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General Secretariat

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2022/0279 (COD)

2022/0280 (COD)

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NOTE

From:	Presidency
To:	Working Party on Competitiveness and Growth (Internal Market - Attachés) Working Party on Technical Harmonisation (SMEI Omnibus) Working Party on Competitiveness and Growth (Internal Market)
Subject:	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 - 4-column table

Delegations find attached the 4-column document with the latest version of SMEI Omnibus Directive. The text is still subject to final discussions at technical level.

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 (Text with EEA relevance)

2022/0280(COD)
DRAFT [Draft full text]
11-02-2024 at 09h37

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
Formula				
1	2022/0280 (COD)	2022/0280 (COD)	2022/0280 (COD)	2022/0280 (COD)
Proposal Title				
2	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	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~~ <u>an</u>	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~~ <u>regards</u> emergency procedures for the conformity assessment, adoption of common specifications and market surveillance due to a Single Market	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~~ <u>regards</u> emergency procedures for the conformity assessment, adoption of common specifications and market surveillance due to ~~a Single~~ <u>an</u>

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	emergency (Text with EEA relevance)	<u>internal</u> market emergency (Text with EEA relevance)	emergency (Text with EEA relevance)	<u>internal</u> market emergency (Text with EEA relevance)
	Formula			
3	THE EUROPEAN PARLIAMENT AND THE COUNCIL OF THE EUROPEAN UNION,	THE EUROPEAN PARLIAMENT AND THE COUNCIL OF THE EUROPEAN UNION,	THE EUROPEAN PARLIAMENT AND THE COUNCIL OF THE EUROPEAN UNION,	THE EUROPEAN PARLIAMENT AND THE COUNCIL OF THE EUROPEAN UNION,
	Citation 1			
4	Having regard to the Treaty on the Functioning of the European Union, and in particular Articles 91 and 114 thereof,	Having regard to the Treaty on the Functioning of the European Union, and in particular Articles 91 and 114 thereof,	Having regard to the Treaty on the Functioning of the European Union, and in particular Articles 91 and 114 thereof,	Having regard to the Treaty on the Functioning of the European Union, and in particular Articles 91 and 114 thereof,
	Citation 2			
5	Having regard to the proposal from the European Commission,	Having regard to the proposal from the European Commission,	Having regard to the proposal from the European Commission,	Having regard to the proposal from the European Commission,
	Citation 3			
6	After transmission of the draft legislative act to the national parliaments,	After transmission of the draft legislative act to the national parliaments,	After transmission of the draft legislative act to the national parliaments,	After transmission of the draft legislative act to the national parliaments,
	Citation 4			
7	Having regard to the opinion of the European Economic and Social	Having regard to the opinion of the European Economic and Social	Having regard to the opinion of the European Economic and Social	Having regard to the opinion of the European Economic and Social

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	Committee ¹ , <u>1. OJ C , , p. .</u>	Committee ¹ , <u>1. OJ C , , p. .</u>	Committee ¹ , <u>1. OJ C , , p. .</u>	Committee ¹ , <u>1. OJ C , , p. .</u>
Citation 5				
8	Having regard to the opinion of the Committee of the Regions ¹ , <u>1. OJ C , , p. .</u>	Having regard to the opinion of the Committee of the Regions ¹ , <u>1. OJ C , , p. .</u>	Having regard to the opinion of the Committee of the Regions ¹ , <u>1. OJ C , , p. .</u>	Having regard to the opinion of the Committee of the Regions ¹ , <u>1. OJ C , , p. .</u>
Citation 6				
9	Acting in accordance with the ordinary legislative procedure ¹ , <u>1. Position of the European Parliament of xxx (not yet published in the Official Journal) and Decision of the Council of xxx.</u>	Acting in accordance with the ordinary legislative procedure ¹ , <u>1. Position of the European Parliament of xxx (not yet published in the Official Journal) and Decision of the Council of xxx.</u>	Acting in accordance with the ordinary legislative procedure ¹ , <u>1. Position of the European Parliament of xxx (not yet published in the Official Journal) and Decision of the Council of xxx.</u>	Acting in accordance with the ordinary legislative procedure ¹ , <u>1. Position of the European Parliament of xxx (not yet published in the Official Journal) and Decision of the Council of xxx.</u>
Formula				
10	Whereas:	Whereas:	Whereas:	Whereas:
Recital 1				
11	(1) [insert reference to SMEI Regulation] aims to ensure the normal functioning of the Single Market, including the free movement of goods, services and persons and guarantee the availability of crisis-relevant goods	(1) [insert reference to ~~SMEI~~ IMERA Regulation] aims to ensure the normal functioning of the ~~Single~~ internal market, including the free movement of goods, services and persons and ~~guarantee~~ ensure the availability of crisis-relevant	(1) [insert reference to SMEI Regulation] aims to ensure the normal functioning of the Single Market, including the free movement of goods, services and persons and guarantee the availability of crisis-relevant goods	(1) [insert reference to ~~SMEI~~ IMERA Regulation] aims to ensure the normal functioning of the ~~Single~~ internal market, including the free movement of goods, services and persons and ~~guarantee~~ ensure the availability of crisis-relevant

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	and services and goods and services of strategic importance to citizens, businesses and public authorities during a crisis.	goods and services and goods and services of strategic importance to citizens, businesses and public authorities during a crisis.	and services and goods and services of strategic importance to citizens, businesses and public authorities during a crisis.	goods and services and goods and services of strategic importance to citizens, businesses and public authorities during a crisis. Text Origin: EP Mandate
Recital 2				
12	(2) The framework established by [insert reference to SMEI Regulation] lays down measures, which should be deployed in a coherent, transparent, efficient, proportionate and timely manner, so as to prevent, mitigate and minimise the impact on the functioning of the Single Market that a crisis may cause.	(2) The framework established by [insert reference to ~~SMEI~~ <u>IMERA</u> Regulation] lays down measures, which should be deployed in a coherent, transparent, efficient, proportionate and timely manner, so as to prevent, mitigate and minimise the impact <u>a crisis may cause</u> on the functioning of the ~~Single~~ <u>internal</u> market ~~that a crisis may cause~~ .	(2) The framework established by [insert reference to SMEI Regulation] lays down measures, which should be deployed in a coherent, transparent, efficient, proportionate and timely manner, so as to prevent, mitigate and minimise the impact on the functioning of the Single Market that a crisis may cause.	(2) The framework established by [insert reference to ~~SMEI~~ <u>IMERA</u> Regulation] lays down measures, which should be deployed in a coherent, transparent, efficient, proportionate and timely manner, so as to prevent, mitigate and minimise the impact on the functioning of the ~~Single~~ <u>internal</u> market that a crisis may cause. Text Origin: EP Mandate
Recital 3				
13	(3) [insert reference to SMEI Regulation] lays down a multi-layered mechanism consisting of contingency planning, vigilance mode and Single Market emergency mode.	(3) [insert reference to ~~SMEI~~ <u>IMERA</u> Regulation] lays down a multi-layered mechanism consisting of contingency planning, ~~vigilance mode and Single and~~ <u>internal</u> market <u>vigilance and</u> emergency ~~mode~~ <u>modes</u> .	(3) [insert reference to SMEI Regulation] lays down a multi-layered mechanism consisting of contingency planning, vigilance mode and Single Market emergency mode.	(3) [insert reference to ~~SMEI~~ <u>IMERA</u> Regulation] lays down a multi-layered mechanism consisting of contingency planning, ~~vigilance mode and Single and~~ <u>internal</u> market <u>vigilance and</u> emergency ~~mode~~ <u>modes</u> . Text Origin: EP Mandate
Recital 4				

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
14	(4) [insert reference to SMEI Regulation] lays down rules with the objective of safeguarding the free movement of goods, services and persons in the Single Market and to ensure the availability of goods and services that are particularly important also in times of crisis. [insert reference to SMEI Regulation] applies to both goods and services.	(4) [insert reference to ~~SMEI~~ <u>IMERA</u> Regulation] lays down rules with the objective of safeguarding the free movement of goods, services and persons in the ~~Single~~ <u>internal</u> market and to ensure the availability of goods and services that are particularly important also in times of crisis. [insert reference to ~~SMEI~~ <u>IMERA</u> Regulation] applies to both goods and services.	(4) [insert reference to SMEI Regulation] lays down rules with the objective of safeguarding the free movement of goods, services and persons in the Single Market and to ensure the availability of goods and services that are particularly important also in times of crisis. [insert reference to SMEI Regulation] applies to both goods and services.	(4) [insert reference to ~~SMEI~~ <u>IMERA</u> Regulation] lays down rules with the objective of safeguarding the free movement of goods, services and persons in the ~~Single~~ <u>internal</u> market and to ensure the availability of goods and services that are particularly important also in times of crisis. [insert reference to ~~SMEI~~ <u>IMERA</u> Regulation] applies to both goods and services. Text Origin: EP Mandate
Recital 5				
15	(5) In order to complement, ensure consistency and further enhance the effectiveness of such measures, it is appropriate to ensure that crisis-relevant goods referred to in [insert reference to SMEI Regulation] may be swiftly placed on the Union market in order to contribute to addressing and mitigating the disruptions.	(5) In order to complement, ensure consistency and further enhance the effectiveness of such measures, it is appropriate to ensure that crisis-relevant goods referred to in [insert reference to ~~SMEI~~ <u>IMERA</u> Regulation] may be swiftly placed on the ~~Union~~ <u>internal</u> market in order to contribute to addressing and mitigating the disruptions.	(5) In order to complement, ensure consistency and further enhance the effectiveness of such measures, it is appropriate to ensure that crisis-relevant goods referred to in [insert reference to SMEI Regulation] may be swiftly placed on the Union market in order to contribute to addressing and mitigating the disruptions.	(5) In order to complement, ensure consistency and further enhance the effectiveness of such measures, it is appropriate to ensure that crisis-relevant goods referred to in [insert reference to ~~SMEI~~ <u>IMERA</u> Regulation] may be swiftly placed on the ~~Union~~ <u>internal</u> market in order to contribute to addressing and mitigating the disruptions. Text Origin: EP Mandate
Recital 6				
16	(6) A number of EU sectoral legal acts lay down harmonised rules regarding the design, manufacture,	(6) A number of EU sectoral legal acts lay down harmonised rules regarding the design, manufacture,	(6) A number of EU sectoral legal acts lay down harmonised rules regarding the design, manufacture,	(6) A number of EU sectoral legal acts lay down harmonised rules regarding the design, manufacture,

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	conformity assessment and placing on the market of certain products. Such legal acts include Directives 2000/14/EC¹, 2006/42/EC², 2010/35/EU³, 2013/29/EU⁴, 2014/28/EU⁵, 2014/29/EU⁶, 2014/30/EU⁷, 2014/31/EU⁸, 2014/32/EU⁹, 2014/33/EU¹⁰, 2014/34/EU¹¹, 2014/35/EU¹², 2014/53/EU¹³ and 2014/68/EU¹⁴ of the European Parliament and of the Council. Moreover, most of those legal acts are based on the principles of the new approach to technical harmonisation and are also aligned to the reference provisions laid down by Decision 768/2008/EC EC of the European Parliament and of the Council¹⁵. 1. Directive 2000/14/EC of the European Parliament and of the Council of 8 May 2000 on the approximation of the laws of the Member States relating to the noise emission in the environment by equipment for use outdoors (OJ L 162, 3.7.2000, p. 1). 2. Directive 2006/42/EC of the European Parliament and of the Council of 17 May 2006 on machinery, and amending Directive 95/16/EC (OJ L 157, 9.6.2006, p. 24). 3. Directive 2010/35/EU of the European Parliament and of the Council of 16 June 2010 on transportable pressure equipment and repealing Council Directives 76/767/EEC, 84/525/EEC, 84/526/EEC, 84/527/EEC and 1999/36/EC (OJ L 165, 30.6.2010, p. 1). 4. Directive 2013/29/EU of the European Parliament and of the Council of 12 June	conformity assessment and placing on the market of certain products. Such legal acts include Directives 2000/14/EC¹, ~~2006/42/EC²~~; 2010/35/EU³, 2013/29/EU⁴, 2014/28/EU⁵, 2014/29/EU⁶, 2014/30/EU⁷, 2014/31/EU⁸, 2014/32/EU⁹, 2014/33/EU¹⁰, 2014/34/EU¹¹, 2014/35/EU¹², 2014/53/EU¹³ and 2014/68/EU¹⁴ of the European Parliament and of the Council. Moreover, most of those legal acts are based on the principles of the new approach to technical harmonisation and are also aligned to the reference provisions laid down by Decision 768/2008/EC EC of the European Parliament and of the Council¹⁵. 1. 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	2013 on the harmonisation of the laws of the Member States relating to the making available on the market of pyrotechnic articles (OJ L 178, 28.6.2013, p. 27). 5. Directive 2014/28/EU of the European Parliament and of the Council of 26 February 2014 on the harmonisation of the laws of the Member States relating to the making available on the market and supervision of explosives for civil uses (OJ L 96, 29.3.2014, p. 1). 6. Directive 2014/29/EU of the European Parliament and of the Council of 26 February 2014 on the harmonisation of the laws of the Member States relating to the making available on the market of simple pressure vessels (OJ L 96, 29.3.2014, p. 45). 7. Directive 2014/30/EU of the European Parliament and of the Council of 26 February 2014 on the harmonisation of the laws of the Member States relating to electromagnetic compatibility (OJ L 96, 29.3.2014, p. 79). 8. Directive 2014/31/EU of the European Parliament and of the Council of 26 February 2014 on the harmonisation of the laws of the Member States relating to the making available on the market of non-automatic weighing instruments (OJ L 96, 29.3.2014, p. 107). 9. Directive 2014/32/EU of the European Parliament and of the Council of 26 February 2014 on the harmonisation of the laws of the Member States relating to the making available on the market of measuring instruments (OJ L 96, 29.3.2014, p. 149). 10. Directive 2014/33/EU of the European Parliament and of the Council of 26 February 2014 on the harmonisation of the laws of the Member States relating to lifts and safety components for lifts (OJ L 96, 29.3.2014, p. 251). 11. 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	Member States relating to equipment and protective systems intended for use in potentially explosive atmospheres (OJ L 96, 29.3.2014, p. 309). 12. Directive 2014/35/EU of the European Parliament and of the Council of 26 February 2014 on the harmonisation of the laws of the Member States relating to the making available on the market of electrical equipment designed for use within certain voltage limits (OJ L 96, 29.3.2014, p. 357). 13. Directive 2014/53/EU of the European Parliament and of the Council of 16 April 2014 on the harmonisation of the laws of the Member States relating to the making available on the market of radio equipment and repealing Directive 1999/5/EC (OJ L 153, 22.5.2014, p. 62). 14. Directive 2014/68/EU of the European Parliament and of the Council of 15 May 2014 on the harmonisation of the laws of the Member States relating to the making available on the market of pressure equipment (OJ L 189, 27.6.2014, p. 164). 15. Decision No 768/2008/EC of the European Parliament and of the Council of 9 July 2008 on a common framework for the marketing of products, and repealing Council Decision 93/465/EEC (OJ L 218, 13.8.2008, p. 82).	Member States relating to equipment and protective systems intended for use in potentially explosive atmospheres (OJ L 96, 29.3.2014, p. 309). 12. Directive 2014/35/EU of the European Parliament and of the Council of 26 February 2014 on the harmonisation of the laws of the Member States relating to the making available on the market of electrical equipment designed for use within certain voltage limits (OJ L 96, 29.3.2014, p. 357). 13. Directive 2014/53/EU of the European Parliament and of the Council of 16 April 2014 on the harmonisation of the laws of the Member States relating to the making available on the market of radio equipment and repealing Directive 1999/5/EC (OJ L 153, 22.5.2014, p. 62). 14. Directive 2014/68/EU of the European Parliament and of the Council of 15 May 2014 on the harmonisation of the laws of the Member States relating to the making available on the market of pressure equipment (OJ L 189, 27.6.2014, p. 164). 15. Decision No 768/2008/EC of the European Parliament and of the Council of 9 July 2008 on a common framework for the marketing of products, and repealing Council Decision 93/465/EEC (OJ L 218, 13.8.2008, p. 82).	Member States relating to equipment and protective systems intended for use in potentially explosive atmospheres (OJ L 96, 29.3.2014, p. 309). 12. Directive 2014/35/EU of the European Parliament and of the Council of 26 February 2014 on the harmonisation of the laws of the Member States relating to the making available on the market of electrical equipment designed for use within certain voltage limits (OJ L 96, 29.3.2014, p. 357). 13. Directive 2014/53/EU of the European Parliament and of the Council of 16 April 2014 on the harmonisation of the laws of the Member States relating to the making available on the market of radio equipment and repealing Directive 1999/5/EC (OJ L 153, 22.5.2014, p. 62). 14. Directive 2014/68/EU of the European Parliament and of the Council of 15 May 2014 on the harmonisation of the laws of the Member States relating to the making available on the market of pressure equipment (OJ L 189, 27.6.2014, p. 164). 15. Decision No 768/2008/EC of the European Parliament and of the Council of 9 July 2008 on a common framework for the marketing of products, and repealing Council Decision 93/465/EEC (OJ L 218, 13.8.2008, p. 82).	Member States relating to equipment and protective systems intended for use in potentially explosive atmospheres (OJ L 96, 29.3.2014, p. 309). 12. Directive 2014/35/EU of the European Parliament and of the Council of 26 February 2014 on the harmonisation of the laws of the Member States relating to the making available on the market of electrical equipment designed for use within certain voltage limits (OJ L 96, 29.3.2014, p. 357). 13. Directive 2014/53/EU of the European Parliament and of the Council of 16 April 2014 on the harmonisation of the laws of the Member States relating to the making available on the market of radio equipment and repealing Directive 1999/5/EC (OJ L 153, 22.5.2014, p. 62). 14. Directive 2014/68/EU of the European Parliament and of the Council of 15 May 2014 on the harmonisation of the laws of the Member States relating to the making available on the market of pressure equipment (OJ L 189, 27.6.2014, p. 164). 15. Decision No 768/2008/EC of the European Parliament and of the Council of 9 July 2008 on a common framework for the marketing of products, and repealing Council Decision 93/465/EEC (OJ L 218, 13.8.2008, p. 82). Text Origin: Council Mandate
Recital 7				
17	(7) Neither the reference provisions laid down by Decision No 768/2008/EC, nor the specific provisions laid down by the sectoral EU harmonisation legislation provide for procedures designed to	(7) Neither the reference provisions laid down by Decision No 768/2008/EC, nor the specific provisions laid down by the sectoral ~~EU~~Union harmonisation legislation provide for procedures designed to	(7) Neither the reference provisions laid down by Decision No 768/2008/EC, nor the specific provisions laid down by the sectoral EU harmonisation legislation provide for procedures designed to	(7) Neither the reference provisions laid down by Decision No 768/2008/EC, nor the specific provisions laid down by the sectoral ~~EU~~Union harmonisation legislation provide for procedures designed to

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	apply in crisis. It is appropriate to introduce targeted adjustments to those Directives, aimed at responding to impacts of crises affecting products that have been designated as crisis-relevant goods and covered by those Directives.	apply in crisis. It is appropriate to introduce targeted adjustments to those Directives, aimed at responding to impacts of crises affecting products that have been designated as crisis-relevant goods and covered by those Directives.	apply in crisis. It is appropriate to introduce targeted adjustments to those Directives, aimed at responding to impacts of crises affecting products that have been designated as crisis-relevant goods and covered by those Directives.	apply in crisis. It is appropriate to introduce targeted adjustments to those Directives, aimed at responding to impacts of crises affecting products that have been designated as crisis-relevant goods and covered by those Directives. Text Origin: EP Mandate
Recital 8				
18	(8) Experience from the past crises that have affected the Single Market has shown that the procedures laid down in the sectoral legal acts are not designed to cater the needs of crisis-response scenarios and do not offer the necessary regulatory flexibility. It is therefore appropriate to provide for a legal basis for such crisis-response procedures as a complement to the measures adopted under [insert reference to SMEI Regulation].	(8) Experience from the past crises that have affected the ~~Single~~ <u>internal</u> market has shown that the procedures laid down in the sectoral legal acts are not designed to cater the needs of crisis-response scenarios and do not offer the necessary regulatory flexibility. It is therefore appropriate to provide for a legal basis for such crisis-response procedures as a complement to the measures adopted under [insert reference to ~~SMEI~~ <u>IMERA</u> Regulation].	(8) Experience from the past crises that have affected the Single Market has shown that the procedures laid down in the sectoral legal acts are not designed to cater the needs of crisis-response scenarios and do not offer the necessary regulatory flexibility. It is therefore appropriate to provide for a legal basis for such crisis-response procedures as a complement to the measures adopted under [insert reference to SMEI Regulation].	(8) Experience from the past crises that have affected the ~~Single~~ <u>internal</u> market has shown that the procedures laid down in the sectoral legal acts are not designed to cater the needs of crisis-response scenarios and do not offer the necessary regulatory flexibility. It is therefore appropriate to provide for a legal basis for such crisis-response procedures as a complement to the measures adopted under [insert reference to ~~SMEI~~ <u>IMERA</u> Regulation]. Text Origin: EP Mandate
Recital 9				
19	(9) In order to overcome the potential effects of disruptions on the Single Market and in order to ensure that crisis-relevant goods are	(9) In order to overcome the potential effects of disruptions ~~on the Single~~ <u>to the internal</u> market and in order to ensure that crisis-relevant	(9) In order to overcome the potential effects of disruptions on the Single Market and in order to ensure that crisis-relevant goods are	(9) In order to overcome the potential effects of disruptions on the ~~Single~~ <u>Internal</u> Market and in order to ensure that <u>harmonised</u>

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	placed on the market swiftly, it is appropriate to provide for a requirement for the conformity assessment bodies to prioritise the conformity assessment applications of such products over any pending applications concerning products, which have not been designated as crisis-relevant.	goods are placed on the market swiftly, it is appropriate to provide for a requirement for the conformity assessment bodies to prioritise the conformity assessment applications of such products over any pending applications concerning products, which have not been designated as crisis-relevant.	placed on the market swiftly, it is appropriate to provide for a requirement for the conformity assessment bodies to prioritise the conformity assessment applications of such products over any pending applications concerning products, which have not been designated as crisis-relevant. In the context of such prioritisation, any potential additional costs charged by the conformity assessment body to the manufacturer should be proportionate to the direct costs incurred by the conformity assessment bodies in order to put in place the said prioritisation. The notified bodies are encouraged to increase their testing capacities for such products designated as crisis-relevant goods in respect to which they have been notified.	crisis-relevant goods are placed on the market swiftly, it is appropriate to provide for a requirement for the conformity assessment bodies to prioritise the conformity assessment applications of such products over any pending applications concerning products, which have not been designated as crisis-relevant. <u><i>In the context of such prioritisation, no additional disproportionate costs may be charged by the conformity assessment body to the manufacturer. All additional costs charged by a conformity assessment body to the manufacturer should be strictly proportionate to the actual additional efforts deployed by the conformity assessment body to implement the prioritisation and should be limited to the period of application of the internal market emergency. The transfer of certain additional and proportionate costs by the conformity assessment bodies to the manufacturers should remain exceptional and should reflect a fair distribution of the costs among all the stakeholders involved in the efforts to contain the disruptions to the functioning of the Internal market. The costs associated with conformity assessment should not become a barrier to the entry on the market of prospective new manufacturers, in particular SMEs</i></u>

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				<u>and should not restrict the emergence of innovative products. Furthermore, the notified bodies are encouraged to increase their testing capacities for such products designated as crisis-relevant goods in respect to which they have been notified.</u>
Recital 10				
20	(10) To that end, emergency procedures should be laid down in 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. Those procedures should be available only following the activation of the Single Market emergency and only when a specific good covered by those Directives is designated as crisis-relevant mode in accordance with [insert reference to SMEI Regulation].	(10) To that end, emergency procedures should be laid down in 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. Those procedures should be available only following the activation of the <u>Single internal</u> market emergency and only when a specific good covered by those Directives is designated as <u>a</u> crisis-relevant ~~mode~~ <u>good</u> in accordance with [insert reference to ~~SMEI~~ <u>IMERA</u> Regulation].	(10) To that end, emergency procedures should be laid down in 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. Those procedures should be available only following the activation of the Single Market emergency and only when a specific good covered by those Directives is designated as crisis-relevant mode in accordance with [~~insert reference to SMEI Regulation~~ insert reference to <u>SMEI Regulation</u>].	(10) To that end, emergency procedures should be laid down in 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. Those procedures should be available only following the activation of the <u>Single internal</u> market emergency and only when a specific good covered by those Directives is designated as <u>a</u> crisis-relevant ~~mode~~ <u>good</u> in accordance with [~~insert reference to IMERA Regulation~~ insert reference to <u>IMERA Regulation</u>].
Recital 11				
21	(11) Furthermore, in cases where	(11) Furthermore, in cases where	(11) Furthermore, in cases where,	(11) Furthermore, in cases, <u>for</u>

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	the disruptions might affect the conformity assessment bodies or in cases where the testing capacities for such crisis-relevant products would not be sufficient, it is appropriate to provide for the possibility for the national competent authorities to exceptionally and temporarily authorise the placing on the market of products, which have not undergone the usual conformity assessment procedures required by the respective EU sectoral legislation.	the disruptions might affect the conformity assessment bodies or in cases where the testing capacities for such crisis-relevant products would not be sufficient, it is appropriate to provide for the possibility for the national competent authorities to exceptionally and temporarily authorise the placing on the market of products, which have not undergone the usual conformity assessment procedures required by the respective ~~EU~~Union sectoral legislation. <u>The authorisation for products granted exceptionally and temporarily should remain valid for six months after deactivation or expiration of the internal market emergency mode, where it does not does not affect in any way the health, safety and security of consumers. After this period, products should only be made available on the market after receiving an authorisation under the normal authorisation procedure provided for under the applicable rules. Products already granted authorisation exceptionally and temporarily authorisation may be re-authorised under the normal authorisation procedure. Nevertheless, products or components already purchased for use, or which are already in use, may continue to be used without</u>	for example, the disruptions might affect the conformity assessment bodies or in cases where the testing capacities for such crisis-relevant products would not be sufficient, it is appropriate to provide for the possibility for the national competent authorities to exceptionally and temporarily authorise the placing on the market of products, which have not undergone the usual conformity assessment procedures required by the respective EU sectoral legislation.	<u>example</u>, where the disruptions might affect the conformity assessment bodies or in cases where the testing capacities for such crisis-relevant products would not be sufficient, it is appropriate to provide for the possibility for the national competent authorities to exceptionally and temporarily authorise the placing on the market of products, which have not undergone the usual conformity assessment procedures required by the respective ~~EU~~Union sectoral <u>harmonisation</u> legislation.

