



Council of the  
European Union

Brussels, 15 February 2022  
(OR. en)

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5211/1/22  
REV 1 COR 1

LIMITE

CONSOM 8  
MI 19  
COMPET 14  
DIGIT 5  
CODEC 24  
CYBER 9  
CHIMIE 3  
JAI 32

#### NOTE

|          |  |
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| From:    | Presidency   |
| To:      | Delegations  |
| Subject: | REGULATION OF THE EUROPEAN PARLIAMENT AND OF THE COUNCIL on general product safety, amending Regulation (EU) No 1025/2012 of the European Parliament and of the Council, and repealing Council Directive 87/357/EEC and Directive 2001/95/EC of the European Parliament and of the Council<br>- Presidency compromise proposal |

Article 9 should read as follows:

#### *"Article 9*

#### **Obligations of authorised representatives**

1. A manufacturer may, by a written mandate, appoint an authorised representative.
2. An authorised representative shall perform the tasks specified in the mandate received from the manufacturer. The mandate shall allow the authorised representative to perform at least the following tasks:

- (a) provide a market surveillance authority, upon its reasoned request, with all information and documentation necessary to demonstrate the safety of the product in an official language which can be understood by that authority;
- (b) where they have a reason to believe that a product in question presents a risk, inform the manufacturer;

**(ba) inform the competent national authorities about any action taken to eliminate the risks posed by products covered by their mandate through a notification in the Safety Business Gateway referred to in Article 25, in case that the information has not been already provided by the manufacturer or upon instruction of the manufacturer;**

- (c) cooperate with the competent national authorities, at their request, on any action taken to eliminate the risks posed by products covered by their mandate."
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