



EUROPEAN COMMISSION

*Brussels, 18.7.2018
C(2018) 4726 final*

Dear President,

The Commission would like to thank the Senát for its Opinion on the proposal for a Regulation of the European Parliament and of the Council laying down rules and procedures for compliance with and enforcement of Union harmonisation legislation on products {COM(2017) 795 final}.

The Commission agrees with the Senát that the compliance and enforcement of European legislation on product harmonisation is not ideal. The Commission would go even further and stress that current levels of non-compliance endanger consumers and put compliant businesses at a competitive disadvantage. With this proposal, the Commission is keeping its promise of the Single Market Strategy to strengthen the Single Market for goods.

The Commission has taken due note of the views expressed by the Senát, in particular as regards the introduction of the Union Testing Facility and the Union Product Compliance Network. It would like to stress that the proposed 'Compliance Partnership Agreements' and 'Memoranda of Understanding with Stakeholders' are optional tools aimed at helping authorities to prevent non-compliance, hence achieving their goals more efficiently. Moreover, the proposed 'Union Testing Facilities' and 'Product Compliance Network' are support structures for cooperation and for helping to implement Member States' enforcement activities. They do not affect Member States' competences in market surveillance.

Discussions between the Commission and the co-legislators concerning the proposal are now underway and the Commission is hopeful that an agreement will be reached before the end of the current parliamentary term.

The Commission looks forward to continuing the political dialogue with the Senát in the future.

Yours faithfully,

*Frans Timmermans
First Vice-President*

*Elżbieta Bieńkowska
Member of the Commission*

*Mr Milan ŠTĚCH
President of the Senát
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