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		<u>new authorisation.</u>		
Recital 12				
22	(12) As regards products falling within the scope of those Directives that have been designated as crisis-relevant goods, the national competent authorities should be able, in the context of an ongoing Single Market emergency, to derogate from the obligation to carry out those conformity assessment procedures laid down in those Directives, in those cases where the involvement of a notified body is mandatory and should be able to issue authorisations for those products, provided that they comply with the applicable essential safety requirements. Compliance with those substantive requirements may be demonstrated by various means, which may include testing performed by the national authorities of samples provided by the manufacturer having applied for an authorisation. The specific procedures, which were followed to demonstrate the compliance and their results should be clearly described in the authorisation issued by the national competent authority.	(12) As regards products falling within the scope of those Directives that have been designated as crisis-relevant goods, the national competent authorities should be able, in the context of an ongoing ~~Single~~<u>internal</u> market emergency, to derogate from the obligation to carry out those conformity assessment procedures laid down in those Directives, in those cases where the involvement of a notified body is mandatory and should be able to issue authorisations for those products, provided that they comply with the applicable essential safety requirements <u>and that the safety of consumers and end-users is fully assured.</u> Compliance with those substantive requirements may be demonstrated by various means, which may include testing performed by the national authorities of samples provided by the manufacturer having applied for an authorisation. The specific procedures, which were followed to demonstrate the compliance and their results should be clearly described in the authorisation issued by the national competent authority.	(12) As regards products falling within the scope of those Directives that have been designated as crisis-relevant goods, the national competent authorities should be able, in the context of an ongoing Single Market emergency, to derogate from the obligation to carry out those conformity assessment procedures laid down in those Directives, in those cases where the involvement of a notified body is mandatory and should be able to issue authorisations for those products, provided that they ensure conformity ~~comply~~ with the applicable essential safety requirements. Compliance with those substantive requirements may be demonstrated by various means, which may include testing performed by the national authorities of samples provided by the manufacturer having applied for an authorisation. The specific procedures, which were followed to demonstrate the compliance and their results should be clearly described in the authorisation issued by the national competent authority.	(12) As regards products falling within the scope of those <u>harmonisation</u> Directives that have been designated as crisis-relevant goods, the national competent authorities should be able, in the context of an ongoing ~~Single~~<u>Internal</u> Market emergency, to derogate from the obligation to carry out those conformity assessment procedures laid down in those Directives, ~~in those cases~~ where the involvement of a notified body is mandatory and should be able to issue authorisations for those products, provided that they ~~comply with~~ <u>ensure the conformity with all</u> the applicable essential safety requirements. Compliance with those substantive requirements may be demonstrated by various means, which may include testing performed by the national authorities of samples provided by the manufacturer having applied for an authorisation. The specific procedures, which were followed to demonstrate the compliance and their results should be clearly described in the authorisation issued by the national competent authority.

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		<u>The principle of mutual recognition should apply to the goods placed on the market under that derogation. The competent national authority should keep relevant technical documentation to ensure compliance with applicable rules. Products manufactured during the internal market emergency mode, where derogation from the conformity assessment procedures was authorised, should also be subject to the relevant obligations of traceability provided for in Regulation (EU) 2023/988 in particular those set out in Article 15(5) thereof.</u>		
	Recital 12a			
22a			(12a) Since the essential safety requirements harmonised by the existing Directives remain applicable and the authorisation issued by a national competent authority without the CE marking may occur exceptionally, temporarily and additionally to the conformity assessment procedures laid down in those Directives, this amending Directive continues to improve the conditions for the functioning of the internal market. Therefore, this amending Directive takes into	<u>(12a) Since the essential safety requirements harmonised by the existing Directives remain applicable and the authorisation issued by a national competent authority without the CE marking may occur exceptionally, temporarily and additionally to the conformity assessment procedures laid down in those Directives, this amending Directive continues to improve the conditions for the functioning of the internal market. Therefore, this amending Directive takes into account both the context</u>

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			account both the context constituted by the fully harmonised rules stemming from the existing Directives and the complementary rules stemming from amendments that would be made to them which would not only allow national authorities to recognise authorisations issued in other Member States but would also require the Commission to extend the validity of such national authorisations from the territory of a single Member State to the territory of the Union by means of implementing acts, unless the requirements set in the authorisation do not ensure conformity with the essential requirements laid down in these Directives. Such a parallel national authorisation scheme in exceptional times of crisis, in addition to the Union conformity assessment procedure, is justified and proportionate for the achievement of the legitimate objective of protecting health, life and safety. By not providing for an automatic mutual recognition of each national authorisation which is granted on a derogatory basis in times of crisis, this amending Directive aims to avoid any circumvention or undermining of the CE marking	<u>constituted by the fully harmonised rules stemming from the existing Directives and the complementary rules stemming from amendments that would be made to them which would not only allow national authorities to recognise authorisations issued in other Member States but would also require the Commission to extend the validity of such national authorisations from the territory of a single Member State to the territory of the Union by means of implementing acts unless the requirements set in the authorisation do not ensure the conformity with the essential requirements laid down in these Directives. Such a parallel national authorisation scheme in exceptional times of crisis, in addition to the Union conformity assessment procedure, is justified and proportionate for the achievement of the legitimate objective of protecting health, life and safety. By not providing for an automatic mutual recognition of each national authorisation which is granted on a derogatory basis in times of crisis, this amending Regulation aims to avoid any circumvention or undermining of the CE marking procedure and thereby to maintain consumer</u>

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
			procedure and thereby to maintain consumer confidence in the safety of products bearing the CE marking in the Union market. Therefore, these new derogatory rules, insofar as they prohibit the CE marking on the products which have been approved only at national level, should not affect the harmonised product legislation and consumer confidence in the CE marking which can only be affixed where all the harmonised substantive and procedural rules have been respected.	<u>confidence in the safety of products bearing the CE marking in the Union market. Therefore, these new derogatory rules, insofar as they prohibit the CE marking on the products which have been approved only at national level, should not affect the harmonised product legislation and consumer confidence in the CE marking which can only be affixed where all the harmonised substantive and procedural rules have been respected. By providing an additional, parallel avenue for exceptionally placing crisis-relevant goods on the market in the context of an internal market emergency, the derogatory rules enable new manufacturers to swiftly place their products on the market without the need to wait for the finalisation of the normal conformity assessment procedures. Such an accelerated and exceptional placing on the market contributes to the swift increase in the supply of crisis-relevant goods and at the same time provides the manufacturers with a facilitation as it allows them to place initial batches or series of products on the market before the conclusion of the conformity assessment procedures. Once the conformity assessment procedures have been successfully completed,</u>

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				<u>subsequent batches or series of products should be fully compliant with the relevant, applicable rules and thus benefit from free movement. The co-existence during an internal market emergency of an exceptional, derogatory set of rules alongside the existing rules thus makes it possible to transition towards the existing rules, enabling the manufacturers to continue placing their products on the market after the expiry or deactivation of the internal market emergency mode.</u>
Recital 12b				
22b			(12aa) Where the Commission has extended the validity of an authorisation issued by a Member State by means of an implementing act, the conditions for the placing on the market of the concerned goods set out therein should apply only to those goods placed on the market after the date of entry into force of the said implementing act. All pre-existing authorisations adopted by Member States prior to the entry into force of the Commission implementing act should cease to provide a legal basis for the placing of the goods on the market	<u>(12b) Where the Commission has extended the validity of an authorisation issued by a Member State by means of an implementing act, the conditions for the placing on the market of the concerned goods set out therein should apply only to those goods placed on the market after the date of entry into force of the said implementing act. All pre-existing authorisations adopted by Member States prior to the entry into force of the Commission implementing act should cease to provide a legal basis for the placing of the goods on the market after the entry into force of</u>

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			after the entry into force of the Commission implementing act concerning the same goods and Member States should take the necessary actions to that effect. Goods already placed on the market on the basis of an authorisation adopted by a Member State prior to the adoption of the Commission implementing act are not to be withdrawn or recalled unless specific safety concerns have been identified with respect to such goods which result in corrective or restrictive actions to be taken by the Commission by means of another implementing act.	<u>the Commission implementing act concerning the same goods and Member States should take the necessary actions to that effect. Goods already placed on the market on the basis of an authorisation adopted by a Member State prior to the adoption of the Commission implementing act are not to be withdrawn or recalled unless specific safety concerns have been identified with respect to such goods which result in corrective or restrictive actions to be taken by the Commission by means of another implementing act.</u>
Recital 12c				
22c			(12b) The validity of all authorisations for the placing on the market of goods designated as crisis-relevant in the context of an active Single Market emergency mode, as referred to in [the SMEI Regulation], should automatically expire on the date of expiry or deactivation of the Single Market emergency mode. However, it should also be possible to issue authorisations with a shorter validity. Once the authorisation has expired, no further placing of	<u>(12c) The validity of all authorisations for the placing on the market of goods designated as crisis-relevant in the context of an active internal market emergency mode, as referred to in [the IMERA Regulation], should automatically expire on the date of expiry or deactivation of the internal Market emergency mode. However, it should also be possible to issue authorisations with a shorter validity. Once the authorisation has expired, no further placing of</u>

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
			crisis-relevant goods on the market should occur on the basis of that authorisation. However, the expiry of an authorisation should not automatically trigger an obligation to withdraw or recall goods which have already been placed on the market on the basis of that authorisation. In cases where the placing on the market has occurred in breach of the conditions laid down in the authorisation or where there are sufficient reasons to believe that the goods covered by such authorisation present a risk to the health or safety of persons, the national market surveillance authorities should be entitled to take all the corrective and restrictive measures at their disposal in accordance with the provisions of those Directives and Regulation (EU) 2019/1020. In order to ensure uniform conditions for the implementation of the sectorial emergency procedures, the Commission should be empowered to lay down rules regarding the follow-up actions to be taken and the procedures to be followed with respect to the goods placed on the market in accordance with the relevant sectorial emergency procedures.	<u>crisis-relevant goods on the market should occur on the basis of that authorisation. However, the expiry of an authorisation should not automatically trigger an obligation to withdraw or recall goods which have already been placed on the market on the basis of that authorisation. In cases where the placing on the market has occurred in breach of the conditions laid down in the authorisation or where there are sufficient reasons to believe that the goods covered by such authorisation present a risk to the health or safety of persons, the national market surveillance authorities should be entitled to take all the corrective and restrictive measures at their disposal in accordance with the provisions of those Directives and Regulation (EU) 2019/1020. In order to ensure uniform conditions for the implementation of the sectorial emergency procedures, the Commission should be empowered to lay down rules regarding the follow-up actions to be taken and the procedures to be followed with respect to the goods placed on the market in accordance with the relevant sectorial emergency procedures.</u>

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	Recital 12d			
22d			(12c) In order to ensure timely sharing of information and to allow all Member States to react, it should be ensured that the Commission and the other Member States are immediately informed of any decisions at national level to authorise crisis-relevant goods. The Information and Communication System for Market Surveillance (ICSMS) already provides the necessary functions to allow quick notification of administrative decisions and therefore can be used by Member States for this purpose. Moreover, information on all corrective or restrictive measures should also be shared. Pursuant to Regulation (EU) 2019/1020 such information is to be accessible in ICSMS irrespectively whether those measures have to be notified or not in [Safety Gate formerly known as RAPEX] due to the products presenting a serious risk. Double entry will be avoided by means of the data interface between [Safety Gate formerly known as RAPEX] and ICSMS maintained by the Commission in	<u>(12d) In order to ensure timely sharing of information and to allow all Member States to react, it should be ensured that the Commission and the other Member States are immediately informed of any decisions at national level to authorise crisis-relevant goods. The Information and Communication System for Market Surveillance (ICSMS) already provides the necessary functions to allow quick notification of administrative decisions and therefore can be used by Member States for this purpose. Moreover, information on all corrective or restrictive measures should also be shared. Pursuant to Regulation (EU) 2019/1020 such information is to be accessible in ICSMS irrespectively whether those measures have to be notified or not in Safety Gate due to the products presenting a serious risk. Double entry will be avoided by means of the data interface between Safety Gate and ICSMS maintained by the Commission in accordance with article 20(5) of Regulation (EU) 2019/1020.</u>

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
			accordance with article 20(5) of Regulation (EU) 2019/1020.	
Recital 12e				
22e				<u>(12e) All authorisations for the placing on the market of crisis-relevant goods issued by Member States should contain at least certain elements which substantiate the assessment of the compliance of the good in question with the applicable essential requirements and which allow to ensure traceability. The relevant elements concerning the traceability include specific requirements regarding the labelling, accompanying documents or any additional means of ensuring the identification of the goods concerned and allowing to trace them along the supply chain. In order to ensure uniform and coherent implementation of the traceability requirements across the Union, Commission implementing acts extending the validity of authorisations issued by a Member State should also specify the common traceability requirements. These include the specific arrangements regarding the indication that the product concerned is a 'crisis-relevant good'. On expiry of the internal</u>

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				<u>market emergency mode, the Commission should be empowered to adopt via implementing acts any necessary adjustments to the traceability requirements for crisis-relevant products that have already been placed on the market on the basis of an authorisation issued by a Member State.</u>

Recital 13

23	(13) Where a Single Market emergency entails an exponential increase in the demand for certain products and in order to support the efforts of economic operators to meet such demand, it is appropriate to provide technical references, which may be used by the manufacturers to design and produce crisis-relevant goods, which comply with the applicable essential health and safety requirements.	(13) Where ~~a Single~~ <u>lean internal</u> market emergency entails an exponential increase in the demand for certain products and in order to support the efforts of economic operators to meet such demand, it is appropriate to provide technical references, which may be used by the manufacturers to design and produce crisis-relevant goods, which comply with the applicable essential health and safety requirements.	(13) Where a Single Market emergency entails an exponential increase in the demand for certain products and in order to support the efforts of economic operators to meet such demand, it is appropriate to provide technical references, which may be used by the manufacturers to design and produce crisis-relevant goods, which comply with the applicable essential health and safety requirements.	(13) Where ~~a Single~~ <u>lean internal</u> market emergency entails an exponential increase in the demand for certain products and in order to support the efforts of economic operators to meet such demand, it is appropriate to provide technical references, which may be used by the manufacturers to design and produce crisis-relevant goods, which comply with the applicable essential health and safety requirements. Text Origin: EP Mandate

Recital 14

24	(14) A number of sectoral EU harmonised frameworks provide for the possibility for a manufacturer to benefit from a presumption of conformity if their product complies	(14) A number of sectoral EU harmonised frameworks provide for the possibility for a manufacturer to benefit from a presumption of conformity if their product complies	(14) A number of sectoral EU harmonised frameworks provide for the possibility for a manufacturer to benefit from a presumption of conformity if their product complies	(14) A number of sectoral EU harmonised frameworks provide for the possibility for a manufacturer to benefit from a presumption of conformity if their product complies

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	with a harmonised European standard. However, in cases where such standards do not exist or the compliance with them might be rendered excessively difficult by the disruptions caused by the crisis, it is appropriate to provide for alternative mechanisms.	with a harmonised European standard. However, in cases where such standards do not exist or the compliance with them might be rendered excessively difficult by the disruptions caused by the crisis, it is appropriate to provide for alternative mechanisms.	with a harmonised European standard. However, in cases where such standards do not exist or the compliance with them might be rendered excessively difficult by the disruptions caused by the crisis, it is appropriate to provide for alternative mechanisms.	with a harmonised European standard. However, in cases where such standards do not exist or the compliance with them might be rendered excessively difficult by the disruptions caused by the crisis, it is appropriate to provide for alternative mechanisms. Text Origin: Commission Proposal
Recital 15				
25	(15) With respect to Directive 2006/42/EC, Directives 2013/29/EU, 2014/28/EU, 2014/29/EU, 2014/30/EU, 2014/31/EU, 2014/32/EU, 2014/33/EU, 2014/34/EU, 2014/53/EU and 2014/68/EU, the competent national authorities should be able to presume that products manufactured in accordance with national or international standards within the meaning of Regulation (EU) No 1025/2012¹ ensuring an equivalent level of protection to that offered by the harmonised European standards comply with the relevant essential health and safety requirements. ¹. OJ L 316, 14.11.2012, p. 12.	(15) With respect to ~~Directive 2006/42/EC~~, Directives 2013/29/EU, 2014/28/EU, 2014/29/EU, 2014/30/EU, 2014/31/EU, 2014/32/EU, 2014/33/EU, 2014/34/EU, 2014/53/EU and 2014/68/EU, the competent national authorities should be able to presume that products manufactured in accordance with national or international standards within the meaning of Regulation (EU) No 1025/2012¹ ensuring an equivalent level of protection to that offered by the harmonised European standards comply with the relevant essential health and safety requirements. ¹. OJ L 316, 14.11.2012, p. 12.	(15) With respect to ~~Directive 2006/42/EC~~, Directives 2013/29/EU, ~~2006/42/EC~~, 2014/28/EU, 2014/29/EU, 2014/30/EU, ~~2014/31/EU~~, 2014/32/EU, 2014/33/EU, 2014/34/EU, 2014/53/EU and 2014/68/EU, the competent national authorities should be able to presume that products manufactured in accordance with ~~national or international~~ international, European or national standards within the meaning of Regulation (EU) No 1025/2012¹ identified by the Commission as suitable to reach conformity and ensuring an equivalent level of protection to that offered by the harmonised European standards comply with the relevant essential health and safety	(15) With respect to ~~Directive~~ Directives 2006/42/EC, ~~Directives 2013/29/EU, 2014/28/EU, 2014/29/EU, 2014/30/EU, 2014/31/EU, 2014/32/EU,~~ 2014/33/EU, 2014/34/EU, 2014/53/EU and 2014/68/EU, the competent national authorities should be able to presume that products manufactured in accordance with European or national standards of the Member States, or with relevant ~~or~~ international standards ~~within the meaning of Regulation (EU) No 1025/2012²~~ developed by a recognised international standardisation body, identified by the Commission as suitable to reach conformity and ensuring an equivalent level of protection to that

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		requirements. 1. [1] OJ L 316, 14.11.2012, p. 12.	offered by the harmonised European standards comply with the relevant <u>and applicable</u> essential ~~health and safety requirements~~ <u>requirements.</u> <u>Products placed on the market on the basis of the presumption of conformity established via this emergency mechanism should not be withdrawn automatically simply as a result of the expiry or deactivation of the implementing act listing the European, relevant and applicable international or the national standards of the Member States. In cases where there are concerns regarding the compliance of a harmonised crisis-relevant product placed on the market during an internal market emergency on the basis of a presumption of conformity established via such an implementing act, the market surveillance authorities should be able to take all the necessary corrective and restrictive actions at national level provided for under Regulation (EU) 2019/1020 and under the respective sectorial legislation. After the expiry or withdrawal of the implementing act, compliance with the European, relevant and applicable international or the national standards of the Member States should no longer provide a</u>

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				<u>presumption of conformity with the relevant and applicable essential requirements</u> <i>J. OJ L 316, 14.11.2012, p. 12.</i>
Recital 16				
26	(16) Furthermore, with respect to Directives 2006/42/EC, 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, the Commission should have the possibility to adopt by means of implementing acts common specifications, on which the manufacturers may rely in order to benefit from a presumption of conformity with the applicable essential requirements. The implementing act laying down such common specifications should remain applicable for the duration of the Single Market emergency.	(16) Furthermore, with respect to Directives ~~2006/42/EC~~, 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, the Commission should have the possibility to adopt by means of implementing acts common specifications, on which the manufacturers may rely in order to benefit from a presumption of conformity with the applicable essential requirements. The implementing act laying down such common specifications should remain applicable for the duration of the ~~Single~~<u>internal</u> market emergency.	(16) Furthermore, if no such international or European standards are available, with respect to Directives 2006/42/EC, ~~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, the Commission should have the possibility to adopt by means of implementing acts common specifications, on which the manufacturers may rely in order to benefit from a presumption of conformity with the applicable essential requirements. The implementing act laying down such common specifications should remain applicable for the duration of the Single Market emergency.	(16) Furthermore, with respect to <u>with respect to</u> Directives 2006/42/EC, ~~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, the Commission should have the possibility to adopt by means of implementing acts common specifications, on which the manufacturers may rely in order to benefit from a presumption of conformity with the applicable essential requirements. The implementing act laying down such common specifications should remain applicable for the duration of the ~~Single~~<u>internal</u> market emergency. <u>Products placed on the market on the basis of the presumption of conformity established via the demonstration of compliance with these common specifications should not be withdrawn automatically simply as</u>

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			PUBLIC	<u>a result of the expiry or withdrawal of the implementing act laying down the said common specifications. In cases where there are concerns regarding the compliance of a crisis-relevant product placed on the market during an internal market emergency on the basis of the presumption of conformity established via the demonstration of compliance with common specifications, the market surveillance authorities should be able to take all the necessary corrective and restrictive actions at national level provided for under Regulation (EU) 2019/1020 and under the respective sectorial legislation. After the expiry or withdrawal of the implementing act laying down the common specifications a demonstration of compliance with the said common specifications should no longer provide a presumption of conformity with the relevant and applicable essential requirements.</u>
Recital 17				
27	(17) With respect to Directives 2006/42/EC, 2013/29/EU, 2014/28/EU, 2014/29/EU, 2014/30/EU, 2014/31/EU,	<i>deleted</i>	<i>deleted</i>	<i>deleted</i>

