



EUROPEAN COMMISSION

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Dear Chair,

The Commission would like to thank the Poslanecká Sněmovna for its Opinion on the proposal for a Regulation of the European Parliament and of the Council establishing a Single Market emergency instrument and repealing Council Regulation No (EC) 2679/98 {COM(2022) 459 final}; the proposal for a Directive of the European Parliament and of the Council amending Directives 2000/14/EC, 2006/42/EC, 2010/35/EU, 2013/29/EU, 2014/28/EU, 2014/29/EU, 2014/30/EU, 2014/31/EU, 2014/32/EU, 2014/33/EU, 2014/34/EU, 2014/35/EU, 2014/53/EU and 2014/68/EU as regard emergency procedures for the conformity assessment, adoption of common specifications and market surveillance due to a Single Market emergency {COM(2022) 462 final}; and the proposal for a Regulation of the European Parliament and of the Council amending Regulations (EU) 2016/424, (EU) 2016/425, (EU) 2016/426, (EU) 2019/1009 and (EU) No 305/2011 as regards emergency procedures for the conformity assessment, adoption of common specifications and market surveillance due to a Single Market emergency {COM(2022) 461 final}.

The proposals, announced in the Commission Work Programme for 2022, form a package of measures designed to preserve the functioning of the Single Market in the event of future emergencies, to the benefit of citizens and businesses across the EU. The Single Market Emergency Instrument package aims to provide a structural answer to preserve the free movement of goods, people and services in adverse times. In past crises, including the COVID-19 pandemic, unilateral measures caused fragmentation, worsening the crisis and affecting SMEs in particular. This showed the need for mechanisms allowing the EU to react fast and collectively so that in a potential new crisis, the Single Market remains open and goods and services of vital importance remain available to protect European citizens and to keep the economy running.

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Chair of the Committee on European Affairs
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The Commission welcomes the broad support of the Poslanecká Sněmovna for the aims of the proposals. It also notes the comments on the need to clearly define the rules and obligations arising from the proposals in order to avoid excessive administrative burden on economic operators.

The Commission has strived to ensure legal certainty for all stakeholders by laying down clear definitions and criteria for all the concepts and mechanisms in the proposed legal frameworks. Furthermore, the Commission has sought to ensure that the implementation of the proposed rules would not entail a disproportionate burden for the stakeholders, including economic operators. Avoiding fragmentation in crisis times is key, which is why the proposed mechanisms entail full oversight by and close involvement of the respective competent national authorities at all stages.

The Opinion of the Poslanecká Sněmovna has been made available to the Commission's representatives in the ongoing negotiations of the co-legislators and will inform these discussions. In particular, in the ongoing negotiations of the co-legislators, the Commission will insist on the need to strike the optimum balance between all objectives, including the need to ensure that the rules are sufficiently effective and remain flexible, while avoiding disproportionate burden on stakeholders.

The Commission hopes that the clarifications provided in this reply address the points raised by the Poslanecká Sněmovna and looks forward to continuing the political dialogue in the future.

Yours faithfully,

*Maroš Šefčovič
Vice-President*

*Thierry Breton
Member of the Commission*