

Ministry of Infrastructure and Transport

DEPARTMENT FOR TRANSPORT, SHIPPING, INFORMATION SYSTEMS AND STATISTICS

Directorate-General for Rail Transport
Division 5

MINISTRY OF ECONOMIC DEVELOPMENT

Department for Business and Internationalisation

Directorate-General for Markets, Competition, Consumers,
Surveillance and Technical Standards

Division XVI Product Safety and Conformity

FAO Rita Novelli, Via Molise 3, 00187 ROME

Ref: No 0038036 of 5 March 2013

Subject: **Market surveillance and control of products originating from third countries: organisational requirements of Member States in accordance with Article 8(5) of Regulation (EC) No 765/2008. 2013 report.**

Further to Memorandum No 0038036 of 5 March 2013 on the same subject, please find enclosed the requested documentation, duly completed and summarised as follows:

- (1) completed template describing the surveillance activity carried out;
- (2) explanatory report accompanying the template.

We would like to point out that, by means of Executive Decree No 18/DIV3/RD of 1 February 2013, committees were established as referred to in Article 13 of Legislative Decree No 35 of 27 January 2010, implementing Directive 2008/68/EC.

The tasks assigned to the committee in accordance with Article 13(1) of the above-mentioned Legislative Decree include the RID Expert accreditation and surveillance process pursuant to paragraph 6.8.2.4 RID, which is annexed to Legislative Decree No 35 of 27 January 2010.

This is in view of the fact that, in the documents sent to this department concerning the activities carried out in 2012, this activity had been listed amongst those carried out by this departments but was not included amongst those planned for 2013.

Please do not hesitate to contact us should you require any further information.

DIRECTOR-GENERAL

(Antonio Parente)

[Signature]

MINISTRY OF INFRASTRUCTURE AND TRANSPORT

EXPLANATORY REPORT

ACCREDITATION PROCESS FOR ITALIAN NOTIFIED BODIES CONCERNED WITH THE INTEROPERABILITY OF TRANS-EUROPEAN RAIL SYSTEMS PURSUANT TO DIRECTIVE 2008/57/EC

The accreditation process for notified bodies pursuant to Directive 2008/57/EC on the interoperability of the rail system within the Community (which was transposed by Legislative Decree 191/2010, as subsequently amended) was implemented by the Ministry of Infrastructure and Transport through a special working group set up at the end of 2005 by means of Departmental Memorandum No 39/DTT of 21 February 2005. The working group is composed of staff who have the necessary expertise in the rail sector. When performing document checks and inspections (audits) at the offices of the applicant bodies and their laboratories, the working group followed the appropriate procedures, which were essentially in line with the standard UNI EN ISO 45011. Some members of the group also attended special training courses on this standard.

The official documents published by the Ministry during the annual surveillance and accreditation process mainly consisted of the following:

- reports on inspections (audits) carried out at the offices of the bodies themselves;
- reports on inspections (audits) carried out at the laboratories used by the bodies for the above-mentioned tests;
- final reports by the working group on the investigations carried out;
- notes for the director responsible for approving the formal accreditation measures;
- Executive Decrees published in the Official Gazette of the Italian Republic for accreditation of the bodies authorised to assess the conformity and suitability for use of interoperability components of conventional and high-speed trans-European rail systems and the EC procedure for verifying the related subsystems;
- The operational procedure for the accreditation, renewal and surveillance of the bodies;
- The checklist used in the inspections (audits) of the bodies.

The working group's assessments of whether the prescribed requirements have been fulfilled have since been validated by other competent and independent management bodies.

The accreditation process for the most recent reports has also been carried out in strict accordance with the prescriptions contained in EU legislation:

- Regulation (EC) No 765/2008 setting out the requirements for accreditation and market surveillance;
- Decision No 768/2008/EC on a common framework for the marketing of products.

SECTOR-SPECIFIC NATIONAL MARKET SURVEILLANCE PROGRAMMES (NMSP)

Member State: ITALY

2013 Plan

Market Surveillance Authority: MINISTRY OF INFRASTRUCTURE AND TRANSPORT – DIRECTORATE-GENERAL FOR RAIL TRANSPORT

Person responsible for the NMSP sector: Director-General Antonio Parente

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Applicable EU legislation	Sector	Description of product or category	Monitoring type	Monitoring grounds	Monitoring activity	Priority	Period or start date	Development	Results or future initiatives	Contact person
Directive 2008/57/EC	Rail transport	Notified bodies	- Proactive - On-site audits	Annual surveillance	- Verification of continued fulfilment of the prescribed requirements with a random inspection of the certificates issued	High	2013			Name E-mail: benedetto.legittimo@mit.gov.it Tel. +39 0641583549 Fax: +39 0641583525