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	2014/32/EU, 2014/33/EU, 2014/34/EU, 2014/35/EU, 2014/53/EU and 2014/68/EU, in exceptional and duly justified circumstances, notably in order to ensure the interoperability among products or systems, the Commission should be able to adopt by means of implementing acts common specifications laying down mandatory technical specifications, with which the manufacturers will be required to comply. The implementing act laying down such common specifications should remain applicable for the duration of the Single Market emergency.		PUBLIC	
Recital 18				
28	(18) In order to ensure that the level of safety provided by the harmonised products is not compromised, it is necessary to provide for rules for enhanced market surveillance, in particular with respect to goods designated as crisis-relevant and including by enabling closer cooperation and mutual support among the market surveillance authorities.	(18) In order to ensure that the level of safety provided by the harmonised products is not compromised, it is necessary to provide for rules for enhanced market surveillance, in particular with respect to goods designated as crisis-relevant and including by enabling closer cooperation and mutual support among the market surveillance authorities.	(18) In order to ensure that the level of safety provided by the harmonised products is not compromised, it is necessary to provide for rules for enhanced market surveillance, in particular with respect to goods designated as crisis-relevant and including by enabling closer cooperation and mutual support among the market surveillance authorities.	(18) In order to ensure that the level of safety provided by the harmonised products is not compromised, it is necessary to provide for rules for enhanced market surveillance, in particular with respect to goods designated as crisis-relevant and including by enabling closer cooperation and mutual support among the market surveillance authorities. Text Origin: Commission Proposal

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Recital 18a				
Y 28a			(18a) In accordance with the relevant provisions of the amended Directives, Member States should lay down rules on penalties applicable to infringements by economic operators and conformity assessment bodies of the provisions of those Directives including the new provisions introduced by this amending Directive and ensure that those rules are enforced by the competent national authorities, including the respective notifying authority.	<u>(18a) In accordance with the relevant provisions of the amended Directives, Member States should lay down rules on penalties applicable to infringements by economic operators and conformity assessment bodies of the provisions of those Directives including the new provisions introduced by this amending Directive and ensure that those rules are enforced by the competent national authorities, including the respective notifying authority.</u>
Recital 19				
G 29	(19) In accordance with its established practice, the Commission would systematically consult the relevant sectoral experts in the context of the early preparation of all draft implementing acts laying down common specifications.	(19) In accordance with its established practice, the Commission would systematically consult the relevant sectoral experts in the context of the early preparation of all draft implementing acts laying down common specifications.	(19) In accordance with its established practice, the Commission would systematically consult the relevant sectoral experts in the context of the early preparation of all draft implementing acts laying down common specifications.	(19) In accordance with its established practice, the Commission would systematically consult the relevant sectoral experts in the context of the early preparation of all draft implementing acts laying down common specifications. Text Origin: Commission Proposal
Recital 20				
Y 30				Y

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	(20) 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 should therefore be amended accordingly.	(20) 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 should therefore be amended accordingly.	(20) 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 should therefore be amended accordingly-,	(20) 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 should therefore be amended accordingly-. Text Origin: Council Mandate
	Formula			
G	31	HAVE ADOPTED THIS DIRECTIVE:	HAVE ADOPTED THIS DIRECTIVE:	HAVE ADOPTED THIS DIRECTIVE: Text Origin: Commission Proposal
	Article 1			
G	32	Article 1 Amendments to Directive 2000/14/EC	Article 1 Amendments to Directive 2000/14/EC	Article 1 Amendments to Directive 2000/14/EC
	Article 1, first paragraph			
G	33	Directive 2000/14/EC is amended as follows:	Directive 2000/14/EC is amended as follows:	Directive 2000/14/EC is amended as follows:
	Article 1, first paragraph, point (-1)			
Y	33a			Y

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			(1) in Article 3 the following points are added:	<u>(1) in Article 3 the following points are added:</u>
	Article 1, first paragraph, point (-1), amending provision, first paragraph			
Y	33b		" g) 'crisis-relevant goods' means 'crisis-relevant goods' within the meaning of Article 3, point (6) of Regulation (EU) .../.... [SMEI Regulation];	<u>(g) 'crisis-relevant goods' means 'crisis-relevant goods' within the meaning of Article 3, point (6) of Regulation (EU) .../.... [IMERA Regulation];</u>
	Article 1, first paragraph, point (-1), amending provision, second paragraph			
Y	33c		(h) 'Single Market Emergency' means 'Single Market Emergency' within the meaning of Article 3, point (3) of Regulation (EU) .../... [SMEI Regulation]. "	<u>(h) 'internal market emergency' means 'internal market emergency' within the meaning of Article 3, point (3) of Regulation (EU) .../... [IMERA Regulation].;</u>
	Article 1, first paragraph, point (1)			
Y	34	(1) the following articles are inserted:	(1)(2) the following articles are inserted:	~~(1)~~ (2) the following articles are inserted:
	Article 1, first paragraph, point (1), amending provision, Article			
G	35	' Article 17a Application of emergency procedures	' Article 17a Application of emergency procedures	' <u>Article 17a</u> ~~Article 17a~~ Application of emergency

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			procedures	procedures
Article 1, first paragraph, point (1), amending provision, numbered paragraph (1)				
36	1. Member States shall ensure that measures taken to transpose Articles 17b, 17c and 17d of this Directive only apply if Commission has adopted an implementing act pursuant to Article 23 of [the SMEI Regulation] activating Article 226 of [the SMEI Regulation] with respect to this Directive.	1. Member States shall ensure that measures taken to transpose Articles 17b, 17c and 17d of this Directive only apply if Commission has adopted an implementing act pursuant to Article ~~23 of [the SMEI Regulation]~~ activating Article 226 of ~~[the SMEI Regulation]~~ <u>14(5) of [the IMERA Regulation]</u> ~~with respect to this Directive.~~	1. Member States shall ensure that measures taken to transpose Articles 17b, 17c and 17d of this Directive only apply if Commission has adopted an implementing act pursuant to Article 23 of [the SMEI Regulation] activating Article 226 of [the SMEI Regulation] with respect to equipment covered by this Directive.	1. Member States shall ensure that measures taken to transpose Articles 17b, ~~17c, 17d shall, 17e and 17d of this Directive~~ only apply if <u>the</u> Commission has adopted an implementing act pursuant to Article ~~23 of [the SMEI Regulation]~~ activating Article 226 of ~~[the SMEI Regulation]~~ <u>26 of the IMERA Regulation</u> ~~with respect to this Directive.~~
Article 1, first paragraph, point (1), amending provision, numbered paragraph (2)				
37	2. Member States shall ensure that measures taken to transpose in Articles 17b, 17 c and 17d apply exclusively to equipment, which has been designated as crisis-relevant goods in the implementing act referred to in paragraph 1 of this Article.	2. Member States shall ensure that measures taken to transpose in Articles 17b, 17 c and 17d apply exclusively to equipment, which has been designated as crisis-relevant goods in the implementing act referred to in paragraph 1 of this Article.	2. Member States shall ensure that measures taken to transpose in Articles 17b, 17 c and 17d apply exclusively to equipment, which has been designated as crisis-relevant goods ~~in the implementing act referred to in paragraph 1 of this Article~~ pursuant to Article 14 of [the SMEI Regulation].	2. Member States shall ensure that measures taken to transpose in Articles 17b, 17 c and 17d apply exclusively to equipment, which has been designated as crisis-relevant goods ~~in the implementing act referred to in paragraph 1 of this Article~~ pursuant to Article <u>14(3) of the IMERA Regulation</u> . DLA to check
Article 1, first paragraph, point (1), amending provision, numbered paragraph (3), first subparagraph				
38	3. Member States shall ensure that measures taken to transpose in	3. Member States shall ensure that measures taken to transpose in	3. Member States shall ensure that measures taken to transpose in	3. Member States shall ensure that measures taken to transpose in

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	Articles 17b, 17c and 17d apply during the Single Market emergency mode.	Articles 17b, 17c and 17d apply during the ~~Single~~ <u>internal</u> market emergency mode.	Articles 17b, 17c and 17d shall apply only during the Single Market emergency mode activated in accordance with Article 14 of [the SMEI Regulation] .	Articles 17b, 17c and 17d <u>shall</u> apply <u>only</u> during the ~~Single~~ <u>internal</u> market emergency mode <u>activated in accordance with Article 14 of [the IMERA Regulation]</u> .
Article 1, first paragraph, point (1), amending provision, numbered paragraph (3), second subparagraph				
39	However, Article 17c(2), second subparagraph, and Article 17c(5) shall apply during the Single Market emergency mode and after its deactivation or expiry.	<i>deleted</i>	However, ~~Article 17c(2), second subparagraph, and~~ Article 17c(5) shall apply during the Single Market emergency mode and after its deactivation or expiry.	However, Article 17 ~~e(2), second subparagraph, and Article 17c(5)~~ shall apply during the ~~Single~~ <u>internal</u> market emergency mode and after its deactivation or expiry.
Article 1, first paragraph, point (1), amending provision, numbered paragraph (4)				
40	4. The Commission shall be empowered to lay down by means of implementing acts rules regarding the follow-up actions to be taken with respect to equipment placed on the market in accordance with Article 17c. Those implementing acts shall be adopted in accordance with the examination procedure referred to in Article 19a(2).	<i>deleted</i>	4. The Commission may adopt implementing acts regarding the corrective or restrictive actions to be taken, the procedures to be followed and the specific labelling and traceability requirements ~~shall be empowered to lay down by means of implementing acts rules regarding the follow-up actions to be taken~~ with respect to equipment placed on the market in accordance with Article 17c. Those implementing acts shall be adopted in accordance with the examination procedure referred to in Article ~~19a(2)~~ 18(2) .	4. The Commission ~~shall be empowered to lay down by means of implementing acts rules regarding the follow-up actions~~ <u>may adopt implementing acts regarding the corrective or restrictive actions to be taken, the procedures to be taken followed and the specific labelling and traceability requirements</u> with respect to equipment placed on the market in accordance with ~~Article 17c~~ <u>Articles 17c to 17e</u> . Those implementing acts shall be adopted in accordance with the examination procedure referred to in Article ~~19a(2)~~ <u>18(2)</u> .

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Article 1, first paragraph, point (1), amending provision, Article				
41	Article 17b Prioritisation of the conformity assessment of crisis-relevant equipment	Article 17b Prioritisation of the conformity assessment of crisis-relevant equipment	Article 17b ~~Article 17b~~ Prioritisation of the conformity assessment of crisis-relevant equipment	<u>Article 17b</u> ~~Article 17b~~ Prioritisation of the conformity assessment of crisis-relevant equipment
Article 1, first paragraph, point (1), amending provision, numbered paragraph (1)				
42	1. This Article shall apply to equipment listed in the implementing act referred to in Article 17a(1), which is subject to conformity assessment procedures in accordance with Article 14, which require the mandatory involvement of a notified body.	1. This Article shall apply to equipment listed in the implementing act referred to in Article 17a(1), which is subject to conformity assessment procedures in accordance with Article 14, which require the mandatory involvement of a notified body.	1. This Article shall apply to equipment listed in the implementing act referred to in Article 17a(1), which is subject to conformity assessment procedures in accordance with Article 14, which require the mandatory involvement of a notified body.	1. This Article shall apply to equipment listed in the implementing act referred to in Article 17a(1), which is subject to conformity assessment procedures in accordance with Article 14, which require the mandatory involvement of a notified body.
Article 1, first paragraph, point (1), amending provision, numbered paragraph (2)				
43	2. The notified bodies shall process all applications for conformity assessment of equipment designated as crisis-relevant goods as a matter of priority.	2. The notified bodies shall <u>ensure all reasonable efforts are made to</u> process all applications for conformity assessment of equipment designated as crisis-relevant goods as a matter of priority.	2. The notified bodies shall process all applications for conformity assessment of equipment designated as crisis-relevant goods as a matter of priority, irrespective of whether they have been lodged before or after the activation of the emergency procedures pursuant to Article 17a.	2. The notified bodies shall <u>make best efforts to</u> process all applications for conformity assessment of equipment designated as crisis-relevant goods as a matter of priority, <u>irrespective of whether they have been lodged before or after the activation of the emergency procedures pursuant to Article 43a.</u>
Article 1, first paragraph, point (1), amending provision, numbered paragraph (3)				

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44	3. All pending applications for conformity assessment of equipment designated as crisis-relevant goods shall be processed as a matter of priority, ahead of any other applications for conformity assessment of equipment, which has not been designated as crisis-relevant goods. This requirement applies with respect to all applications for conformity assessment of equipment designated as crisis-relevant goods, irrespective of whether they have been lodged before or after the activation of the emergency procedures pursuant to Article 17a.	3. All pending applications for conformity assessment of equipment designated as crisis-relevant goods shall be processed as a matter of priority, ahead of any other applications for conformity assessment of equipment, which has not been designated as crisis-relevant goods. This requirement applies with respect to all applications for conformity assessment of equipment designated as crisis-relevant goods, irrespective of whether they have been lodged before or after the activation of the emergency procedures pursuant to Article 17a.	<i>deleted</i>	<i>deleted</i>
Article 1, first paragraph, point (1), amending provision, numbered paragraph (4)				
45	4. The prioritisation of applications for conformity assessment of equipment pursuant to paragraph 3 shall not give rise to any additional costs for the manufacturers, who have lodged those applications.	4. The prioritisation of applications for conformity assessment of equipment pursuant to paragraph 3 shall not give rise to any <u>extraordinary</u> additional costs for the manufacturers, who have lodged those applications.	4. The prioritisation of applications for conformity assessment of equipment pursuant to paragraph 32 shall not give rise to ~~any~~ disproportionate additional costs for the manufacturers, who have lodged those applications.	4. The prioritisation of applications for conformity assessment of equipment pursuant to paragraph ~~32~~ shall not give rise to ~~any additional~~ <u>additional disproportionate</u> costs for the manufacturers, who have lodged those applications.
Article 1, first paragraph, point (1), amending provision, numbered paragraph (5)				
46	5. The notified bodies shall deploy their best efforts to increase their testing capacities for equipment	5. The notified bodies shall ~~deploy~~ <u>ensure all reasonable</u> efforts <u>are made</u> to increase their	<i>deleted</i>	5. The notified bodies shall ~~deploy~~ <u>make reasonable</u> efforts to increase their testing capacities for

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	designated as crisis-relevant goods in respect of which they have been notified.	testing capacities for equipment designated as crisis-relevant goods in respect of which they have been notified.		equipment designated as crisis-relevant goods in respect of which they have been notified.
Article 1, first paragraph, point (1), amending provision, Article				
47	Article 17c Derogation from the conformity assessment procedures requiring mandatory involvement of a notified body	Article 17c Derogation from the conformity assessment procedures requiring mandatory involvement of a notified body	Article 17c ~~Article 17e~~ Derogation from the conformity assessment procedures requiring mandatory involvement of a notified body	<u>Article 17c</u> ~~Article 17e~~ Derogation from the conformity assessment procedures requiring mandatory involvement of a notified body Text Origin: Council Mandate
Article 1, first paragraph, point (1), amending provision, numbered paragraph (1)				
48	1. By way of derogation from Article 14, any competent national authority may authorise, on a duly justified request, the placing on the market or putting into service within the territory of the Member State concerned, of specific equipment referred to in Article 12 and listed in the implementing act referred to in Article 17a(1) and for which the conformity assessment procedures requiring mandatory involvement of a notified body referred to in Article 14 have not been carried out by a notified body but for which the compliance with all the applicable	1. By way of derogation from Article 14, ~~any~~ <u>the</u> competent national authority, <u>after carrying out a risk assessment</u> , may authorise, on a duly justified request <u>from an economic operator established in its Member State</u> , the placing on the market or putting into service within the territory of ~~the~~ <u>that</u> Member State ~~concerned~~ , of specific equipment referred to in Article 12 and listed in the implementing act referred to in Article 17a(1) and for which the conformity assessment procedures requiring mandatory involvement of a notified body referred to in Article	1. By way of derogation from Article 14, any competent national authority may authorise, on a duly justified request, the placing on the market or putting into service within the territory of the Member State concerned, of specific equipment referred to in Article 12 and listed in the implementing act referred to in Article 17a(1) and for which the conformity assessment procedures requiring mandatory involvement of a notified body referred to in Article 14 have not been carried out ~~by a notified body~~ but for which the compliance with all the applicable	1. By way of derogation from Article 14, ~~any competent national authority~~ <u>the Member State</u> may authorise, on a duly justified request <u>from an economic operator</u> , the placing on the market or putting into service within the territory of the Member State concerned, of specific equipment referred to in Article 12 and listed in the implementing act referred to in Article 17a(1) and for which the conformity assessment procedures requiring mandatory involvement of a notified body referred to in Article ~~14~~ have not been carried out ~~by a notified body~~

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	requirements concerning the noise emission in the environment of this Directive has been demonstrated.	14 have not been carried out by a notified body but for which the compliance with all the applicable requirements <u>of this Directive</u> concerning the noise emission in the environment ~~of this Directive~~ has been demonstrated.	requirements concerning the noise emission in the environment of this Directive has been demonstrated in accordance with procedures referred to in that authorisation.	but for which the compliance with all the applicable requirements concerning the noise emission in the environment of this Directive has been demonstrated <u>in accordance with procedures referred to in that authorisation.</u>
Article 1, first paragraph, point (1), amending provision, numbered paragraph (1a), first subparagraph				
48a			1a. The Member State shall immediately inform the Commission and the other Member States of any authorisation granted in accordance with paragraph 1. Unless the requirements set in the authorisation do not ensure conformity with the applicable requirements concerning the noise emission in the environment of this Directive, the Commission shall without delay adopt an implementing act extending for a limited period of time the validity of the authorisation granted by a Member State in accordance with paragraph 1 to the territory of the Union and set the conditions under which the equipment may be placed on the market or put into service. When preparing the draft implementing act, the Commission may request national market surveillance authorities to	<u>1a. The Member State shall immediately inform the Commission and the other Member States of any authorisation granted in accordance with paragraph 1. Unless the requirements set in the authorisation do not ensure the conformity with the applicable requirements concerning the noise emission in the environment, the Commission shall without delay adopt an implementing act extending the validity of the authorisation granted by a Member State in accordance with paragraph 1 to the territory of the Union and set the conditions under which the specific equipment may be placed on the market. When preparing the draft implementing act, the Commission may request national market surveillance authorities to provide relevant information or comments regarding the technical assessment that served as the basis</u>

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			provide relevant information or comments regarding the technical assessment that served as the basis for the authorisation referred to in paragraph 1. The implementing act shall be adopted in accordance with the examination procedure referred to in Article 18(2).	<u>for the authorisation referred to in paragraph 1. The implementing act shall be adopted in accordance with the examination procedure referred to in Article 18(2).</u>
	Article 1, first paragraph, point (1), amending provision, numbered paragraph (1a), second subparagraph			
48b			The equipment subject to the extension of validity referred to in the first subparagraph shall bear the information that it is placed on the market as a “crisis-relevant good”. The implementing act referred to in the first subparagraph shall specify the modalities of that information. That information, as well as any labelling, shall be clear, understandable and intelligible and, where relevant, in a language which can be easily understood by consumers and other end-users, as determined by the Member State concerned.	<u>The equipment subject to the extension of validity referred to in the first subparagraph shall bear the information that it is placed on the market as a “crisis-relevant good”. The implementing act referred to in the first subparagraph shall specify the modalities of that information. That information, as well as any labelling, shall be clear, understandable and intelligible and, where relevant, in a language which can be easily understood by consumers and other end-users, as determined by the Member State concerned.</u> parked
	Article 1, first paragraph, point (1), amending provision, numbered paragraph (1a), third subparagraph			
48c			1b. On duly justified imperative	<u>1b. On duly justified imperative</u>

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			grounds of urgency relating to the need to preserve the health and safety of persons, the Commission shall adopt immediately applicable implementing acts in accordance with the procedure referred to in Article 18(3).	<u>grounds of urgency relating to the need to preserve the health and safety of persons, the Commission shall adopt immediately applicable implementing acts in accordance with the procedure referred to in Article 18 (3).</u>
Article 1, first paragraph, point (1), amending provision, numbered paragraph (1b), first subparagraph				
48d			1c. As long as an implementing act referred to in paragraphs 1a or 1b is not adopted, the authorisation granted by a competent national authority in one Member State shall be valid only on the territory of the issuing Member State, as well as on the territories of any other Member States whose competent national authorities have recognised the validity of that authorisation before the adoption of the said implementing act.	<u>1c. As long as an implementing act referred to in paragraphs 1a or 1b is not adopted, the authorisation granted by a competent national authority in one Member State shall be valid only on the territory of the issuing Member State, as well as on the territories of any other Member States whose competent national authorities have recognised the validity of that authorisation before the adoption of the said implementing act.</u>
Article 1, first paragraph, point (1), amending provision, numbered paragraph (1b), second subparagraph				
48e			Member States shall inform the Commission and the other Member States of any decision to recognise the validity of that authorisation.	<u>Member States shall inform the Commission and the other Member States of any decision to recognise the validity of that authorisation.</u>
Article 1, first paragraph, point (1), amending provision, numbered paragraph (2), first subparagraph				

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49	2. The manufacturer of equipment subject to the authorisation procedure referred to in paragraph 1 shall declare on his sole responsibility that the equipment concerned complies with all the applicable requirements concerning the noise emission in the environment of this Directive and shall be responsible for the fulfilment of all the conformity assessment procedures indicated by the national competent authority.	2. The manufacturer of equipment subject to the authorisation procedure referred to in paragraph 1 shall declare on his sole responsibility that the equipment concerned complies with all the applicable requirements concerning the noise emission in the environment of this Directive and shall be responsible for the fulfilment of all the conformity assessment procedures indicated by the national competent authority.	The manufacturer of equipment subject to the authorisation procedure referred to in paragraph 1 shall declare on his sole responsibility that the equipment concerned complies with all the applicable requirements concerning the noise emission in the environment of this Directive and shall be responsible for the fulfilment of all the conformity assessment procedures indicated by the competent national-competent authority.	2. The manufacturer of equipment subject to the authorisation procedure referred to in paragraph 1 shall declare on his sole responsibility that the equipment concerned complies with all the applicable requirements concerning the noise ~~emission~~ <u>emissions</u> in the environment ~~of this Directive~~ and shall be responsible for the fulfilment of all the conformity assessment procedures indicated by the ~~national-competent~~ <u>competent</u> <u>national</u> authority.
Article 1, first paragraph, point (1), amending provision, numbered paragraph (2), second subparagraph				
50	The manufacturer shall also deploy all reasonable measures to ensure that the equipment, which has been granted an authorisation pursuant to paragraph 1 does not leave the territory of the Member State, which has granted the authorisation.	<i>deleted</i>	<i>deleted</i>	<i>deleted</i>
Article 1, first paragraph, point (1), amending provision, numbered paragraph (3)				
51	3. Any authorisation issued by a national competent authority pursuant to paragraph 1 shall set out the conditions and requirements under which the equipment may be placed on the market or put into	3. Any authorisation issued by a national competent authority pursuant to paragraph 1 shall set out the conditions and requirements under which the equipment may be placed on the market or put into	3. Any authorisation issued ~~by a national-competent authority~~ pursuant to paragraph 1 shall set out the conditions and requirements under which the equipment may be placed on the market or put into	3. Any authorisation issued ~~by a national-competent authority~~ pursuant to paragraph 1 shall set out the conditions and requirements under which the equipment may be placed on the market or put into

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	service, including:	service, including <u>at least</u> :	service, ~~including~~ . The authorisations shall at least set out the following:	service, ~~including~~ . <u>The authorisations shall at least set out the following:</u>
	Article 1, first paragraph, point (1), amending provision, numbered paragraph (3), point (a)			
G	52 (a) a description of the procedures, by means of which the compliance with the applicable requirements concerning the noise emission in the environment of this Directive was successfully demonstrated;	(a) a description of the procedures, by means of which the compliance with the applicable requirements concerning the noise emission in the environment of this Directive was successfully demonstrated;	(a) a description of the procedures, by means of which the compliance with the applicable requirements concerning the noise emission in the environment of this Directive was successfully demonstrated;	(a) a description of the procedures, by means of which ~~the~~ compliance with the applicable requirements concerning the noise emission in the environment ~~of this Directive~~ was successfully demonstrated;
	Article 1, first paragraph, point (1), amending provision, numbered paragraph (3), point (b)			
Y	53 (b) specific requirements regarding the traceability of the equipment concerned;	(b) specific requirements regarding the traceability of the equipment concerned;	(b) any specific requirements regarding the traceability of the equipment concerned;	(b) <u>any</u> specific requirements regarding the traceability of the equipment concerned;
	Article 1, first paragraph, point (1), amending provision, numbered paragraph (3), point (c)			
Y	54 (c) an end date of validity of the authorisation, which cannot go beyond the last day of the period for which the Single Market emergency mode has been activated;	(c) an end date of validity of the authorisation, which, <u>unless otherwise specified</u> , cannot go beyond the last day of the period for which the ~~Single~~ <u>internal</u> market emergency mode has been activated;	(c) an end date of validity of the authorisation, which cannot go beyond the last day of the period for which the Single Market emergency mode has been activated in accordance with Article 14 of [the SMEI Regulation] ;	(c) an end date of validity of the authorisation, which cannot go beyond the last day of the period for which the ~~Single~~ <u>internal</u> market emergency mode has been activated <u>in accordance with Article 14 of [the IMERA Regulation]</u> ;
	Article 1, first paragraph, point (1), amending provision, numbered paragraph (3), point (d)			
Y	55 (d) any specific requirements	(d) any specific requirements	(d) any specific requirements	(d) any specific requirements

