article 12.1 (in part) | The GPSD applies in certain cases where national safety measures are not to be notified under the safeguard clauses of sector directives or under article 12 of the GPSD (RAPEX). The LVD has a scope covering all relevant measures, thus the GPSD does not apply. |
| Article 12 – Obligation to notify under RAPEX all measures and other action concerning products posing serious risks | | | | | GPSD applies because there are no provisions in the sector directives. |
| Article 13 – Powers and procedures for Community rapid intervention measures | | | | | GPSD applies because there are no provisions in the sector directives. |
| Articles 14 and 15 – Committee procedures | | | | | Applicable only in case of GPSD procedures – for example in the case of rapid intervention under article 13. |

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| Article 16 – Provisions on access to information on product risks and protection of confidentiality | | | | | GPSD applies because there are no provisions in sector directives. |
| Article 17 – Relationship with the Directive on Liability for Defective Products | | | | | GPSD applies because there are no provisions in the sector directives. |
| Article 18 – Motivation | Articles 7 and 14 (in part) | | Article 14 | | Article 18 is applicable in all cases for LVD. It applies in relation to recall measures for toys. For PPE and Cosmetics there are some limitations. |