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	regarding the need to ensure the continuous conformity assessment with respect to the equipment concerned;	regarding the need to ensure the continuous conformity assessment with respect to the equipment concerned;	regarding the need to ensure the continuous conformity assessment with respect to the equipment concerned;	regarding the need to ensure the continuous conformity assessment with respect to the equipment concerned;
Article 1, first paragraph, point (1), amending provision, numbered paragraph (3), point (e)				
56	(e) measures to be taken with respect to the equipment concerned upon expiry of the authorisation in order to ensure that the equipment concerned is brought back in compliance with all the requirements of this Directive.	(e) measures to be taken with respect to the equipment concerned upon expiry of the authorisation in order to ensure that the equipment concerned is brought back in compliance with all the requirements of this Directive.	(e) measures to be taken with respect to the equipment placed on the market concerned upon expiry of the authorisation in order to ensure that the equipment concerned is brought back in compliance with all the requirements of this Directive Single Market emergency .	(e) measures to be taken ~~with respect to the equipment concerned~~ upon expiry of the ~~authorisation in order to ensure that~~ <u>internal market emergency with respect to</u> the equipment concerned ~~is brought back in compliance with all the requirements of this Directive~~ <u>placed on the market</u> .
Article 1, first paragraph, point (1), amending provision, numbered paragraph (3), point (ea)				
56a		<u>(ea) labelling requirements, including radio frequency identification, indicating that the equipment was authorised under the internal market emergency mode.</u>		<i>deleted</i>
Article 1, first paragraph, point (1), amending provision, numbered paragraph (4)				
57	4. By way of derogation from Article 17a(3), first subparagraph, where appropriate, the national competent authority may amend the conditions of the authorisation	4. By way of derogation from Article 17a(3), ~~first subparagraph,~~ where appropriate, the national competent authority may <u>also</u> amend the conditions ~~of the~~	<i>deleted</i>	<i>deleted</i>

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	referred to in paragraph 3 of this Article, also after the deactivation or expiry of the Single Market Emergency mode.	~~authorisation~~ <u>and requirements</u> referred to in paragraph 3 of this Article, ~~also~~ after the deactivation or expiry of the ~~Single~~ <u>internal</u> market emergency mode.		
Article 1, first paragraph, point (1), amending provision, numbered paragraph (5)				
58	5. By way of derogation from Articles 6 and 11, equipment, for which an authorisation has been granted in accordance with paragraph 1 of this Article shall not benefit from free movement across the Union and shall not bear the CE marking. The market surveillance authorities are not required to recognise the validity of authorisations issued by the competent national authorities of another Member State.	deleted	5. By way of derogation from ~~Articles~~ Articles 6 and 11 , equipment, for which an authorisation has been granted in accordance with paragraph 1 of this Article shall not benefit from free movement across the Union and shall not bear the CE marking. The market surveillance authorities are not required to recognise the validity of authorisations issued by the competent national authorities of another Member State. and Article 6 shall not apply.	5. <u>By way of derogation from ~~Articles 6~~ Articles 6</u> , and 11, equipment, for which an authorisation has been granted in accordance with paragraph 1 ~~of this Article shall not benefit from free movement across the Union and~~ shall not bear the CE marking. ~~The market surveillance authorities are not required to recognise the validity of authorisations issued by the competent national authorities of another Member State~~ <u>and Article 6 shall not apply.</u>
Article 1, first paragraph, point (1), amending provision, numbered paragraph (5a), numbered paragraph (6)				
59	6. The market surveillance authorities of the Member State, whose competent authority has granted an authorisation pursuant to paragraph 1, shall be entitled to take all corrective and restrictive measures at national level provided for under this Directive with respect to such equipment.	6. The market surveillance authorities of the Member State, whose competent authority has granted an authorisation pursuant to paragraph 1, shall be entitled to take all corrective and restrictive measures at national level provided for under this Directive with respect to such equipment. <u>The market</u>	~~65a.~~ The market surveillance authorities of ~~the a~~ Member State, ~~whose competent authority has granted~~ where an authorisation pursuant to ~~paragraph 1,~~ paragraphs 1, 1a and 1c is valid, shall be entitled to take all corrective and restrictive ~~measures~~ actions at national level provided for under	~~6.5a~~ The market surveillance authorities of ~~the a~~ Member State, ~~whose competent authority has granted~~ where an authorisation pursuant to ~~paragraph 1,~~ <u>paragraphs 1, 1a and 1c is valid,</u> shall be entitled to take all corrective and restrictive ~~measures~~ <u>actions</u> at national level provided for <u>under</u>

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		<u>surveillance authorities shall keep all records related to products authorised under a derogation for a period of 10 years. They shall make those records available to other market surveillance authorities upon request.</u>	Regulation (EU) 2019/1020 and under this Directive with respect to such equipment.	<u>Regulation (EU) 2019/1020 and</u> under this Directive with respect to such equipment.
Article 1, first paragraph, point (1), amending provision, numbered paragraph (5a), numbered paragraph (6) a				
59a			They shall immediately inform the Commission and the market surveillance authorities of other Member States of these actions.	<u>They shall immediately inform the Commission and the market surveillance authorities of other Member States of these actions.</u>
Article 1, first paragraph, point (1), amending provision, numbered paragraph (7)				
60	7. Member States shall inform the Commission and the other Member States of any decision to authorise the placing on the market or putting into service of equipment in accordance with paragraph 1.	7. Member States shall inform the Commission and the other Member States of any decision to authorise the placing on the market or putting into service of equipment in accordance with paragraph 1.	deleted	deleted
Article 1, first paragraph, point (1), amending provision, numbered paragraph (8)				
61	8. The application of Articles 17a to 17d and the use of the authorisation procedure set out in paragraph 1 of this Article does not affect the application of the relevant conformity assessment procedures laid down in Article 14 on the	8. The application of Articles 17a to 17d and the use of the authorisation procedure set out in paragraph 1 of this Article ~~does~~ <u>shall</u> not affect the application of the relevant conformity assessment procedures laid down in Article 14 ~~on the~~	8. The application of Articles 17a to 17d and the use of the authorisation procedure set out in paragraph 1 of this Article ~~paragraphs 1 to 1c~~ does not affect the application of the relevant conformity assessment procedures laid down in Article 14	8. ~~The application of Articles 17a to 17d and~~ The use of the authorisation procedure set out in ~~paragraph 1 of this Article does~~ <u>paragraphs 1 to 1c shall</u> not affect the application of the relevant conformity assessment procedures laid down in Article 14

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	territory of the Member State concerned.	~~territory of the Member State concerned.~~	on the territory of the Member State concerned.	on the territory of the Member State concerned.
Article 1, first paragraph, point (1), amending provision, numbered paragraph (8a)				
61a		<u>8a. Equipment subject to derogation under paragraph 1 shall remain valid for six months after the end of deactivation or expiration of the internal market emergency mode. After this period, they shall only be made available on the market after receiving an authorisation under the normal authorisation procedure provided for in this Directive.</u>		deleted
Article 1, first paragraph, point (1), amending provision, Article				
62	Article 17d Prioritisation of market surveillance activities and mutual assistance among authorities	Article 17d Prioritisation of market surveillance activities and mutual assistance among authorities	Article 17d ~~Article 17d~~ Prioritisation of market surveillance activities and mutual assistance among authorities	<u>Article 17d</u> ~~Article 17d~~ Prioritisation of market surveillance activities and mutual assistance among authorities
Article 1, first paragraph, point (1), amending provision, numbered paragraph (1)				
63	1. Member States shall prioritise the market surveillance activities for equipment, designated as crisis-relevant goods.	1. Member States shall prioritise the market surveillance activities for equipment, designated as crisis-relevant goods.	1. Member States shall prioritise the market surveillance activities for equipment, designated as crisis-relevant goods. The Commission shall facilitate coordination of these efforts through the Union	1. Member States shall prioritise the market surveillance activities for ~~equipment~~ <u>machinery</u> , designated as crisis-relevant goods. <u>The Commission shall facilitate coordination of these efforts</u>

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
			Product Compliance Network established under Article 29 of Regulation (EU) 2019/1020.	<u>through the Union Product Compliance Network established under Article 29 of Regulation (EU) 2019/1020.</u> Text Origin: Council Mandate
Article 1, first paragraph, point (1), amending provision, numbered paragraph (2)				
64	2. The market surveillance authorities of the Member States shall deploy their best efforts to provide assistance to other market surveillance authorities during a Single Market emergency, including by mobilising and dispatching expert teams to temporarily reinforce the staff of market surveillance authorities requesting assistance or by providing logistical support such as reinforcement of the testing capacity for equipment, designated as crisis-relevant goods.	2. The market surveillance authorities of the Member States shall ~~deploy their best~~ <u>ensure all reasonable</u> efforts <u>are made</u> to provide assistance to other market surveillance authorities during a ~~Single~~ <u>an internal</u> market emergency, including by mobilising and dispatching expert teams to temporarily reinforce the staff of market surveillance authorities requesting assistance or by providing logistical support such as reinforcement of the testing capacity for equipment, designated as crisis-relevant goods.	2. The market surveillance authorities of the Member States shall deploy their best efforts to provide assistance to other market surveillance authorities during a Single Market emergency, including by mobilising and dispatching expert teams to temporarily reinforce the staff of market surveillance authorities requesting assistance or by providing logistical support such as reinforcement of the testing capacity for equipment, designated as crisis-relevant goods.	2. The market surveillance authorities of the Member States shall ~~deploy their~~ <u>ensure that</u> best efforts <u>are made</u> to provide assistance to other market surveillance authorities during a ~~Single~~ <u>internal</u> market emergency, including by mobilising and dispatching expert teams to temporarily reinforce the staff of market surveillance authorities requesting assistance or by providing logistical support such as reinforcement of the testing capacity for equipment, designated, as crisis-relevant goods.
Article 1, first paragraph(3)				
65	(2) Article 18, is amended as follows:	(2) Article 18, is amended as follows:	~~(2)~~ (3) Article 18, ~~is amended as follows~~ is replaced by the following:	~~(2)~~ (3) Article 18, ~~is amended as follows~~ <u>is replaced by the following:</u> Text Origin: Council Mandate
Article 1, first paragraph(3), point (a)				

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
y	66	(a) In paragraph 1, the following sentence is added after the first sentence: 'That committee shall be a committee within the meaning of Regulation (EU) No 182/2011 of the European Parliament and of the Council*.' 'The committee referred to in Article 18 shall:'; 'The committee referred to in Article 18 shall:';	deleted	deleted
	Article 1, first paragraph(3), point (a), amending provision, article			
y	66a		Article 18 Committee procedure	Article 18 Committee procedure Text Origin: Council Mandate
	Article 1, first paragraph(3), point (a), amending provision, article(1)			
y	66b		1. The Commission shall be assisted by a Committee. That committee shall be a committee within the meaning of Regulation (EU) No 182/2011 of the European Parliament and of the Council.	1. The Commission shall be assisted by a Committee. That committee shall be a committee within the meaning of Regulation (EU) No 182/2011 of the European Parliament and of the Council. Text Origin: Council Mandate
	Article 1, first paragraph(3), point (b)			
y	67			

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	(b) the following paragraph is added after paragraph 1:	(b) the following paragraph is added after paragraph 1:	<i>deleted</i>	<i>deleted</i>
	<i>Article 1, first paragraph(3), point (b), amending provision, numbered paragraph (2)</i>			
68	2. Where reference is made to this paragraph, Article 5 of Regulation (EU) No 182/2011 shall apply.	2. Where reference is made to this paragraph, Article 5 of Regulation (EU) No 182/2011 shall apply.	2. Where reference is made to this paragraph, Article 5 of Regulation (EU) No 182/2011 shall apply.	2. Where reference is made to this paragraph, Article 5 of Regulation (EU) No 182/2011 shall apply. Text Origin: Commission Proposal
	<i>Article 1, first paragraph(3), point (b), amending provision, numbered paragraph (2a)</i>			
68a			3. Where reference is made to this paragraph, Article 8 of Regulation (EU) No 182/2011, in conjunction with Article 5 thereof, shall apply.	<u>3. Where reference is made to this paragraph, Article 8 of Regulation (EU) No 182/2011, in conjunction with Article 5 thereof, shall apply.</u>
	<i>Article 1, first paragraph(3), point (b), amending provision, numbered paragraph (2b)</i>			
68b			* Regulation (EU) No 182/2011 of the European Parliament and of the Council of 16 February 2011 laying down the rules and general principles concerning mechanisms for control by Member States of the Commission's exercise of implementing powers (OJ L 55, 28.2.2011, p. 13).	<u>* Regulation (EU) No 182/2011 of the European Parliament and of the Council of 16 February 2011 laying down the rules and general principles concerning mechanisms for control by Member States of the Commission's exercise of implementing powers (OJ L 55, 28.2.2011, p. 13).</u>

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	Article 2			
y	69	Article 2 Amendments to Directive 2006/42/EC	<i>deleted</i>	Article 2 Amendments to Directive 2006/42/EC
	Article 2, first paragraph			
y	70	In Directive 2006/42/EC, the following articles are inserted:	<i>deleted</i>	~~In Directive 2006/42/EC, the following articles are inserted~~ is amended as follows:
	Article 2, first paragraph, point (1)			
y	70a		(1) in Article 2, second paragraph, the following points are added:	<u>(1) In Article 2, second paragraph the following points are added:</u>
	Article 2, first paragraph, point (1), amending provision, first paragraph			
y	70b		" (n) ‘crisis-relevant goods’ means ‘crisis-relevant goods’ within the meaning of Article 3, point (6) of Regulation (EU) .../.... [SMEI Regulation];	<u>n ‘crisis-relevant goods’ means ‘crisis-relevant goods’ within the meaning of Article 3, point (6) of Regulation (EU)/.... IMERA Regulation;</u>
	Article 2, first paragraph, point (1), amending provision, second paragraph			
y	70c		(o) ‘Single Market Emergency’ means ‘Single Market Emergency’ within the meaning of Article 3, point (3) of Regulation (EU) .../...	<u>o ‘internal market emergency’ means ‘internal market emergency’ within the meaning of Article 3, point (3) of Regulation (EU)/...</u>

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			[SMEI Regulation].;	<u>IMERA Regulation</u> .;
	Article 2, first paragraph, point (2)			
70d			(2) the following articles are inserted:	<u>(2) the following Articles are inserted:</u>
	Article 2, first paragraph, amending provision, Article			
71	Article 21b Application of emergency procedures,	<i>deleted</i>	Article 21b ~~Article 21b~~ Application of emergency procedures,	<u>Article 21b</u> ~~Article 21b~~ Application of emergency procedures;
	Article 2, first paragraph, amending provision, numbered paragraph (1)			
72	1. Member States shall ensure that measures taken to transpose Articles 21c to 21h of this directive only apply if the Commission has adopted an implementing act pursuant to Article 23 of [the SMEI Regulation] activating Article 26 of [the SMEI Regulation] with respect to this Directive.	<i>deleted</i>	1. Member States shall ensure that measures taken to transpose Articles 21c to 21h of this directive only apply if the Commission has adopted an implementing act pursuant to Article 23 of [the SMEI Regulation] activating Article 26 of [the SMEI Regulation] with respect to machinery covered by this Directive.	1. Member States shall ensure that measures taken to transpose Articles 21c to 21h of this directive only apply if the Commission has adopted an implementing act pursuant to Article ~~23 of [the SMEI Regulation]~~ <u>activating Article 26</u> of [the <u>SMEI IMERA</u> Regulation] ~~with respect to this Directive.~~
	Article 2, first paragraph, amending provision, numbered paragraph (2)			
73				

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	2. Member States shall ensure that measures taken to transpose Articles 21c to 21h are apply exclusively to machinery, which has been designated as crisis-relevant goods in the implementing act referred to in paragraph 1 of this Article.	<i>deleted</i>	2. Member States shall ensure that measures taken to transpose Articles 21c to 21h ~~are~~ apply exclusively to machinery, which has been designated as crisis-relevant goods ~~in the implementing act referred to in paragraph 1 of this Article~~ pursuant to Article 14 of [the SMEI Regulation].	2. Member States shall ensure that measures taken to transpose Articles 21c to 21h ~~are~~ apply exclusively to machinery, which has been designated as crisis-relevant goods ~~in the implementing act referred to in paragraph 1 of this Article~~ pursuant to Article 14 of [the IMERA Regulation].
Article 2, first paragraph, amending provision, numbered paragraph (3), first subparagraph				
74	3. Member States shall ensure that measures taken to transpose Articles 21c to 21h apply during the Single Market emergency mode.	<i>deleted</i>	3. Member States shall ensure that measures taken to transpose Articles 21c to 21h shall apply only during the Single Market emergency mode activated in accordance with Article 14 of [the SMEI Regulation] .	3. Member States shall ensure that measures taken to transpose Articles 21c to 21h shall apply only during the ~~Single~~ internal market emergency mode activated in accordance with Article 14 of [the IMERA Regulation] .
Article 2, first paragraph, amending provision, numbered paragraph (3), second subparagraph				
75	However, Article 21d(2), second subparagraph, and Article 21d(5) shall apply during the Single Market emergency mode and after its deactivation or expiry.	<i>deleted</i>	However, ~~Article 21d(2), second subparagraph, and Article 21d(5)~~ shall apply during the Single Market emergency mode and after its deactivation or expiry.	However, Article 21 ~~d(2), second subparagraph, and Article 21d(5)~~ shall apply during the ~~Single~~ internal market emergency mode and after its deactivation or expiry.
Article 2, first paragraph, amending provision, numbered paragraph (4)				
76	4. The Commission shall be empowered to lay down by means of implementing acts rules regarding	<i>deleted</i>	4. The Commission may adopt implementing acts regarding the corrective or restrictive actions to	4. The Commission ~~shall be empowered to lay down by means of implementing acts rules regarding~~

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	the follow-up actions to be taken with respect to machinery placed on the market in accordance with Articles 21d to 21g. Those implementing acts shall be adopted in accordance with the examination procedure referred to in Article 22(3).		be taken, the procedures to be followed and the specific labelling and traceability requirements shall be empowered to lay down by means of implementing acts rules regarding the follow-up actions to be taken with respect to machinery placed on the market or put into service in accordance with Articles 21d to 21g. Those implementing acts shall be adopted in accordance with the examination procedure referred to in Article 22(3).	~~the follow-up actions~~ <u>may adopt implementing acts regarding the corrective or restrictive actions to be taken, the procedures</u> to be ~~taken~~ <u>followed and the specific labelling and traceability requirements</u> with respect to machinery placed on the market in accordance with Articles 21d to 21g. Those implementing acts shall be adopted in accordance with the examination procedure referred to in Article 22(3).
Article 2, first paragraph, amending provision, Article				
y	77 Article 21c Prioritisation of the conformity assessment of crisis-relevant machinery	<i>deleted</i>	Article 21c ~~Article 21c~~ Prioritisation of the conformity assessment of crisis-relevant machinery	<u>Article 21c</u> ~~Article 21c~~ Prioritisation of the conformity assessment of crisis-relevant machinery
Article 2, first paragraph, amending provision, numbered paragraph (1)				
y	78 1. This Article shall apply to machinery designated as crisis-relevant goods, which is subject to conformity assessment procedures in accordance with Article 12, which require the mandatory involvement of a notified body.	<i>deleted</i>	<i>1.</i> This Article shall apply to machinery designated as crisis-relevant goods, which is subject to conformity assessment procedures in accordance with Article 12, which require the mandatory involvement of a notified body.	1. This Article shall apply to machinery designated as crisis-relevant goods, which is subject to conformity assessment procedures in accordance with Article 12, which require the mandatory involvement of a notified body.
Article 2, first paragraph, amending provision, numbered paragraph (2)				

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Y	79 2. The notified bodies shall process all applications for conformity assessment of machinery designated as crisis-relevant goods as a matter of priority.	deleted	2. The notified bodies shall process all applications for conformity assessment of machinery designated as crisis-relevant goods as a matter of priority, irrespective of whether they have been lodged before or after the activation of the emergency procedures pursuant to Article 21b.	2. The notified bodies shall <u>make the best efforts to</u> process all applications for conformity assessment of machinery designated as crisis-relevant goods as a matter of priority, <u>irrespective of whether they have been lodged before or after the activation of the emergency procedures pursuant to Article 21b.</u>
Article 2, first paragraph, amending provision, numbered paragraph (3)				
G	80 3. All pending applications for conformity assessment of machinery designated as crisis-relevant goods shall be processed as a matter of priority, ahead of any other applications for conformity assessment of machinery, which has not been designated as crisis-relevant goods. This requirement applies with respect to all applications for conformity assessment of machinery designated as crisis-relevant goods, irrespective of whether they have been lodged before or after the activation of the emergency procedures pursuant to Article 21b.	deleted	deleted	deleted
Article 2, first paragraph, amending provision, numbered paragraph (4)				
Y	81			

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	4. The prioritisation of applications for conformity assessment of machinery pursuant to paragraph 2 and 3 shall not give rise to any additional costs for the manufacturers, who have lodged those applications.	<i>deleted</i>	4. The prioritisation of applications for conformity assessment of machinery pursuant to paragraph 2 and 3 shall not give rise to ~~any~~ disproportionate additional costs for the manufacturers, who have lodged those applications.	4. The prioritisation of applications for conformity assessment of machinery pursuant to paragraph 2 ~~and 3~~ shall not give rise to ~~any~~ additional disproportionate costs for the manufacturers, who have lodged those applications.
Article 2, first paragraph, amending provision, numbered paragraph (5)				
82	5. The notified bodies shall deploy their best efforts to increase their testing capacities for machinery designated as crisis-relevant goods in respect of which they have been notified.	<i>deleted</i>	<i>deleted</i>	5. The notified bodies shall ~~deploy their best~~ make reasonable efforts to increase their testing capacities for machinery designated as crisis-relevant goods in respect of which they have been notified.
Article 2, first paragraph, amending provision, Article				
83	Article 21d Derogation from party conformity assessment procedures requiring mandatory involvement of a notified body	<i>deleted</i>	Article 21d ~~Article 21d~~ Derogation from ~~party~~ the conformity assessment procedures requiring mandatory involvement of a notified body	Article 21d ~~Article 21d~~ Derogation from ~~party~~ the conformity assessment procedures requiring mandatory involvement of a notified body
Article 2, first paragraph, amending provision, numbered paragraph (1)				
84	1. By way of derogation from Article 12, any competent national authority may authorise, on a duly justified request, the placing on the market or putting into service within	<i>deleted</i>	1. By way of derogation from Article 12, any competent national authority may authorise, on a duly justified request, the placing on the market or putting into service within	1. By way of derogation from Article 12, ~~any competent national authority~~ the Member State may authorise, on a duly justified request from an economic operator , the

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	the territory of the Member State concerned, of specific machinery which has been designated as crisis-relevant good and for which the conformity assessment procedures requiring mandatory involvement of a notified body referred to in Article 12 have not been carried out by a notified body but for which the compliance with all the applicable essential health and safety requirements has been demonstrated.		the territory of the Member State concerned, of specific machinery which has been designated as crisis-relevant good and for which the conformity assessment procedures requiring mandatory involvement of a notified body referred to in Article 12 have not been carried out ~~by a notified body~~ but for which the compliance with all the applicable essential health and safety requirements has been demonstrated in accordance with procedures referred to in that authorisation.	placing on the market or putting into service within the territory of the Member State concerned, of <u>a</u> specific machinery which has been designated as crisis-relevant good and for which the conformity assessment procedures requiring <u>the</u> mandatory involvement of a notified body, referred to in Article 12 have not been carried out by a notified body but for which the compliance with all the applicable essential ~~health and safety~~ requirements has been demonstrated <u>in accordance with procedures referred to in that authorisation.</u>
Article 2, first paragraph, amending provision, numbered paragraph (1a), first subparagraph				
84a			1a. The Member State shall immediately inform the Commission and the other Member States of any authorisation granted in accordance with paragraph 1. Unless the requirements set in the authorisation do not ensure conformity with the applicable essential health and safety requirements laid down in this Directive, the Commission shall without delay adopt an implementing act extending for a limited period of time the validity of the authorisation granted by a	<u>1a. The Member State shall immediately inform the Commission and the other Member States of any authorisation granted in accordance with paragraph 1. Unless the requirements set in the authorisation do not ensure the conformity with the applicable essential health and safety requirements laid down in this Directive, the Commission shall without delay adopt an implementing act extending the validity of the authorisation granted by a Member State in accordance with paragraph 1 to the territory of</u>

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			Member State in accordance with paragraph 1 to the territory of the Union and set the conditions under which the machinery may be placed on the market or put into service. When preparing the draft implementing act, the Commission may request national market surveillance authorities to provide relevant information or comments regarding the technical assessment that served as the basis for the authorisation referred to in paragraph 1. The implementing act shall be adopted in accordance with the examination procedure referred to in Article 22(3).	<u>the Union and set the conditions under which the specific machinery may be placed on the market or put into service. When preparing the draft implementing act, the Commission may request national market surveillance authorities to provide relevant information or comments regarding the technical assessment that served as the basis for the authorisation referred to in paragraph 1. The implementing act shall be adopted in accordance with the examination procedure referred to in Article 22(3).</u>
Article 2, first paragraph, amending provision, numbered paragraph (1a), second subparagraph				
84b			The machinery subject to the extension of validity referred to in the first subparagraph shall bear the information that it is placed on the market or put into service as a “crisis-relevant good”. The implementing act referred to in the first subparagraph shall specify the modalities of that information. That information, as well as any labelling, shall be clear, understandable and intelligible and, where relevant, in a language which can be easily understood by consumers and	<u>The machinery subject to the extension of validity referred to in the first subparagraph shall bear the information that it is placed on the market or put into service as a “crisis-relevant good”. The implementing act referred to in the first subparagraph shall specify the modalities of that information. That information, as well as any labelling, shall be clear, understandable and intelligible and, where relevant, in a language which can be easily understood by consumers and other end-users, as</u>

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			other end-users, as determined by the Member State concerned.	<u>determined by the Member State concerned.</u>
	Article 2, first paragraph, amending provision, numbered paragraph (1b)			
Y	84c		1b. On duly justified imperative grounds of urgency relating to the need to preserve the health and safety of persons, the Commission shall adopt immediately applicable implementing acts in accordance with the procedure referred to in Article 22(4).	<u>1b. On duly justified imperative grounds of urgency relating to the need to preserve the health and safety of persons, the Commission shall adopt immediately applicable implementing acts in accordance with the procedure referred to in Article 22(4).</u>
	Article 2, first paragraph, amending provision, numbered paragraph (1c), first subparagraph			
Y	84d		1c. As long as an implementing act referred to in paragraphs 1a or 1b is not adopted, the authorisation granted by a competent national authority in one Member State shall be valid only on the territory of the issuing Member State, as well as on the territories of any other Member States whose competent national authorities have recognised the validity of that authorisation before the adoption of the said implementing act.	<u>1c. As long as an implementing act referred to in paragraphs 1a or 1b is not adopted, the authorisation granted by a competent national authority in one Member State shall be valid only on the territory of the issuing Member State, as well as on the territories of any other Member States whose competent national authorities have recognised the validity of that authorisation before the adoption of the said implementing act.</u>
	Article 2, first paragraph, amending provision, numbered paragraph (1c), second subparagraph			
Y	84e			

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
			Member States shall inform the Commission and the other Member States of any decision to recognise the validity of that authorisation.	<u>Member States shall inform the Commission and the other Member States of any decision to recognise the validity of that authorisation.</u>
Article 2, first paragraph, amending provision, numbered paragraph (2), first subparagraph				
85	2. The manufacturer of machinery subject to the authorisation procedure referred to in paragraph 1 shall declare on his sole responsibility that the machinery concerned complies with all the applicable essential health and safety requirements and shall be responsible for the fulfilment of all the conformity assessment procedures indicated by the national competent authority.	<i>deleted</i>	2. The manufacturer of machinery subject to the authorisation procedure referred to in paragraph 1 shall declare on his sole responsibility that the machinery concerned complies with all the applicable essential health and safety requirements and shall be responsible for the fulfilment of all the conformity assessment procedures indicated by the competent national-competent authority.	2. The manufacturer of machinery subject to the authorisation procedure referred to in paragraph 1 shall declare on his sole responsibility that the machinery concerned complies with all the applicable essential health and safety requirements and shall be responsible for the fulfilment of all the conformity assessment procedures indicated by the <u>competent</u> national- ~~competent~~ authority. Text Origin: Council Mandate
Article 2, first paragraph, amending provision, numbered paragraph (2), second subparagraph				
86	The manufacturer shall also deploy all reasonable measures to ensure that the machinery, which has been granted an authorisation pursuant to paragraph 1 does not leave the territory of the Member State, which has granted the authorisation.	<i>deleted</i>	<i>deleted</i>	<i>deleted</i>

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	Article 2, first paragraph, amending provision, numbered paragraph (3)			
87	3. Any authorisation issued by a national competent authority pursuant to paragraph 1 shall set out the conditions and requirements under which the machinery may be placed on the market or put into service, including:	<i>deleted</i>	3. Any authorisation issued ~~by a national competent authority~~ pursuant to paragraph 1 shall set out the conditions and requirements under which the machinery may be placed on the market or put into service, ~~including~~ . The authorisations shall at least set out the following:	3. Any authorisation issued ~~by a national competent authority~~ pursuant to paragraph 1 shall set out the conditions and requirements under which the machinery may be placed on the market or put into service, ~~including~~ . <u>The authorisations shall at least set out the following:</u> Text Origin: Council Mandate
	Article 2, first paragraph, amending provision, numbered paragraph (3), point (a)			
88	(a) a description of the procedures, by means of which the compliance with the applicable essential health and safety requirements of this Directive was successfully demonstrated;	<i>deleted</i>	(a) a description of the procedures, by means of which the compliance with the applicable essential health and safety requirements of this Directive was successfully demonstrated;	(a) a description of the procedures, by means of which the compliance with the applicable essential health and safety requirements of this Directive was successfully demonstrated; Text Origin: Commission Proposal
	Article 2, first paragraph, amending provision, numbered paragraph (3), point (b)			
89	(b) specific requirements regarding the traceability of the machinery concerned;	<i>deleted</i>	(b) any specific requirements regarding the traceability of the machinery concerned;	(b) <u>any</u> specific requirements regarding the traceability of the machinery concerned;
	Article 2, first paragraph, amending provision, numbered paragraph (3), point (c)			
90				

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	(c) an end date of validity of the authorisation, which cannot go beyond the last day of the period for which the Single Market emergency mode has been activated;	<i>deleted</i>	(c) an end date of validity of the authorisation, which cannot go beyond the last day of the period for which the Single Market emergency mode has been activated in accordance with Article 14 of [the SMEI Regulation] ;	(c) an end date of validity of the authorisation, which cannot go beyond the last day of the period for which the ~~Single~~ internal market emergency mode has been activated <u>in accordance with Article 14 of [the IMERA Regulation];</u>
Article 2, first paragraph, amending provision, numbered paragraph (3), point (d)				
91	(d) any specific requirements regarding the need to ensure the continuous conformity assessment with respect to the machinery concerned;	<i>deleted</i>	(d) any specific requirements regarding the need to ensure the continuous conformity assessment with respect to the machinery concerned;	(d) any specific requirements regarding the need to ensure the continuous conformity assessment with respect to the machinery concerned; Text Origin: Commission Proposal
Article 2, first paragraph, amending provision, numbered paragraph (3), point (e)				
92	(e) measures to be taken with respect to the machinery concerned upon expiry of the authorisation in order to ensure that the machinery concerned is brought back in compliance with all the requirements of this Directive.	<i>deleted</i>	(e) measures to be taken with respect to the machinery placed on the market or put into service upon expiry of the Single Market emergency ~~concerned upon expiry of the authorisation in order to ensure that the machinery concerned is brought back in compliance with all the requirements of this Directive.~~	(e) measures to be taken ~~with respect to the machinery concerned~~ upon expiry of the ~~authorisation in order to ensure that the~~ internal market emergency with respect to the machinery ~~concerned is brought back in compliance with all the requirements of this Directive.~~ placed on the market or put into service
Article 2, first paragraph, amending provision, numbered paragraph (4)				
93				

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	4. By way of derogation from Article 21d(3), first subparagraph, where appropriate, the national competent authority may amend the conditions of the authorisation referred to in paragraph 3, also after the deactivation or expiry of the Single Market Emergency mode.	<i>deleted</i>	<i>deleted</i>	<i>deleted</i>
Article 2, first paragraph, amending provision, numbered paragraph (5)				
94	5. By way of derogation from Articles 6 and 16, machinery, for which an authorisation has been granted in accordance with paragraph 1 of this Article shall not leave the territory of the Member State which has issued the authorisation and shall not bear the CE marking.	<i>deleted</i>	5. By way of derogation from Articles 6 and 16, machinery, for which an authorisation has been granted in accordance with paragraph 1 of this Article shall not leave the territory of the Member State which has issued the authorisation and bear the CE marking and Article 6 shall not bear the CE marking apply.	5. By way of derogation from Articles 6 and 16, machinery, for which an authorisation has been granted in accordance with paragraph 1 ~~of this Article~~ shall not ~~leave the territory of the Member State which has issued the authorisation and~~ <u>bear the CE marking and Article 6</u> shall not ~~bear the CE marking~~ <u>apply.</u>
Article 2, first paragraph, amending provision, numbered paragraph (5a), numbered paragraph (6)				
95	6. The market surveillance authorities of the Member State, whose competent authority has granted an authorisation pursuant to paragraph 1, shall be entitled to take all corrective and restrictive measures at national level provided for under this Directive ¹ with respect to such machinery.	<i>deleted</i>	~~65a.~~ The market surveillance authorities of ~~the a~~ Member State, whose competent authority has ~~granted~~ where an authorisation pursuant to paragraph 1, paragraphs 1, 1a and 1c is valid, shall be entitled to take all corrective and restrictive ~~measures~~ actions at national level provided for under Regulation (EU) 2019/1020 and	~~65a.~~ The market surveillance authorities of ~~the a~~ Member State, whose competent authority has ~~granted~~ where an authorisation pursuant to ~~paragraph 1,~~ <u>paragraphs 1, 1a and 1c is valid,</u> shall be entitled to take all corrective and restrictive ~~measures~~ <u>actions</u> at national level provided for under <u>Regulation (EU) 2019/1020 and</u>

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	1. Regulation (EU) 2019/1020 of the European Parliament and of the Council of 20 June 2019 on market surveillance and compliance of products and amending Directive 2004/42/EC and Regulations (EC) No 765/2008 and (EU) No 305/2011 (OJ L 169, 25.6.2019, p. 1).		under this Directive [†] with respect to such machinery. ~~†. Regulation (EU) 2019/1020 of the European Parliament and of the Council of 20 June 2019 on market surveillance and compliance of products and amending Directive 2004/42/EC and Regulations (EC) No 765/2008 and (EU) No 305/2011 (OJ L 169, 25.6.2019, p. 1).~~	<u>under</u> this Directive [†] with respect to such machinery. ~~†. Regulation (EU) 2019/1020 of the European Parliament and of the Council of 20 June 2019 on market surveillance and compliance of products and amending Directive 2004/42/EC and Regulations (EC) No 765/2008 and (EU) No 305/2011 (OJ L 169, 25.6.2019, p. 1).~~
Article 2, first paragraph, amending provision, numbered paragraph (5a), numbered paragraph (6) a				
Y	95a		They shall immediately inform the Commission and the market surveillance authorities of other Member States of these actions.	<u>They shall immediately inform the Commission and the market surveillance authorities of other Member States of these actions.</u>
Article 2, first paragraph, amending provision, numbered paragraph (7)				
G	96	<i>deleted</i>	<i>deleted</i>	<i>deleted</i>
Article 2, first paragraph, amending provision, numbered paragraph (8)				
Y	97	<i>deleted</i>	8. The application of Articles 21b to 21h and the use of the authorisation procedure set out in paragraph 1 of this Article paragraphs 1 to 1c does not affect the application of the	8. The ~~application of Articles 21b to 21h and the~~ use of the authorisation procedure set out in ~~paragraph 1 of this Article~~ <u>paragraphs 1 to 1c</u> does not affect the application of the

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	conformity assessment procedures laid down in Article 12 on the territory of the Member State concerned.		relevant conformity assessment procedures laid down in Article 12 on the territory of the Member State concerned.	relevant conformity assessment procedures laid down in Article 12 on the territory of the Member State concerned.
Article 2, first paragraph, amending provision, twenty-first paragraph				
98	Article 21e Presumption of conformity based on national and international standards	<i>deleted</i>	<i>deleted</i>	<i>deleted</i>
Article 2, first paragraph, amending provision, twenty-second paragraph				
99	Member States shall take all appropriate measures to ensure that, for the purposes of placing on the market or putting into service, their competent authorities consider that the machinery which complies with of relevant international standards or any national standards in force in the Member State of manufacture, ensuring the safety level required by the essential health and safety requirements set out in Annex I, complies with those essential health and safety requirements in either of the following cases:	<i>deleted</i>	<i>deleted</i>	<i>deleted</i>
Article 2, first paragraph, amending provision, twenty-second paragraph, point (a)				
100	a) where no reference to harmonised standards covering the	<i>deleted</i>	<i>deleted</i>	<i>deleted</i>

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	relevant essential health and safety requirements set out in Annex I to this Directive is published in the Official Journal of the European Union in accordance with Regulation (EU) No 1025/2012;			
<i>Article 2, first paragraph, amending provision, twenty-second paragraph, point (b)</i>				
101	b) where severe disruptions in the functioning of the Single Market, which were taken into consideration when activating the Single Market emergency mode in accordance with Article 15(4) of [the SMEI Regulation] significantly restrict the possibilities of manufacturers to make use of the harmonised standards covering the relevant essential health and safety requirements set out in Annex I to this Directive and already published in the Official Journal of the European Union in accordance with Regulation (EU) No 1025/2012	<i>deleted</i>	<i>deleted</i>	<i>deleted</i>
<i>Article 2, first paragraph, amending provision, Article</i>				
102	Article 21f Adoption of common specifications conferring a presumption of conformity	<i>deleted</i>	Article 21f ~~Article 21f~~ Adoption of common specifications conferring a presumption of conformity Presumption of conformity based on standards	<u>Article 21f</u> ~~Article 21f~~ ~~Adoption of common specifications conferring a presumption of conformity~~ <u>Presumption of conformity based on standards and</u>

	Commission Proposal	EP Mandate	Council Mandate and common specifications	Draft Agreement <u>common specifications</u>
Article 2, first paragraph, amending provision, numbered paragraph (1)				
103	1. Where machinery has been designated as crisis-relevant goods, the Commission is empowered to adopt implementing acts establishing common specifications for such machinery to cover the essential health and safety requirements set out in Annex I, in either of the following cases:	<i>deleted</i>	1. Where machinery has been designated as crisis-relevant goods, the Commission is empowered to adopt implementing acts listing appropriate standards or establishing common specifications for such machinery to cover the essential health and safety requirements set out in Annex I, in either of the following cases:	1. Where machinery has been designated as crisis-relevant goods, the Commission is empowered to adopt implementing acts <u>listing appropriate standards or applicable</u> essential health and safety requirements set out in Annex I, in either of the following cases:
Article 2, first paragraph, amending provision, numbered paragraph (1), point (a)				
104	(a) where no reference to harmonised standards covering the relevant essential health and safety requirements set out in Annex I to this Directive has been published in the Official Journal of the European Union in accordance with Regulation (EU) No 1025/2012;	<i>deleted</i>	(a) ~~where~~ no reference to harmonised standards covering the relevant essential health and safety requirements set out in Annex I to this Directive has been published in the Official Journal of the European Union in accordance with Regulation (EU) No 1025/2012;	(a) ~~where no reference to harmonised standards covering the relevant essential health and safety requirements set out in Annex I to this Directive has been published in the Official Journal of the European Union in accordance with~~ <u>harmonised standards requested by the Commission on the basis of a pre-existing standardisation request adopted on the basis of Article 10(1) of</u> Regulation (EU) No 1025/2012;
Article 2, first paragraph, amending provision, numbered paragraph (1), point (aa)				

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104a				<u>(aa) the request issued by the Commission on the basis of Article 10(1) of Regulation (EU) No 1025/2012 which contained the relevant harmonised standard was not accepted by the relevant European standardisation organisations;</u>
Article 2, first paragraph, amending provision, numbered paragraph (1), point (ab)				
104b				<u>(ab) the harmonised standards addressing that request are not delivered within the deadline set in accordance with Article 10(1) of Regulation (EU) No 1025/2012;</u>
Article 2, first paragraph, amending provision, numbered paragraph (1), point (ac)				
104c				<u>(ac) the harmonised standards adopted on the basis of a pre-existing standardisation request do not comply with the request;</u>
Article 2, first paragraph, amending provision, numbered paragraph (1), point (ad)				
104d				<u>(ad) no reference to harmonised standards covering the relevant applicable essential health and safety requirements set out in Annex I has been published in the Official Journal of the European</u>

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				<u>Union in accordance with Regulation (EU) No 1025/2012 and no such reference is expected to be published within a reasonable period;</u>
Article 2, first paragraph, amending provision, numbered paragraph (1), point (b)				
105	(b) where the severe disruptions in the functioning of the Single Market which led to the activation the Single Market emergency mode in accordance with Article 15(4) of [the SMEI Regulation] significantly restrict the possibilities of manufacturers to make use of the harmonised standards covering the relevant essential health and safety requirements set out in Annex I to this Directive and already published in the Official Journal of the European Union in accordance with Regulation (EU) No 1025/2012.	<i>deleted</i>	(b) ~~where~~ the severe disruptions in the functioning of the Single Market which led to the activation the Single Market emergency mode in accordance with Article ~~15(4)~~ 14 of [the SMEI Regulation] significantly restrict the possibilities of manufacturers to make use of the harmonised standards covering the relevant essential health and safety requirements set out in Annex I to this Directive and already published in the Official Journal of the European Union Official Journal of the European Union in accordance with Regulation (EU) No 1025/2012.	(b) ~~where the~~ severe disruptions in the functioning of the ~~Single~~ internal market, which led to the activation ~~of the internal~~ ~~the Single~~ market emergency mode in accordance with Article ~~15(4) of [the SMEI]~~ 14 of [the IMERA] Regulation], significantly restrict the possibilities of manufacturers to make use of the harmonised standards covering the relevant applicable essential health and safety requirements set out in Annex I ~~to this Directive~~ and already published in the Official Journal of the European Union in accordance with Regulation (EU) No 1025/2012.
Article 2, first paragraph, amending provision, numbered paragraph (1a)				
105a			1a. The implementing acts referred to in paragraph 1 may :	<u>1a. The implementing acts referred to in paragraph 1 shall deploy the most appropriate alternative technical solution for the purposes of providing a presumption of conformity in accordance with</u>

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
				<u>paragraph 3. To this end, the implementing act may publish the references to European standards, to relevant applicable international or national standards or, if there is no relevant applicable European, international or national standard, may establish common specifications.</u>
	Article 2, first paragraph, amending provision, numbered paragraph (1a), point (a)			
Y	105b		(a) publish the references to relevant applicable international standards that provide presumption of conformity in accordance with paragraph 3;	<i>deleted</i>
	Article 2, first paragraph, amending provision, numbered paragraph (1a), point (b)			
Y	105c		(b) if there is no relevant applicable international standards as referred to in point a of this paragraph that cover the essential health and safety requirements set out in Annex I, publish the references to the European standards that provide presumption of conformity in accordance with paragraph 3;	<i>deleted</i>
	Article 2, first paragraph, amending provision, numbered paragraph (1a), point (c)			
Y	105d			

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			(c) if there is no relevant applicable international or European standard as referred to in points a and b, that cover the essential health and safety requirements set out in Annex I; establish common specifications established by the Commission that provide presumption of conformity in accordance with paragraph 3;	<i>deleted</i>
Article 2, first paragraph, amending provision, numbered paragraph (1a), point (d)				
105e			(d) if there is no relevant applicable international standard, European standard or common specifications as referred to in points a, b and c, publish the reference to national standards that provide presumption of conformity in accordance with paragraph 3.	<i>deleted</i>
Article 2, first paragraph, amending provision, numbered paragraph (2)				
106	2. The implementing acts referred to in paragraph 1 of this Article shall be adopted following a consultation of the sectoral experts and in accordance with the examination procedure referred to in Article 22(3). They shall apply to machinery placed on the market until the last	<i>deleted</i>	2. The implementing acts referred to in paragraph 1 of this Article shall be adopted following a consultation of the sectoral experts and in accordance with the examination procedure referred to in Article 22(3). They shall apply to machinery placed on the market until the last	2. The implementing acts referred to in paragraph 1 ~~of this Article~~ shall be adopted ~~following a consultation of the sectoral experts and~~ in accordance with the examination procedure referred to in Article 22(3). ~~and~~ they shall apply ~~to machinery placed on the market~~

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	day of the period for which the Single Market emergency mode has been activated in accordance with Article 15(4) of [the SMEI Regulation]. In the early preparation of the draft implementing act establishing the common specification, the Commission shall gather the views of relevant bodies or expert groups established under relevant sectoral Union legislation. Based on that consultation, the Commission shall prepare the draft implementing act.		day of the period for which the Single Market emergency mode has been activated in accordance with Article 15(4) of [the SMEI Regulation]. In the early preparation of the draft implementing act establishing the common specification, the Commission shall gather the views of relevant bodies or expert groups established under relevant sectoral Union legislation. Based on that consultation, the Commission shall prepare the draft implementing act remains active, unless amended or repealed in accordance with paragraph 5.	until the last day of the period for which the ~~Single~~ ^{internal} market emergency mode ~~has been activated in accordance with Article 15(4) of [the SMEI Regulation].~~ <i>In the early preparation of the draft implementing act establishing the common specification, the Commission shall gather the views of relevant bodies or expert groups established under relevant sectoral Union legislation. Based on that consultation, the Commission shall prepare the draft implementing</i> ~~act~~ ^{remains active, unless amended or repealed in accordance with paragraph 5.}
Article 2, first paragraph, amending provision, numbered paragraph (2a)				
106a			2a. Before preparing the draft implementing act referred to in paragraph 1, the Commission shall inform the committee referred to in Article 22 of Regulation (EU) No 1025/2012 that it considers that the conditions in paragraph 1 have been fulfilled. When preparing the draft implementing act referred to in paragraph 1, the Commission shall take into account the views of relevant bodies or expert groups established under this Directive and shall duly consult all	<u>2a. Before preparing the draft implementing act referred to in paragraph 1, the Commission shall inform the committee referred to in Article 22 of Regulation (EU) No 1025/2012 that it considers that the conditions in paragraph 1 have been fulfilled. When preparing the draft implementing act referred to in paragraph 1, the Commission shall take into account the views of relevant bodies or expert groups established under this Directive and shall duly consult all relevant stakeholders.</u>

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			relevant stakeholders.	
	Article 2, first paragraph, amending provision, numbered paragraph (3)			
107	3. Without prejudice to Article 7, machinery which is in conformity with common specifications adopted pursuant to paragraph 2 of this Article shall be presumed to be in conformity with the essential health and safety requirements set out in Annex I covered by those common specifications or parts thereof.	<i>deleted</i>	3. Without prejudice to Article 7, machinery which is in conformity with ~~common specifications adopted pursuant to the standards or common specifications referred to in paragraph 2 of this Article~~ standards or common specifications referred to in paragraph 1, or parts thereof , shall be presumed to be in conformity with the essential health and safety requirements set out in Annex I covered by those standards or common specifications or parts thereof. The presumption of conformity provided by the standards or the common specifications referred to in the implementing act referred to in paragraph 1 shall automatically cease to apply on the day the Single Market Emergency mode expires or is deactivated.	3. Without prejudice to Article 7, machinery which is in conformity with <u>the standards or</u> common specifications ~~adopted pursuant to referred to in~~ paragraph ~~2 of this Article~~ <u>1, or parts thereof</u> , shall be presumed to be in conformity with the <u>applicable</u> essential health and safety requirements set out in Annex I covered by those <u>standards or</u> common specifications or parts thereof. <u>The presumption of conformity provided by the standards or the common specifications referred to in the implementing act referred to in paragraph 1 shall automatically cease to apply on the day the internal Market Emergency mode expires or is deactivated.</u>
	Article 2, first paragraph, amending provision, numbered paragraph (4)			
108	4. By way of derogation from Article 21b(3), first subparagraph, unless there is sufficient reason to believe that the machinery covered by the common specifications referred to in paragraph 1 of this	<i>deleted</i>	4. By way of derogation from Article 21b(3), first subparagraph, unless there is sufficient reason to believe that the machinery covered by the standards or common specifications referred to in	4. By way of derogation from Article 21b(3), first subparagraph, unless there is sufficient reason to believe that the machinery covered by the <u>standards or</u> common specifications referred to in

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	Article presents a risk to the health or safety of persons, the machinery in compliance with those common specifications which has been placed on the market shall be deemed compliant with this Directive after the expiry or repeal of an implementing act adopted pursuant to paragraph 2 of this Article and after the expiry or deactivation of the Single Market Emergency mode in accordance with [the SMEI Regulation].		paragraph 1 ~~of this Article~~ presents a risk to the health or safety of persons, the machinery ~~in compliance with those~~ which is in conformity with the standards or common specifications and which has been placed on the market or put into service shall be deemed compliant with the essential health and safety requirements set out in Annex I ~~this Directive~~ after the expiry or repeal of an implementing act adopted pursuant to paragraph 2 ~~of this Article~~ and after the expiry or deactivation of the Single Market Emergency mode in accordance with [the SMEI Regulation] ~~the SMEI Regulation~~ .	paragraph 1 ~~of this Article~~ presents a risk to the health or safety of persons, the machinery which is in conformity with the standards or in compliance with those common specifications and which has been placed on the market or put into service shall be deemed compliant with ~~this Directive~~ the applicable essential health and safety requirements set out in Annex I after the expiry or repeal of an implementing act adopted pursuant to paragraph 2 ~~of this Article~~ and after the expiry or deactivation of the ~~Single~~ internal market emergency mode in accordance with [the ~~SMEI~~ IMERA Regulation].
Article 2, first paragraph, amending provision, numbered paragraph (5)				
109	5. When a Member State considers that a common specification referred to in paragraph 1 does not entirely satisfy the essential health and safety requirements which it aims to cover and which are set out in Annex I, it shall inform the Commission thereof with a detailed explanation and the Commission shall assess that information and, if appropriate, amend or withdraw the implementing act establishing the common specification in question.	<i>deleted</i>	5. When a Member State considers that a standard or common specification referred to in paragraph 1 does not entirely satisfy the essential health and safety requirements ~~which it aims to cover and which are~~ set out in Annex I, it shall inform the Commission thereof by submitting with a detailed explanation ~~and~~ . The Commission shall assess that detailed explanation ~~information~~ and, if appropriate, amend or ~~withdraw~~ repeal the implementing act listing	5. When a Member State considers that a standard or common specification referred to in paragraph 1 does not entirely satisfy the applicable essential health and safety requirements ~~which it aims to cover and which are~~ set out in Annex I, it shall inform the Commission thereof ~~with~~ by submitting a detailed explanation ~~and~~ . The Commission shall assess that ~~information~~ detailed explanation and, if appropriate, amend or ~~withdraw~~ repeal the implementing

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			the standard or establishing the common specification in question.	act <u>listing the standard or</u> establishing the common specification in question.
Article 2, first paragraph, amending provision, twenty-ninth paragraph				
110	Article 21g Adoption of mandatory common specifications	deleted	deleted	deleted
Article 2, first paragraph, amending provision, numbered paragraph (1)				
111	1. In exceptional and duly justified cases, the Commission is empowered to adopt implementing acts establishing mandatory common specifications to cover the essential health and safety requirements set out in Annex I for machinery listed in the implementing act referred to in Article 21b(1).	deleted	deleted	deleted
Article 2, first paragraph, amending provision, numbered paragraph (2)				
112	2. The implementing acts establishing mandatory common specifications referred to in paragraph 1 of this Article shall be adopted following a consultation of the sectoral experts and in accordance with the procedure referred to in Article 22(3). They shall apply to machinery placed on	deleted	deleted	deleted

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	the market until the last day of the period for which the Single Market emergency mode remains active. In the early preparation of the draft implementing act establishing the common specification, the Commission shall gather the views of relevant bodies or expert groups established under relevant sectoral Union legislation. Based on that consultation, the Commission shall prepare the draft implementing act.		PUBLIC	
Article 2, first paragraph, amending provision, numbered paragraph (3)				
113	3. By way of derogation from Article 21b(3), first subparagraph, unless there is sufficient reason to believe that the machinery covered by the mandatory common specifications referred to in paragraph 1 of this Article present a risk to the health or safety of persons, the machinery in compliance with those common specifications which has been placed on the market shall be deemed compliant with this Directive after the expiry or repeal of an implementing act adopted pursuant to paragraph 2 of this Article and after the expiry or deactivation of the Single Market Emergency mode in accordance with [the SMEI Regulation].	deleted	deleted	deleted

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	Article 2, first paragraph, amending provision, Article			
y	114 Article 21h Prioritisation of market surveillance activities and mutual assistance among authorities	deleted	Article 21h ~~Article 21h~~ Prioritisation of market surveillance activities and mutual assistance among authorities	Article 21h ~~Article 21h~~ Prioritisation of market surveillance activities and mutual assistance among authorities
	Article 2, first paragraph, amending provision, numbered paragraph (1)			
y	115 1. Member States shall prioritise the market surveillance activities for machinery, designated as crisis-relevant goods.	deleted	1. Member States shall prioritise the market surveillance activities for machinery, designated as crisis-relevant goods. The Commission shall facilitate coordination of these efforts through the Union Product Compliance Network established under Article 29 of Regulation (EU) 2019/1020.	1. Member States shall prioritise the market surveillance activities for machinery, designated as crisis-relevant goods. The Commission shall facilitate coordination of these efforts through the Union Product Compliance Network established under Article 29 of Regulation (EU) 2019/1020.
	Article 2, first paragraph, amending provision, numbered paragraph (2)			
y	116 2. The market surveillance authorities of the Member States shall deploy their best efforts to provide assistance to other market surveillance authorities during a Single Market emergency, including by mobilising and dispatching expert teams to temporarily reinforce the staff of market surveillance authorities requesting assistance or	deleted	2. The market surveillance authorities of the Member States shall deploy their best efforts to provide assistance to other market surveillance authorities during a Single Market emergency, including by mobilising and dispatching expert teams to temporarily reinforce the staff of market surveillance authorities requesting assistance or	2. The market surveillance authorities of the Member States shall ~~deploy their~~ ensure that best efforts are made to provide assistance to other market surveillance authorities during a ~~Single~~ internal market emergency, including by mobilising and dispatching expert teams to temporarily reinforce the staff of

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	by providing logistical support such as reinforcement of the testing capacity for machinery designated as crisis-relevant goods.		by providing logistical support such as reinforcement of the testing capacity for machinery designated as crisis-relevant goods.'	market surveillance authorities requesting assistance or by providing logistical support such as reinforcement of the testing capacity for machinery designated as crisis-relevant goods.
Article 2, first paragraph, point (3)				
Y	116a		(3) In Article 22 the following paragraph is added:	<u>(3) In Article 22 the following paragraph is added:</u> Text Origin: Council Mandate
Article 2, first paragraph, point (3), amending provision, first paragraph				
Y	116b		" 4. Where reference is made to this paragraph, Article 8 of Regulation (EU) No 182/2011, in conjunction with Article 5 thereof, shall apply." "	<u>Where reference is made to this paragraph, Article 8 of Regulation (EU) No 182/2011, in conjunction with Article 5 thereof, shall apply.</u> Text Origin: Council Mandate
Article 3				
G	117	Article 3 Amendments to Directive 2010/35/EU	Article 3 Amendments to Directive 2010/35/EU	Article 3 Amendments to Directive 2010/35/EU
Article 3, first paragraph				

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G	118	Directive 2010/35/EU is amended as follows:	Directive 2010/35/EU is amended as follows:	Directive 2010/35/EU is amended as follows:
	Article 3, first paragraph, first paragraph			
Y	119	the following Chapter 5a is inserted:	(1) in Article 2 the following Chapter 5a is inserted points are added:	<u>(1) in Article 2</u> the following <u>Chapter 5a is inserted points are added:</u>
	Article 3, first paragraph, first paragraph, amending provision, first paragraph			
Y	119a		" (27) 'crisis-relevant goods' means 'crisis-relevant goods' within the meaning of Article 3, point (6) of Regulation (EU) .../.... [SMEI Regulation];	<u>(27) 'crisis-relevant goods' means 'crisis-relevant goods' within the meaning of Article 3, point (6) of Regulation (EU) .../.... IMERA Regulation;</u>
	Article 3, first paragraph, first paragraph, amending provision, second paragraph			
Y	119b		(28) 'Single Market Emergency' means 'Single Market Emergency' within the meaning of Article 3, point (3) of Regulation (EU) .../... [SMEI Regulation].; "	<u>(28) 'internal market emergency' means 'internal market emergency' within the meaning of Article 3, point (3) of Regulation (EU) .../... IMERA Regulation.;</u>
	Article 3, first paragraph, first paragraph, point (-1)			
Y	119c		(2) the following chapter is inserted:	<u>(2) the following chapter is inserted:</u>

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	Article 3, first paragraph, first paragraph, amending provision, Chapter I			
G	120	‘CHAPTER 5a EMERGENCY PROCEDURES	‘CHAPTER 5a EMERGENCY PROCEDURES	‘ <u>Chapter 5a</u> ~~‘CHAPTER 5a~~ EMERGENCY PROCEDURES
	Article 3, first paragraph, first paragraph, amending provision, Article			
G	121	Article 33a Application of emergency procedures,	Article 33a ~~Article 33a~~ Application of emergency procedures,	<u>Article 33a</u> ~~Article 33a~~ Application of emergency procedures,
	Article 3, first paragraph, first paragraph, amending provision, numbered paragraph (1)			
Y	122	1. Member States shall ensure that measures taken to transpose Articles 33b, 33c and 33d of this Directive only apply if the Commission has adopted an implementing act pursuant to Article 23 of [the SMEI Regulation] activating Article 26 of [the SMEI Regulation] with respect to this Directive.	1. Member States shall ensure that measures taken to transpose Articles 33b, 33c and 33d of this Directive only apply if the Commission has adopted an implementing act pursuant to Article ~~23 of [the SMEI Regulation]~~ <u>14(5) of [the IMERA Regulation]</u> ~~with respect to this Directive.~~	1. Member States shall ensure that measures taken to transpose Articles 33b, 33c and 33d of this Directive only apply if the Commission has adopted an implementing act pursuant to Article ~~23 of [the SMEI 26 of the IMERA Regulation]~~ <u>26 of the IMERA Regulation]</u> ~~activating Article 26 of [the SMEI Regulation]~~ <u>with respect to</u> <u>with</u> <u>respect to transportable pressure</u> <u>equipment covered by</u> this Directive.
	Article 3, first paragraph, first paragraph, amending provision, numbered paragraph (2)			
Y	123			

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	2. Member States shall ensure that measures taken to transpose Articles 33b, 33c and 33d apply exclusively to transportable pressure equipment, which has been designated as crisis-relevant goods in the implementing act referred to in paragraph 1 of this Article.	2. Member States shall ensure that measures taken to transpose Articles 33b, 33c and 33d apply exclusively to transportable pressure equipment, which has been designated as crisis-relevant goods in the implementing act referred to in paragraph 1 of this Article.	2. Member States shall ensure that measures taken to transpose Articles 33b, 33c and 33d apply exclusively to transportable pressure equipment, which has been designated as crisis-relevant goods in the implementing act referred to in paragraph 1 of this Article pursuant to Article 14 of [the SMEI Regulation].	2. Member States shall ensure that measures taken to transpose Articles 33b, 33c and 33d apply exclusively to transportable pressure equipment, which has been designated as crisis-relevant goods ~~in the implementing act referred to in paragraph 1 of this Article~~ pursuant to Article 14 of [the IMERA Regulation].-
Article 3, first paragraph, first paragraph, amending provision, numbered paragraph (3)				
124	3. Member States shall ensure that measures taken to transpose Articles 33b, 33c and 33d apply during Single Market emergency mode.	3. Member States shall ensure that measures taken to transpose Articles 33b, 33c and 33d apply during ~~Single~~ the internal market emergency mode.	3. Member States shall ensure that measures taken to transpose Articles 33b, 33c and 33d shall apply only during the Single Market emergency mode activated in accordance with Article 14 of [the SMEI Regulation].	3. Member States shall ensure that measures taken to transpose Articles 33b, 33c and 33d shall apply only during the internal market emergency mode activated in accordance with Article 14 of [the IMERA Regulation].during Single market emergency mode.
Article 3, first paragraph, first paragraph, amending provision, numbered paragraph (4)				
125	4. However, Article 33c(2), second subparagraph, and Article 33c(5) shall apply during the Single Market emergency mode and after its deactivation or expiry.	deleted	4. However, ~~Article 33c(2), second subparagraph, and~~ Article 33c(5) shall apply during the Single Market emergency mode and after its deactivation or expiry.	4. However, ~~Article 33c(2), second subparagraph, and~~ Article 33c(5) shall apply during the ~~Single~~ internal market emergency mode and after its deactivation or expiry.
Article 3, first paragraph, first paragraph, amending provision, numbered paragraph (5)				
126	5. The Commission shall be empowered to lay down by means of	deleted	5. The Commission may adopt implementing acts regarding the	5. The Commission ~~shall be empowered to lay down by means of~~

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	implementing acts rules regarding the follow-up actions to be taken with respect to transportable pressure equipment placed on the market in accordance with Article 33c. Those implementing acts shall be adopted in accordance with the examination procedure referred to in Article 38a(2).		corrective or restrictive actions to be taken, the procedures to be followed and the specific labelling and traceability requirements shall be empowered to lay down by means of implementing acts rules regarding the follow-up actions to be taken with respect to transportable pressure equipment placed on the market in accordance with Article 33c. Those implementing acts shall be adopted in accordance with the examination procedure referred to in Article 38a(2).	~~implementing acts rules regarding the follow-up actions~~ <u>may adopt implementing acts regarding the corrective or restrictive actions to be taken, the procedures to be taken followed and the specific labelling and traceability requirements</u> with respect to transportable pressure equipment placed on the market in accordance with Article 33c. Those implementing acts shall be adopted in accordance with the examination procedure referred to in Article 38a(2).
Article 3, first paragraph, first paragraph, amending provision, Article				
127	Article 33b Prioritisation of the conformity assessment of crisis-relevant transportable pressure equipment	Article 33b Prioritisation of the conformity assessment of crisis-relevant transportable pressure equipment	Article 33b ~~Article 33b~~ Prioritisation of the conformity assessment of crisis-relevant transportable pressure equipment	<u>Article 33b</u> ~~Article 33b~~ Prioritisation of the conformity assessment of crisis-relevant transportable pressure equipment
Article 3, first paragraph, first paragraph, amending provision, numbered paragraph (1)				
128	1. This Article shall apply to transportable pressure equipment designated as crisis-relevant goods, which is subject to conformity assessment procedures in accordance with Article 12, which require the mandatory involvement of a notified body.	1. This Article shall apply to transportable pressure equipment designated as crisis-relevant goods, which is subject to conformity assessment procedures in accordance with Article 12, which require the mandatory involvement of a notified body.	1. This Article shall apply to transportable pressure equipment designated as crisis-relevant goods, which is subject to conformity assessment procedures in accordance with Article 12, which require the mandatory involvement of a notified body.	1. This Article shall apply to transportable pressure equipment designated as crisis-relevant goods, which is subject to conformity assessment procedures in accordance with Article 12, which require the mandatory involvement of a notified body.

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	Article 3, first paragraph, first paragraph, amending provision, numbered paragraph (2)			
129	2. The notified bodies shall process all applications for conformity assessment of transportable pressure equipment designated as crisis-relevant goods as a matter of priority.	2. The notified bodies shall <u>ensure all reasonable efforts are made to</u> process all applications for conformity assessment of transportable pressure equipment designated as crisis-relevant goods as a matter of priority.	2. The notified bodies shall process all applications for conformity assessment of transportable pressure equipment designated as crisis-relevant goods as a matter of priority, irrespective of whether they have been lodged before or after the activation of the emergency procedures pursuant to Article 33a.	2. The notified bodies shall <u>make best efforts to</u> process all applications for conformity assessment of transportable pressure equipment designated as crisis-relevant goods as a matter of priority, <u>irrespective of whether they have been lodged before or after the activation of the emergency procedures pursuant to Article 33a.</u>
	Article 3, first paragraph, first paragraph, amending provision, numbered paragraph (3)			
130	3. All pending applications for conformity assessment of equipment designated as crisis-relevant goods shall be processed as a matter of priority, ahead of any other applications for conformity assessment of equipment, which has not been designated as crisis-relevant goods. This requirement applies with respect to all applications for conformity assessment of transportable pressure equipment designated as crisis-relevant goods, irrespective of whether they have been lodged before or after the activation of the emergency procedures pursuant to Article 33a.	3. All pending applications for conformity assessment of equipment designated as crisis-relevant goods shall be processed as a matter of priority, ahead of any other applications for conformity assessment of equipment, which has not been designated as crisis-relevant goods. This requirement applies with respect to all applications for conformity assessment of transportable pressure equipment designated as crisis-relevant goods, irrespective of whether they have been lodged before or after the activation of the emergency procedures pursuant to Article 33a.	<i>deleted</i>	<i>deleted</i>

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	Article 3, first paragraph, first paragraph, amending provision, numbered paragraph (4)			
Y	131 4. The prioritisation of applications for conformity assessment of transportable pressure equipment pursuant to paragraph 3 shall not give rise to any additional costs for the manufacturers, who have lodged those applications.	4. The prioritisation of applications for conformity assessment of transportable pressure equipment pursuant to paragraph 3 shall not give rise to any <u>extraordinary</u> additional costs for the manufacturers, who have lodged those applications.	4. The prioritisation of applications for conformity assessment of transportable pressure equipment pursuant to paragraph 32 shall not give rise to ~~any~~ <u>disproportionate</u> additional costs for the manufacturers, who have lodged those applications.	4. The prioritisation of applications for conformity assessment of transportable pressure equipment pursuant to paragraph ~~32~~ <u>32</u> shall not give rise to ~~any additional~~ <u>additional disproportionate</u> costs for the manufacturers, who have lodged those applications.
	Article 3, first paragraph, first paragraph, amending provision, numbered paragraph (5)			
Y	132 5. The notified bodies shall deploy their best efforts to increase their testing capacities for transportable pressure equipment designated as crisis-relevant goods in respect of which they have been notified.	5. The notified bodies shall ~~deploy~~ <u>their best ensure all reasonable</u> efforts <u>are made</u> to increase their testing capacities for transportable pressure equipment designated as crisis-relevant goods in respect of which they have been notified.	deleted	5. The notified bodies shall ~~deploy~~ <u>their best make reasonable</u> efforts to increase their testing capacities for transportable pressure equipment designated as crisis-relevant goods in respect of which they have been notified.
	Article 3, first paragraph, first paragraph, amending provision, Article			
G	133 Article 33c Derogation from the conformity assessment procedures requiring mandatory involvement of a notified body	Article 33c Derogation from the conformity assessment procedures requiring mandatory involvement of a notified body	Article 33c ~~Article 33e~~ Derogation from the conformity assessment procedures requiring mandatory involvement of a notified body	<u>Article 33c</u> ~~Article 33e~~ Derogation from the conformity assessment procedures requiring mandatory involvement of a notified body
	Article 3, first paragraph, first paragraph, amending provision, numbered paragraph (1)			

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134	1. By way of derogation from Article 12, any competent national authority may authorise, on a duly justified request, the placing on the market within the territory of the Member State concerned, of a specific transportable pressure equipment designated as crisis-relevant good and for which the conformity assessment procedures requiring the mandatory involvement of a notified body referred to in Article 12 have not been carried out by a notified body but for which the compliance with all the applicable requirements set out in the Annexes to Directive 2008/68/EC and in this Directive has been demonstrated.	1. By way of derogation from Article 12, ~~any the~~ competent national authority, <u>after carrying out a risk assessment</u>, may authorise, on a duly justified request <u>from an economic operator established in its Member State</u>, the placing on the market within the territory of ~~the~~<u>that</u> Member State ~~concerned~~, of a specific transportable pressure equipment designated as crisis-relevant good and for which the conformity assessment procedures requiring the mandatory involvement of a notified body referred to in Article 12 have not been carried out by a notified body but for which the compliance with all the applicable requirements set out in the Annexes to Directive 2008/68/EC and in this Directive has been demonstrated.	1. By way of derogation from Article 12, any competent national authority may authorise, on a duly justified request, the placing on the market within the territory of the Member State concerned, of a specific transportable pressure equipment designated as crisis-relevant good and for which the conformity assessment procedures requiring the mandatory involvement of a notified body referred to in Article 12 have not been carried out by a notified body but for which the compliance with all the applicable requirements set out in the Annexes to Directive 2008/68/EC and in this Directive has been demonstrated in accordance with procedures referred to in that authorisation.	1. By way of derogation from Article 12, ~~any competent national authority~~<u>the Member State</u> may authorise, on a duly justified request <u>from an economic operator</u>, the placing on the market within the territory of the Member State concerned, of a specific transportable pressure equipment designated as crisis-relevant good and for which the conformity assessment procedures requiring the mandatory involvement of a notified body referred to in Article 12 have not been carried out by a notified body but for which the compliance with all the applicable requirements set out in the Annexes to Directive 2008/68/EC and in this Directive has been demonstrated <u>in accordance with procedures referred to in that authorisation</u>.
Article 3, first paragraph, first paragraph, amending provision, numbered paragraph (1a), first subparagraph				
134a			1a. The Member State shall immediately inform the Commission and the other Member States of any authorisation granted in accordance with paragraph 1. Unless the requirements set in the authorisation do not ensure conformity with the applicable	<u>1a. The Member State shall immediately inform the Commission and the other Member States of any authorisation granted in accordance with paragraph 1. Unless the requirements set in the authorisation do not ensure conformity with the applicable requirements set out in the Annexes</u>

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			requirements set out in the Annexes to Directive 2008/68/EC and in this Directive, the Commission shall without delay adopt an implementing act extending for a limited period of time the validity of the authorisation granted by a Member State in accordance with paragraph 1 to the territory of the Union and set the conditions under which the transportable pressure equipment may be placed on the market. When preparing the draft implementing act, the Commission may request national market surveillance authorities to provide relevant information or comments regarding the technical assessment that served as the basis for the authorisation referred to in paragraph 1. The implementing act shall be adopted in accordance with the examination procedure referred to in Article 38a(2).	<u>to Directive 2008/68/EC and in this Directive, the Commission shall without delay adopt an implementing act extending for a limited period of time the validity of the authorisation granted by a Member State in accordance with paragraph 1 to the territory of the Union and set the conditions under which the specific transportable pressure equipment may be placed on the market. When preparing the draft implementing act, the Commission may request national market surveillance authorities to provide relevant information or comments regarding the technical assessment that served as the basis for the authorisation referred to in paragraph 1. The implementing act shall be adopted in accordance with the examination procedure referred to in Article 38a(2).</u>
	Article 3, first paragraph, first paragraph, amending provision, numbered paragraph (1a), second subparagraph			
y	134b		The transportable pressure equipment subject to the extension of validity referred to in the first subparagraph shall bear the information that it is placed on the market as a “crisis-relevant good”. The implementing act referred to	<u>The transportable pressure equipment subject to the extension of validity referred to in the first subparagraph shall bear the information that it is placed on the market as a “crisis-relevant good”. The implementing act referred to in</u>

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			in the first subparagraph shall specify the modalities of that information. That information, as well as any labelling, shall be clear, understandable and intelligible and, where relevant, in a language which can be easily understood by consumers and other end-users, as determined by the Member State concerned.	<u>the first subparagraph shall specify the modalities of that information. That information, as well as any labelling, shall be clear, understandable and intelligible and, where relevant, in a language which can be easily understood by consumers and other end-users, as determined by the Member State concerned.</u>
Article 3, first paragraph, first paragraph, amending provision, numbered paragraph (1b)				
y	134c		1b. On duly justified imperative grounds of urgency relating to the need to preserve the health and safety of persons, the Commission shall adopt immediately applicable implementing acts in accordance with the procedure referred to in Article 38a(3).	<u>1b. On duly justified imperative grounds of urgency relating to the need to preserve the health and safety of persons, the Commission shall adopt immediately applicable implementing acts in accordance with the procedure referred to in Article 38a(3).</u> Text Origin: Council Mandate
Article 3, first paragraph, first paragraph, amending provision, numbered paragraph (1c), first subparagraph				
y	134d		1c. As long as an implementing act referred to in paragraphs 1a or 1b is not adopted, the authorisation granted by a competent national authority in one Member State shall be valid only on the territory of the issuing Member State, as well as on the	<u>1c. As long as an implementing act referred to in paragraphs 1a or 1b is not adopted, the authorisation granted by a competent national authority in one Member State shall be valid only on the territory of the issuing Member State, as well as on the territories of any other Member</u>

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			territories of any other Member States whose competent national authorities have recognised the validity of that authorisation before the adoption of the said implementing act.	<u>States whose competent national authorities have recognised the validity of that authorisation before the adoption of the said implementing act.</u>
Article 3, first paragraph, first paragraph, amending provision, numbered paragraph (1c), second subparagraph				
134e			Member States shall inform the Commission and the other Member States of any decision to recognise the validity of that authorisation.	<u>Member States shall inform the Commission and the other Member States of any decision to recognise the validity of that authorisation.</u>
Article 3, first paragraph, first paragraph, amending provision, numbered paragraph (2), first subparagraph				
135	2. The manufacturer, the importer, the distributor and the user of a transportable pressure equipment subject to the authorisation procedure referred to in paragraph 1 of this Article shall declare on his sole responsibility that the transportable pressure equipment concerned complies with all the applicable requirements set out in the Annexes to Directive 2008/68/EC and in this Directive and shall be responsible for the fulfilment of all the conformity assessment procedures indicated by the national competent authority.	2. The manufacturer, ~~the importer, the distributor and the user~~ of a transportable pressure equipment subject to the authorisation procedure referred to in paragraph 1 of this Article shall declare on his sole responsibility that the transportable pressure equipment concerned complies with all the applicable requirements set out in the Annexes to Directive 2008/68/EC and in this Directive and shall be responsible for the fulfilment of all the conformity assessment procedures indicated by the national competent authority.	2. The manufacturer, the importer, the distributor and the user of a transportable pressure equipment subject to the authorisation procedure referred to in paragraph 1 of this Article shall declare on his sole responsibility that the transportable pressure equipment concerned complies with all the applicable requirements set out in the Annexes to Directive 2008/68/EC and in this Directive and shall be responsible for the fulfilment of all the conformity assessment procedures indicated by the ~~national~~ -competent national authority.	2. The manufacturer, the importer, the distributor and the user of a transportable pressure equipment subject to the authorisation procedure referred to in paragraph 1 of this Article shall declare on his sole responsibility that the transportable pressure equipment concerned complies with all the applicable requirements set out in the Annexes to Directive 2008/68/EC and in this Directive and shall be responsible for the fulfilment of all the conformity assessment procedures indicated by the <u>competent</u> national- ~~competent~~ authority.

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	Article 3, first paragraph, first paragraph, amending provision, numbered paragraph (2), second subparagraph			
g	136 The manufacturer, the importer, the distributor and the user shall also deploy all reasonable measures to ensure that the transportable pressure equipment, which has been granted an authorisation pursuant to paragraph 1 does not leave the territory of the Member State, which has granted the authorisation.	<i>deleted</i>	<i>deleted</i>	<i>deleted</i>
	Article 3, first paragraph, first paragraph, amending provision, numbered paragraph (3)			
y	137 3. Any authorisation issues by a national competent authority pursuant to paragraph 1 shall set out the conditions and requirements under which the transportable pressure equipment may be placed on the market or put into service, including:	3. Any authorisation ~~issues~~ <u>issued</u> by a national competent authority pursuant to paragraph 1 shall set out the conditions and requirements under which the transportable pressure equipment may be placed on the market or put into service, including <u>at least</u> :	3. Any authorisation ~~issues~~ <u>issued</u> by a national competent authority pursuant to paragraph 1 shall set out the conditions and requirements under which the transportable pressure equipment may be placed on the market or put into service; ~~including~~ . The authorisations shall at least set out the following:	3. Any authorisation ~~issues~~ <u>issued</u> by a national competent authority pursuant to paragraph 1 shall set out the conditions and requirements under which the transportable pressure equipment may be placed on the market or put into service; ~~including~~ . <u>The authorisations shall at least set out the following:</u>
	Article 3, first paragraph, first paragraph, amending provision, numbered paragraph (3), point (a)			
g	138 (a) a description of the procedures, by means of which the compliance with the applicable requirements set out in the Annexes to Directive 2008/68/EC and in this Directive was successfully demonstrated;	(a) a description of the procedures, by means of which the compliance with the applicable requirements set out in the Annexes to Directive 2008/68/EC and in this Directive was successfully demonstrated;	(a) a description of the procedures, by means of which the compliance with the applicable requirements set out in the Annexes to Directive 2008/68/EC and in this Directive was successfully demonstrated;	(a) a description of the procedures, by means of which the compliance with the applicable requirements set out in the Annexes to Directive 2008/68/EC and in this Directive was successfully demonstrated;

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	Article 3, first paragraph, first paragraph, amending provision, numbered paragraph (3), point (b)			
y	139 (b) specific requirements regarding the traceability of the transportable pressure equipment concerned;	(b) specific requirements regarding the traceability of the transportable pressure equipment concerned;	(b) any specific requirements regarding the traceability of the transportable pressure equipment concerned;	(b) <u>any</u> specific requirements regarding the traceability of the transportable pressure equipment concerned;
	Article 3, first paragraph, first paragraph, amending provision, numbered paragraph (3), point (c)			
y	140 (c) an end date of validity of the authorisation, which cannot go beyond the last day of the period for which the Single Market emergency mode has been activated;	(c) an end date of validity of the authorisation, which, <u>unless otherwise specified</u> , cannot go beyond the last day of the period for which the <u>Singleinternal</u> market emergency mode has been activated;	(c) an end date of validity of the authorisation, which cannot go beyond the last day of the period for which the Single Market emergency mode has been activated in accordance with Article 14 of [the SMEI Regulation] ;	(c) an end date of validity of the authorisation, which cannot go beyond the last day of the period for which the <u>Singleinternal</u> market emergency mode has been activated <u>in accordance with Article 14 of IMERA Regulation</u> ;
	Article 3, first paragraph, first paragraph, amending provision, numbered paragraph (3), point (d)			
g	141 (d) any specific requirements regarding the need to ensure the continuous conformity assessment with respect to the transportable pressure equipment concerned;	(d) any specific requirements regarding the need to ensure the continuous conformity assessment with respect to the transportable pressure equipment concerned;	(d) any specific requirements regarding the need to ensure the continuous conformity assessment with respect to the transportable pressure equipment concerned;	(d) any specific requirements regarding the need to ensure the continuous conformity assessment with respect to the transportable pressure equipment concerned;
	Article 3, first paragraph, first paragraph, amending provision, numbered paragraph (3), point (e)			
y	142 (e) measures to be taken with respect to the transportable pressure equipment concerned upon expiry of the authorisation in order to ensure	(e) measures to be taken with respect to the transportable pressure equipment concerned upon expiry of the authorisation in order to ensure	(e) measures to be taken with respect to the transportable pressure equipment ~~concerned upon expiry of the authorisation in order to ensure~~	(e) measures to be taken ~~with respect to the transportable pressure equipment concerned upon expiry of the authorisation in order to ensure~~

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	that the transportable pressure equipment concerned is brought back in compliance with all the requirements of this Directive.	that the transportable pressure equipment concerned is brought back in compliance with all the requirements of this Directive.	~~that the transportable pressure equipment concerned is brought back in compliance with all the requirements of this Directive~~ placed on the market upon expiry of the Single Market emergency.	~~that internal market emergency with respect to~~ the transportable pressure equipment ~~concerned is brought back in compliance with all the requirements of this Directive~~ placed on the market.
Article 3, first paragraph, first paragraph, amending provision, numbered paragraph (3), point (ea)				
142a		<u>(ea) labelling requirements, including radio frequency identification, indicating that the transportable pressure equipment was authorised under the internal market emergency mode.</u>		deleted
Article 3, first paragraph, first paragraph, amending provision, numbered paragraph (4)				
143	4. By way of derogation from Article 33a(3), first subparagraph, where appropriate, the national competent authority may amend the conditions of the authorisation referred to in paragraph 3 of this Article also after the deactivation or expiry of the Single Market Emergency mode.	4. By way of derogation from Article 33a(3), ~~first subparagraph,~~ where appropriate, the national competent authority may <u>also</u> amend the conditions ~~of the authorisation~~ <u>and requirements</u> referred to in paragraph 3 of this Article ~~also~~ after the deactivation or expiry of the ~~Single~~ <u>internal</u> market emergency mode.	deleted	deleted
Article 3, first paragraph, first paragraph, amending provision, numbered paragraph (5)				
144	5. By way of derogation from Articles 14 and 16, transportable	deleted	5. By way of derogation from Articles 14 and 16, transportable	5. By way of derogation from Articles 14 and 16, transportable

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	pressure equipment, for which an authorisation has been granted in accordance with paragraph 1 of this Article shall not leave the territory of the Member State that has granted the authorisation .		pressure equipment, for which an authorisation has been granted in accordance with paragraph 1 of this Article shall not leave the territory of the Member State that has granted the authorisation bear the Pi marking and Article 16 shall not apply.	pressure equipment, for which an authorisation has been granted in accordance with paragraph 1 ~~of this Article~~ shall not ~~leave the territory of the Member State that has granted the authorisation~~ bear the Pi marking and Article 16 shall not <u>apply</u> .
Article 3, first paragraph, first paragraph, amending provision, numbered paragraph (5a), numbered paragraph (6)				
145	6. The market surveillance authorities of the Member State, whose competent authority has granted an authorisation pursuant to paragraph 1, shall be entitled to take all corrective and restrictive measures at national level provided for under this Directive with respect to such transportable pressure equipment.	6. The market surveillance authorities of the Member State, whose competent authority has granted an authorisation pursuant to paragraph 1, shall be entitled to take all corrective and restrictive measures at national level provided for under this Directive with respect to such transportable pressure equipment. <u>The market surveillance authorities shall keep all records related to products authorised under a derogation for a period of 10 years. They shall make those records available to other market surveillance authorities upon request.</u>	~~6.5a.~~ The market surveillance authorities of the a Member State, whose competent authority has granted where an authorisation pursuant to paragraph 1, paragraphs 1, 1a and 1c is valid , shall be entitled to take all corrective and restrictive measures actions at national level provided for under Regulation (EU) 2019/1020 and under this Directive with respect to such transportable pressure equipment.	<u>~~6.5a.~~</u> The market surveillance authorities of ~~the a~~ Member State, ~~whose competent authority has granted~~ <u>where an authorisation pursuant to paragraphs 1, 1a and 1c is valid</u> , shall be entitled to take <u>all corrective and restrictive actions at national level provided for under Regulation (EU) 2019/1020 and under this Regulation with respect to such transportable pressure equipment. The market surveillance authorities of a Member State, where</u> an authorisation pursuant to ~~paragraph 1,~~ <u>paragraphs 1, 1a and 1c is valid</u> , shall be entitled to take all corrective and restrictive ~~measures~~ <u>actions</u> at national level provided for <u>under Regulation (EU) 2019/1020 and</u> under this Directive with respect to such transportable pressure equipment.
Article 3, first paragraph, first paragraph, amending provision, numbered paragraph (5a), numbered paragraph (6) a				

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
y	145a		They shall immediately inform the Commission and the market surveillance authorities of other Member States of these actions.	<u>They shall immediately inform the Commission and the market surveillance authorities of other Member States of these actions.</u>
	Article 3, first paragraph, first paragraph, amending provision, numbered paragraph (7)			
y	146	7. Member States shall inform the Commission and the other Member States of any decision to authorise the placing on the market of a transportable pressure equipment in accordance with paragraph 1.	deleted	deleted
	Article 3, first paragraph, first paragraph, amending provision, numbered paragraph (8)			
y	147	8. The application of Articles 33a to 33d and the use of the authorisation procedure set out in paragraph 1 of this Article ~~does~~ <u>shall</u> not affect the application of the relevant conformity assessment procedures laid down in Article 12 on the territory of the Member State concerned.	8. The application of Articles 33a to 33d and the use of the authorisation procedure set out in paragraph 1 of this Article ~~paragraphs 1 to 1c~~ does not affect the application of the relevant conformity assessment procedures laid down in Article 12 on the territory of the Member State concerned.	8. ~~The application of Articles 33a to 33d and~~ The use of the authorisation procedure set out in ~~paragraph 1 of this Article does~~ <u>paragraphs 1 to 1c shall</u> not affect the application of the relevant conformity assessment procedures laid down in Article ~~12~~ <u>18</u> on the territory of the Member State concerned.
	Article 3, first paragraph, first paragraph, amending provision, numbered paragraph (8a)			
y	147a	<u>8a. Transportable pressure equipment subject to derogation under paragraph 1 shall remain valid for six months after the end of</u>		deleted

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
		<u>deactivation or expiration of the internal market emergency mode. After this period, they shall only be made available on the market after receiving an authorisation under the normal authorisation procedure provided for in this Regulation.</u>		
Article 3, first paragraph, first paragraph, amending provision, Article				
148	Article 33d Prioritisation of market surveillance activities and mutual assistance among authorities	Article 33d Prioritisation of market surveillance activities and mutual assistance among authorities	Article 33d ~~Article 33d~~ Prioritisation of market surveillance activities and mutual assistance among authorities	<u>Article 33d</u> ~~Article 33d~~ Prioritisation of market surveillance activities and mutual assistance among authorities
Article 3, first paragraph, first paragraph, amending provision, numbered paragraph (1), first subparagraph				
149	1. Member States shall prioritise the market surveillance activities for transportable pressure equipment, designated as crisis-relevant goods.	1. Member States shall prioritise the market surveillance activities for transportable pressure equipment, designated as crisis-relevant goods.	1. Member States shall prioritise the market surveillance activities for transportable pressure equipment, designated as crisis-relevant goods. The Commission shall facilitate coordination of these efforts through the Union Product Compliance Network established under Article 29 of Regulation (EU) 2019/1020.	1. Member States shall prioritise the market surveillance activities for transportable pressure equipment, designated as crisis-relevant goods. <u>The Commission shall facilitate coordination of these efforts through the Union Product Compliance Network established under Article 29 of Regulation (EU) 2019/1020.</u>
Article 3, first paragraph, first paragraph, amending provision, numbered paragraph (1), second subparagraph				
150	The market surveillance authorities of the Member States shall deploy	The market surveillance authorities of the Member States shall ~~deploy~~	The market surveillance authorities of the Member States shall deploy	<u>2.</u> The market surveillance authorities of the Member States

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	their best efforts to provide assistance to other market surveillance authorities during a Single Market emergency, including by mobilising and dispatching expert teams to temporarily reinforce the staff of market surveillance authorities requesting assistance or by providing logistical support such as reinforcement of the testing capacity for transportable pressure equipment, designated as crisis-relevant goods.	~~their best~~ <u>ensure all reasonable</u> efforts <u>are made</u> to provide assistance to other market surveillance authorities during a ~~Single~~ <u>an internal</u> market emergency, including by mobilising and dispatching expert teams to temporarily reinforce the staff of market surveillance authorities requesting assistance or by providing logistical support such as reinforcement of the testing capacity for transportable pressure equipment, designated as crisis-relevant goods.	their best efforts to provide assistance to other market surveillance authorities during a Single Market emergency, including by mobilising and dispatching expert teams to temporarily reinforce the staff of market surveillance authorities requesting assistance or by providing logistical support such as reinforcement of the testing capacity for transportable pressure equipment, designated as crisis-relevant goods.	shall ~~deploy their~~ <u>ensure that best efforts are made to provide assistance to other market surveillance authorities during a internal market emergency, including by mobilising and dispatching expert teams to temporarily reinforce the staff of market surveillance authorities requesting assistance or by providing logistical support such as reinforcement of the testing capacity for designated as crisis-relevant goods. The market surveillance authorities of the Member States shall ensure that</u> best efforts <u>are made</u> to provide assistance to other market surveillance authorities during a ~~Single~~ <u>internal</u> market emergency, including by mobilising and dispatching expert teams to temporarily reinforce the staff of market surveillance authorities requesting assistance or by providing logistical support such as reinforcement of the testing capacity for transportable pressure equipment, designated as crisis-relevant goods.
Article 3, first paragraph, first paragraph, amending provision, numbered paragraph (2)				
y	151	2. the following Article is inserted:	2. the following Article is inserted:	2.(3) the following Article is inserted:

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	Article 3, first paragraph, first paragraph, amending provision, numbered paragraph (2), first paragraph			
152	Article 38a	Article 38a	Article 38a	Article 38a Text Origin: Commission Proposal
	Article 3, first paragraph, first paragraph, amending provision, numbered paragraph (2), second paragraph			
153	Committee procedure	Committee procedure	Committee procedure	Committee procedure Text Origin: Commission Proposal
	Article 3, first paragraph, first paragraph, amending provision, numbered paragraph (2), point (1)			
154	1. The Commission shall be assisted by the committee on the transport of dangerous goods established by Article 9 of Directive 2008/68/EC. That committee shall be a committee within the meaning of Regulation (EU) No 182/2011 of the European Parliament and of the Council*.	1. The Commission shall be assisted by the committee on the transport of dangerous goods established by Article 9 of Directive 2008/68/EC. That committee shall be a committee within the meaning of Regulation (EU) No 182/2011 of the European Parliament and of the Council*.	1. The Commission shall be assisted by the committee on the transport of dangerous goods established by Article 9 of Directive 2008/68/EC. That committee shall be a committee within the meaning of Regulation (EU) No 182/2011 of the European Parliament and of the Council*.	1. The Commission shall be assisted by the committee on the transport of dangerous goods established by Article 9 of Directive 2008/68/EC. That committee shall be a committee within the meaning of Regulation (EU) No 182/2011 of the European Parliament and of the Council*. Text Origin: Commission Proposal
	Article 3, first paragraph, first paragraph, amending provision, numbered paragraph (2), point (2)			
155	2. Where reference is made to this paragraph, Article 5 of Regulation (EU) No 182/2011 shall apply.	2. Where reference is made to this paragraph, Article 5 of Regulation (EU) No 182/2011 shall apply.	2. Where reference is made to this paragraph, Article 5 of Regulation (EU) No 182/2011 shall apply.	2. Where reference is made to this paragraph, Article 5 of Regulation (EU) No 182/2011 shall apply.

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
				Text Origin: Commission Proposal
	Article 3, first paragraph, first paragraph, amending provision, numbered paragraph (2), point (2a)			
155a			3. Where reference is made to this paragraph, Article 8 of Regulation (EU) No 182/2011, in conjunction with Article 5 thereof, shall apply.	<u>3. Where reference is made to this paragraph, Article 8 of Regulation (EU) No 182/2011, in conjunction with Article 5 thereof, shall apply.</u> Text Origin: Council Mandate
	Article 3, first paragraph, first paragraph, amending provision, numbered paragraph (2), point (2b)			
155b			(*) Regulation (EU) No 182/2011 of the European Parliament and of the Council of 16 February 2011 laying down the rules and general principles concerning mechanisms for control by Member States of the Commission's exercise of implementing powers (OJ L 55, 28.2.2011, p. 13).	<u>(*) Regulation (EU) No 182/2011 of the European Parliament and of the Council of 16 February 2011 laying down the rules and general principles concerning mechanisms for control by Member States of the Commission's exercise of implementing powers (OJ L 55, 28.2.2011, p. 13).</u> Text Origin: Council Mandate
	Article 4			
156	Article 4 Amendments to Directive 2013/29/EU	Article 4 Amendments to Directive 2013/29/EU	<i>deleted</i>	<i>deleted</i>

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
<i>Article 4, first paragraph</i>				
157	In Directive 2013/29/EU, the following Chapter 5a is inserted:	In Directive 2013/29/EU, the following Chapter 5a is inserted:	<i>deleted</i>	<i>deleted</i>
<i>Article 4, first paragraph, amending provision, first paragraph</i>				
158	CHAPTER 5a EMERGENCY PROCEDURES	CHAPTER 5a EMERGENCY PROCEDURES	<i>deleted</i>	<i>deleted</i>
<i>Article 4, first paragraph, amending provision, second paragraph</i>				
159	Article 42a Application of emergency procedures,	Article 42a Application of emergency procedures,	<i>deleted</i>	<i>deleted</i>
<i>Article 4, first paragraph, amending provision, numbered paragraph (1)</i>				
160	1. Member States shall ensure that measures taken to transpose Articles 42b to 42g of this Directive only apply if the Commission has adopted an implementing act pursuant to Article 23 of [the SMEI Regulation] activating Article 26 of [the SMEI Regulation] with respect to this Directive.	1. Member States shall ensure that measures taken to transpose Articles 42b to 42g of this Directive only apply if the Commission has adopted an implementing act pursuant to Article ~~23 of [the SMEI Regulation]~~ ~~activating Article 26 of [the SMEI~~ 14(5) of [the IMERA Regulation] ~~with respect to this Directive.~~	<i>deleted</i>	<i>deleted</i>
<i>Article 4, first paragraph, amending provision, numbered paragraph (2)</i>				

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
y	161 2. Member States shall ensure that measures taken to transpose Articles 42b to 42g apply exclusively to pyrotechnic articles, which have been designated as crisis-relevant goods in the implementing act referred to in paragraph 1 of this Article.	2. Member States shall ensure that measures taken to transpose Articles 42b to 42g apply exclusively to pyrotechnic articles, which have been designated as crisis-relevant goods in the implementing act referred to in paragraph 1 of this Article.	 deleted	deleted
Article 4, first paragraph, amending provision, numbered paragraph (3)				
y	162 3. Member States shall ensure that measures taken to transpose Articles 42b to 42g apply during the Single Market emergency mode.	3. Member States shall ensure that measures taken to transpose Articles 42b to 42g apply during the ~~Single~~ <u>internal</u> market emergency mode.	deleted	deleted
Article 4, first paragraph, amending provision, numbered paragraph (4)				
g	163 4. The Commission shall be empowered to lay down by means of implementing acts rules regarding the follow-up actions to be taken with respect to pyrotechnic articles placed on the market in accordance with Articles 42c to 42f. These implementing acts shall be adopted in accordance with the examination procedure referred to in Article 44(3).	deleted	deleted	deleted
Article 4, first paragraph, amending provision, seventh paragraph				

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
y	164 Article 42b Prioritisation of the conformity assessment of crisis-relevant pyrotechnic articles	Article 42b Prioritisation of the conformity assessment of crisis-relevant pyrotechnic articles	<i>deleted</i>	<i>deleted</i>
Article 4, first paragraph, amending provision, numbered paragraph (1)				
y	165 1. This Article shall apply to all pyrotechnic articles designated as crisis-relevant goods, which are subject to conformity assessment procedures in accordance with Article 17 requiring the mandatory involvement of a notified body.	1. This Article shall apply to all pyrotechnic articles designated as crisis-relevant goods, which are subject to conformity assessment procedures in accordance with Article 17 requiring the mandatory involvement of a notified body.	<i>deleted</i>	<i>deleted</i>
Article 4, first paragraph, amending provision, numbered paragraph (2)				
y	166 2. The notified bodies shall process all applications for conformity assessment of pyrotechnic articles designated as crisis-relevant goods as a matter of priority.	2. The notified bodies shall <u>ensure all reasonable efforts are made to</u> process all applications for conformity assessment of pyrotechnic articles designated as crisis-relevant goods as a matter of priority.	<i>deleted</i>	<i>deleted</i>
Article 4, first paragraph, amending provision, numbered paragraph (3)				
y	167 3. All pending applications for conformity assessment of equipment designated as crisis-relevant goods shall be processed as a matter of priority, ahead of any other	3. All pending applications for conformity assessment of equipment designated as crisis-relevant goods shall be processed as a matter of priority, ahead of any other	<i>deleted</i>	<i>deleted</i>

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	applications for conformity assessment of equipment, which has not been designated as crisis-relevant goods. This requirement applies with respect to all applications for conformity assessment of pyrotechnic articles designated as crisis-relevant goods, irrespective of, whether they have been lodged before or after the activation of the emergency procedures pursuant to Article 42a.	applications for conformity assessment of equipment, which has not been designated as crisis-relevant goods. This requirement applies with respect to all applications for conformity assessment of pyrotechnic articles designated as crisis-relevant goods, irrespective of, whether they have been lodged before or after the activation of the emergency procedures pursuant to Article 42a.		
<i>Article 4, first paragraph, amending provision, numbered paragraph (4)</i>				
168	4. The prioritisation of applications for conformity assessment of pyrotechnic articles pursuant to paragraph 3 shall not give rise to any additional costs for the manufacturers, who have lodged those applications.	4. The prioritisation of applications for conformity assessment of pyrotechnic articles pursuant to paragraph 3 shall not give rise to any <u>extraordinary</u> additional costs for the manufacturers, who have lodged those applications.	<i>deleted</i>	<i>deleted</i>
<i>Article 4, first paragraph, amending provision, numbered paragraph (5)</i>				
169	5. The notified bodies shall deploy their best efforts to increase their testing capacities for pyrotechnic articles designated as crisis-relevant goods in respect of which they have been notified.	5. The notified bodies shall ~~deploy their best~~ <u>ensure all reasonable</u> efforts <u>are made</u> to increase their testing capacities for pyrotechnic articles designated as crisis-relevant goods in respect of which they have been notified.	<i>deleted</i>	<i>deleted</i>
<i>Article 4, first paragraph, amending provision, thirteenth paragraph</i>				

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
170	Article 42c Derogation from party conformity assessment procedures requiring mandatory involvement of a notified body	Article 42c Derogation from party conformity assessment procedures requiring mandatory involvement of a notified body	<i>deleted</i>	<i>deleted</i>
<i>Article 4, first paragraph, amending provision, numbered paragraph (1)</i>				
171	1. By way of derogation from Article 17, any competent national authority may authorise, on a duly justified request, the placing on the market within the territory of the Member State concerned, of a specific pyrotechnic article which has been designated as crisis-relevant good and for which the conformity assessment procedures which require the mandatory involvement of a notified body referred to in Article 17 have not been carried out by a notified body but for which the compliance with all the applicable essential safety requirements has been demonstrated.	1. By way of derogation from Article 17, ~~any~~ <u>the</u> competent national authority, <u>after carrying out a risk assessment</u> , may authorise, on a duly justified request <u>from an economic operator established in its Member State</u> , the placing on the market within the territory of ~~the~~ <u>that</u> Member State ~~concerned~~ , of a specific pyrotechnic article which has been designated as crisis-relevant good and for which the conformity assessment procedures which require the mandatory involvement of a notified body referred to in Article 17 have not been carried out by a notified body but for which the compliance with all the applicable essential safety requirements has been demonstrated.	<i>deleted</i>	<i>deleted</i>
<i>Article 4, first paragraph, amending provision, numbered paragraph (2)</i>				
172	2. The manufacturer of a pyrotechnic article subject to the	2. The manufacturer of a pyrotechnic article subject to the	<i>deleted</i>	<i>deleted</i>

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	authorisation procedure referred to in paragraph 1 shall declare on his sole responsibility that the pyrotechnic article concerned complies with all the applicable essential safety requirements and shall be responsible for the fulfilment of all the conformity assessment procedures indicated by the national competent authority.	authorisation procedure referred to in paragraph 1 shall declare on his sole responsibility that the pyrotechnic article concerned complies with all the applicable essential safety requirements and shall be responsible for the fulfilment of all the conformity assessment procedures indicated by the national competent authority.	PUBLIC	
Article 4, first paragraph, amending provision, numbered paragraph (3)				
173	3. The manufacturer shall also deploy all reasonable measures to ensure that the pyrotechnic article, which has been granted an authorisation pursuant to paragraph 1 does not leave the territory of the Member State, which has granted the authorisation.	<i>deleted</i>	<i>deleted</i>	<i>deleted</i>
Article 4, first paragraph, amending provision, numbered paragraph (4)				
174	4. Any authorisation issued by a national competent authority pursuant to paragraph 1 shall set out the conditions and requirements under which the pyrotechnic article may be placed on the market, including:	4. Any authorisation issued by a national competent authority pursuant to paragraph 1 shall set out the conditions and requirements under which the pyrotechnic article may be placed on the market, including <u>at least</u> :	<i>deleted</i>	<i>deleted</i>
Article 4, first paragraph, amending provision, numbered paragraph (4), point (a)				

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
y	175	(a) a description of the procedures, by means of which the compliance with the applicable essential safety requirements of Directive was successfully demonstrated;	deleted	deleted
Article 4, first paragraph, amending provision, numbered paragraph (4), point (b)				
y	176	(b) specific requirements regarding the traceability of the pyrotechnic article concerned;	deleted	deleted
Article 4, first paragraph, amending provision, numbered paragraph (4), point (c)				
y	177	(c) an end date of validity of the authorisation, which cannot go beyond the last day of the period for which the Single Market emergency mode has been activated;	deleted	deleted
Article 4, first paragraph, amending provision, numbered paragraph (4), point (d)				
y	178	(d) any specific requirements regarding the need to ensure the continuous conformity assessment with respect to the pyrotechnic article concerned;	deleted	deleted
Article 4, first paragraph, amending provision, numbered paragraph (4), point (e)				
y	179			

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	(e) measures to be taken with respect to the pyrotechnic article concerned upon expiry of the authorisation in order to ensure that the pyrotechnic article concerned is brought back in compliance with all the requirements of this Directive.	(e) measures to be taken with respect to the pyrotechnic article concerned upon expiry of the authorisation in order to ensure that the pyrotechnic article concerned is brought back in compliance with all the requirements of this Directive.	<i>deleted</i>	<i>deleted</i>
Article 4, first paragraph, amending provision, numbered paragraph (4), point (ea)				
179a		<u>(ea) labelling requirements, including radio frequency identification, indicating that the pyrotechnic article was authorised under the internal market emergency mode.</u>		
Article 4, first paragraph, amending provision, numbered paragraph (5)				
180	5. By way of derogation from Article 42a(3), first subparagraph, where appropriate, the national competent authority may amend the conditions of the authorisation referred to in paragraph 3 of this Article, also after the deactivation or expiry of the Single Market Emergency mode.	5. By way of derogation from Article 42a(3), ~~first subparagraph~~ , where appropriate, the national competent authority may <u>also</u> amend the conditions ~~of the authorisation~~ <u>and requirements</u> referred to in paragraph 3 of this Article, ~~also~~ after the deactivation or expiry of the ~~Single~~ <u>internal</u> market emergency mode.	<i>deleted</i>	<i>deleted</i>
Article 4, first paragraph, amending provision, numbered paragraph (6)				
181	6. By way of derogation from			

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	Articles 4 and 20, pyrotechnic articles, for which an authorisation has been granted in accordance with paragraph 1 of this Article shall not benefit from free movement across the Union and shall not bear the CE marking. The market surveillance authorities are not required to recognise the validity of authorisations issued by the competent national authorities of another Member State.	<i>deleted</i>	<i>deleted</i>	<i>deleted</i>
Article 4, first paragraph, amending provision, numbered paragraph (7)				
182	7. The market surveillance authorities of the Member State, whose competent authority has granted an authorisation pursuant to paragraph 1, shall be entitled to take all corrective and restrictive measures at national level provided for under this Directive with respect to such pyrotechnic articles.	7. The market surveillance authorities of the Member State, whose competent authority has granted an authorisation pursuant to paragraph 1, shall be entitled to take all corrective and restrictive measures at national level provided for under this Directive with respect to such pyrotechnic articles. <u>The market surveillance authorities shall keep all records related to products authorised under a derogation for a period of 10 years. They shall make those records available to other market surveillance authorities upon request.</u>	<i>deleted</i>	<i>deleted</i>
Article 4, first paragraph, amending provision, numbered paragraph (8)				

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
y	183	8. Member States shall inform the Commission and the other Member States of any decision to authorise the placing on the market of a pyrotechnic article in accordance with paragraph 1.	deleted	deleted
Article 4, first paragraph, amending provision, numbered paragraph (9)				
y	184	9. The application of Articles 42a to 42g and the use of the authorisation procedure set out in paragraph 1 of this Article does not affect the application of the relevant conformity assessment procedures laid down in Article 17 on the territory of the Member State concerned.	deleted	deleted
Article 4, first paragraph, amending provision, numbered paragraph (9a)				
y	184a	<u>9a. Pyrotechnic articles subject to derogation under paragraph 1 shall remain valid for six months after the end of deactivation or expiration of the internal market emergency mode. After this period, they shall only be made available on the market after receiving an authorisation under the normal authorisation procedure provided for in this Regulation.</u>		

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement	
Article 4, first paragraph, amending provision, twenty-third paragraph					
y	185	Article 42d Presumption of conformity based on national and international standards	Article 42d Presumption of conformity based on national and international standards	<i>deleted</i>	<i>deleted</i>
Article 4, first paragraph, amending provision, twenty-fourth paragraph					
y	186	Member States shall take all appropriate measures to ensure that, for the purposes of placing on the market, their competent authorities consider that pyrotechnic articles which comply with the relevant international standards or any national standards in force in the Member State of manufacture, if such standards ensuring the safety level required by the essential safety requirements set out in Annex I, complies with those essential safety requirements in either of the following cases:	Member States shall take all appropriate measures to ensure that, for the purposes of placing on the market, their competent authorities consider that pyrotechnic articles which comply with the relevant international standards or any national standards in force in the Member State of manufacture, if such standards ensuring the safety level required by the essential safety requirements set out in Annex I, complies with those essential safety requirements in either of the following cases:	<i>deleted</i>	<i>deleted</i>
Article 4, first paragraph, amending provision, twenty-fourth paragraph, point (a)					
y	187	(a) where no reference to harmonised standards covering the relevant essential safety requirements set out in Annex I to this Directive is published in the Official Journal of the European Union in accordance with Regulation (EU) No 1025/2012;	(a) where no reference to harmonised standards covering the relevant essential safety requirements set out in Annex I to this Directive is published in the Official Journal of the European Union in accordance with Regulation (EU) No 1025/2012;	<i>deleted</i>	<i>deleted</i>

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	<i>Article 4, first paragraph, amending provision, twenty-fourth paragraph, point (b)</i>			
y 188	(b) where severe disruptions in the functioning of the Single Market, which were taken into consideration when activating the Single Market emergency mode in accordance with Article 15(4) of [the SMEI Regulation] significantly restrict the possibilities of manufacturers to make use of the harmonised standards covering the relevant essential safety requirements set out in Annex I to this Directive and already published in the Official Journal of the European Union in accordance with Regulation (EU) No 1025/2012.	(b) where severe disruptions in the functioning of the ~~Single~~ <u>internal</u> market, which were taken into consideration when activating the ~~Single~~ <u>internal</u> market emergency mode in accordance with Article ~~15(4) of [the SMEI]~~ <u>14 of [the IMERA]</u> Regulation] significantly restrict the possibilities of manufacturers to make use of the harmonised standards covering the relevant essential safety requirements set out in Annex I to this Directive and already published in the Official Journal of the European Union in accordance with Regulation (EU) No 1025/2012.	<i>deleted</i>	<i>deleted</i>
	<i>Article 4, first paragraph, amending provision, twenty-fifth paragraph</i>			
y 189	Article 42e Adoption of common specifications conferring a presumption of conformity	Article 42e Adoption of common specifications conferring a presumption of conformity	<i>deleted</i>	<i>deleted</i>
	<i>Article 4, first paragraph, amending provision, numbered paragraph (1)</i>			
y 190	1. Where pyrotechnic articles, have been designated as crisis-relevant goods, the Commission is	1. Where pyrotechnic articles, have been designated as crisis-relevant goods, the Commission is	<i>deleted</i>	<i>deleted</i>

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	empowered to adopt implementing acts for such pyrotechnic articles establishing common specifications to cover the essential safety requirements set out in Annex I in either of the following cases:	empowered to adopt implementing acts for such pyrotechnic articles establishing common specifications to cover the essential safety requirements set out in Annex I in either of the following cases:		
Article 4, first paragraph, amending provision, numbered paragraph (1), point (-a)				
y	190a	<u>(-a) where the European standardisation deliverables addressing a request pursuant to Article 10(1) of Regulation (EU) No 1025/2012 were not adopted;</u>		y
Article 4, first paragraph, amending provision, numbered paragraph (1), point (a)				
y	191	(a) where ~~no~~ reference to harmonised standards covering the relevant essential safety requirements set out in Annex I to this Directive has been published in the Official Journal of the European Union in accordance with Regulation (EU) No 1025/2012; <u>and no such reference is expected to be published within a reasonable timeframe during the internal market emergency mode;</u>	deleted	deleted
Article 4, first paragraph, amending provision, numbered paragraph (1), point (b)				
y	192	(b) where severe disruptions in the		y

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	functioning of the Single Market, which led to the activation of the Single Market emergency mode in accordance with Article 15(4) of [the SMEI Regulation] significantly restrict the possibilities of manufacturers to make use of the harmonised standards covering the relevant essential safety requirements set out in Annex I to this Directive and already published in the Official Journal of the European Union in accordance with Regulation (EU) No 1025/2012.	functioning of the ~~Single~~ <u>internal</u> market, which led to the activation of the ~~Single~~ <u>internal</u> market emergency mode in accordance with Article ~~15(4) of [the SMEI]~~ <u>14 of [the IMERA]</u> Regulation] significantly restrict the possibilities of manufacturers to make use of the harmonised standards covering the relevant essential safety requirements set out in Annex I to this Directive and already published in the Official Journal of the European Union in accordance with Regulation (EU) No 1025/2012.	~~deleted~~	~~deleted~~
Article 4, first paragraph, amending provision, numbered paragraph (2)				
193	2. The implementing acts referred to in paragraph 1 of this Article shall be adopted following a consultation of the sectoral experts and in accordance with the examination procedure referred to in Article 44(3). They shall apply to for pyrotechnic articles placed on the market until the last day of the period for which the Single Market emergency mode remains active. In the early preparation of the draft implementing acts establishing the common specifications, the Commission shall gather the views of relevant bodies or expert groups established under relevant sectoral	2. The implementing acts referred to in paragraph 1 of this Article shall be adopted ~~following a consultation of the sectoral experts and~~ in accordance with the examination procedure referred to in Article 44(3). They shall apply to for pyrotechnic articles placed on the market—until the last day of the period for which the ~~Single~~ <u>internal</u> market emergency mode remains active. ~~In the early preparation of~~ <u>When preparing</u> the draft implementing ~~acts~~ <u>act</u> establishing the common ~~specifications~~ <u>specification</u> , the Commission shall ~~gather~~ <u>take into</u>	~~deleted~~	~~deleted~~

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	Union legislation. Based on that consultation, the Commission shall prepare the draft implementing act.	<u>account</u> the views of relevant bodies ~~or expert groups established under~~ <u>and shall duly consult all</u> relevant ~~sectoral Union legislation. Based on that consultation, the Commission shall prepare the draft implementing act~~ <u>stakeholders</u> .		
Article 4, first paragraph, amending provision, numbered paragraph (3)				
194	3. Without prejudice to Article 16, pyrotechnic articles which are in conformity with common specifications adopted pursuant to paragraph 2 of this Article shall be presumed to be in conformity with the essential safety requirements set out in Annex I covered by those common specifications or parts thereof.	3. Without prejudice to Article 16, pyrotechnic articles which are in conformity with common specifications adopted pursuant to paragraph 2 of this Article shall be presumed to be in conformity with the essential safety requirements set out in Annex I covered by those common specifications or parts thereof.	<i>deleted</i>	<i>deleted</i>
Article 4, first paragraph, amending provision, numbered paragraph (4)				
195	4. By way of derogation from Article 42a(3), first subparagraph, unless there is sufficient reason to believe that the pyrotechnic articles covered by the common specifications referred to in paragraph 1 of this Article present a risk to the health or safety of persons, the pyrotechnic articles in compliance with the said common specifications which has been placed	4. By way of derogation from Article 42a(3), ~~first subparagraph,~~ unless there is sufficient reason to believe that the pyrotechnic articles covered by the common specifications referred to in paragraph 1 of this Article present a risk to the health or safety of persons, the pyrotechnic articles in compliance with the said common specifications which has been placed	<i>deleted</i>	<i>deleted</i>

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	on the market shall be deemed compliant with this Directive after the expiry or repeal of an implementing act adopted pursuant to paragraph 2 of this Article and after the expiry or deactivation of the Single Market Emergency mode in accordance with [the SMEI Regulation].	on the market shall be deemed compliant with this Directive after the expiry or repeal of an implementing act adopted pursuant to paragraph 2 of this Article and after the expiry or deactivation of the ~~Single~~ <u>internal</u> market emergency mode in accordance with [the ~~SMEI~~ <u>IMERA</u> Regulation].		
Article 4, first paragraph, amending provision, numbered paragraph (5)				
196	5. When a Member State considers that a common specification referred to in paragraph 1 does not entirely satisfy the essential safety requirements which it aims to cover and which are set out in Annex I, it shall inform the Commission thereof with a detailed explanation and the Commission shall assess that information and, if appropriate, amend or withdraw the implementing act establishing the common specification in question.	5. When a Member State considers that a common specification referred to in paragraph 1 does not entirely satisfy the essential safety requirements which it aims to cover and which are set out in Annex I, it shall inform the Commission thereof with a detailed explanation and the Commission shall assess that information. <u>The Commission may</u> ~~and, if appropriate,~~ amend, <u>where appropriate,</u> ~~or withdraw~~ the implementing act establishing the common specification in question.	deleted	deleted
Article 4, first paragraph, amending provision, thirty-first paragraph				
197	Article 42f Adoption of mandatory common specifications	deleted	deleted	deleted
Article 4, first paragraph, amending provision, numbered paragraph (1)				

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
198	1. In duly justified cases, the Commission is empowered to adopt implementing acts establishing mandatory common specifications to cover the essential safety requirements set out in Annex I for pyrotechnic articles, which have been designated as crisis-relevant goods.	<i>deleted</i>	<i>deleted</i>	<i>deleted</i>
Article 4, first paragraph, amending provision, numbered paragraph (2)				
199	2. The implementing acts referred to in paragraph 1 shall be adopted following a consultation of the sectoral experts and in accordance with the examination procedure referred to in Article 44(3) and they apply to pyrotechnic articles placed on the market until the last day of the period for which the Single Market emergency remains active. In the early preparation of the draft implementing acts establishing the common specification, the Commission shall gather the views of relevant bodies or expert groups established under relevant sectoral Union legislation. Based on that consultation, the Commission shall prepare the draft implementing act.	<i>deleted</i>	<i>deleted</i>	<i>deleted</i>
Article 4, first paragraph, amending provision, numbered paragraph (3)				

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
G	200	3. By way of derogation from Article 42a(3), first subparagraph, unless there is sufficient reason to believe that the pyrotechnic articles covered by the mandatory common specifications referred to in paragraph 1 of this Article present a risk to the health or safety of persons, the pyrotechnic articles in compliance with those common specifications which has been placed on the market shall be deemed compliant with this Directive after the expiry or repeal of an implementing act adopted pursuant to paragraph 2 of this Article and after the expiry or deactivation of the Single Market Emergency mode in accordance with [the SMEI Regulation].	deleted	deleted
Article 4, first paragraph, amending provision, thirty-fifth paragraph				
Y	201	Article 42g Prioritisation of market surveillance activities and mutual assistance among authorities	deleted	deleted
Article 4, first paragraph, amending provision, numbered paragraph (1)				
Y	202	1. Member States shall prioritise the market surveillance activities for pyrotechnic articles designated as	deleted	deleted

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	crisis-relevant goods.	crisis-relevant goods.		
<i>Article 4, first paragraph, amending provision, numbered paragraph (2)</i>				
203	2. The market surveillance authorities of the Member States shall deploy their best efforts to provide assistance to other market surveillance authorities during a Single Market emergency, including by mobilising and dispatching expert teams to temporarily reinforce the staff of market surveillance authorities requesting assistance or by providing logistical support such as reinforcement of the testing capacity for pyrotechnic articles designated as crisis-relevant goods.	2. The market surveillance authorities of the Member States shall ~~deploy their best~~ <u>ensure all reasonable</u> efforts <u>are made</u> to provide assistance to other market surveillance authorities during ~~a~~ <u>Single an internal</u> market emergency, including by mobilising and dispatching expert teams to temporarily reinforce the staff of market surveillance authorities requesting assistance or by providing logistical support such as reinforcement of the testing capacity for pyrotechnic articles designated as crisis-relevant goods.	<i>deleted</i>	<i>deleted</i>
<i>Article 5</i>				
204	Article 5 Amendments to Directive 2014/28/EU	Article 5 Amendments to Directive 2014/28/EU	<i>deleted</i>	<i>deleted</i>
<i>Article 5, first paragraph</i>				
205	In Directive 2014/28/EU, the following Chapter 6a is inserted:	In Directive 2014/28/EU, the following Chapter 6a is inserted:	<i>deleted</i>	<i>deleted</i>

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
<i>Article 5, first paragraph, amending provision, first paragraph</i>				
206	CHAPTER 6a EMERGENCY PROCEDURES	CHAPTER 6a EMERGENCY PROCEDURES	<i>deleted</i>	<i>deleted</i>
<i>Article 5, first paragraph, amending provision, second paragraph</i>				
207	Article 45a Application of emergency procedures,	Article 45a Application of emergency procedures,	<i>deleted</i>	<i>deleted</i>
<i>Article 5, first paragraph, amending provision, numbered paragraph (1)</i>				
208	1. Member States shall ensure that measures taken to transpose Articles 45b to 45g of this Directive shall only apply if the Commission has adopted an implementing act pursuant to Article 23 of [the SMEI Regulation] activating Article 26 of [the SMEI Regulation] with respect to this Directive.	1. Member States shall ensure that measures taken to transpose Articles 45b to 45g of this Directive shall only apply if the Commission has adopted an implementing act pursuant to Article ~~23 of [the SMEI Regulation]~~ <u>activating Article 26 of [the SMEI] 14(5) of [the IMERA Regulation]</u> ~~with respect to this Directive.~~	<i>deleted</i>	<i>deleted</i>
<i>Article 5, first paragraph, amending provision, numbered paragraph (2)</i>				
209	2. Member States shall ensure that measures taken to transpose Articles 45b to 45g apply exclusively to explosives, which have been designated as crisis-relevant goods	2. Member States shall ensure that measures taken to transpose Articles 45b to 45g apply exclusively to explosives, which have been designated as crisis-relevant goods	<i>deleted</i>	<i>deleted</i>

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	in the implementing act referred to in paragraph 1 of this Article.	in the implementing act referred to in paragraph 1 of this Article.		
<i>Article 5, first paragraph, amending provision, numbered paragraph (3), first subparagraph</i>				
210	3. Member States shall ensure that measures taken to transpose Articles 45b to 45g apply during the Single Market emergency mode.	3. Member States shall ensure that measures taken to transpose Articles 45b to 45g apply during the ~~Single~~ <u>internal</u> market emergency mode.	<i>deleted</i>	<i>deleted</i>
<i>Article 5, first paragraph, amending provision, numbered paragraph (3), second subparagraph</i>				
211	However, Article 45c(2), second subparagraph, and Article 45c(5) shall apply during the Single Market emergency mode and after its deactivation or expiry.	<i>deleted</i>	<i>deleted</i>	<i>deleted</i>
<i>Article 5, first paragraph, amending provision, numbered paragraph (4)</i>				
212	4. The Commission shall be empowered to lay down by means of implementing acts rules regarding the follow-up actions to be taken with respect to explosives placed on the market in accordance with Articles 45c to 45f. Those implementing acts shall be adopted in accordance with the examination procedure referred to in Article 49(3).	<i>deleted</i>	<i>deleted</i>	<i>deleted</i>

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
Article 5, first paragraph, amending provision, seventh paragraph				
y	213	Article 45b Prioritisation of the conformity assessment of crisis-relevant explosives	Article 45b Prioritisation of the conformity assessment of crisis-relevant explosives	deleted
Article 5, first paragraph, amending provision, numbered paragraph (1)				
y	214	1. This Article shall apply to explosives designated as crisis-relevant goods, which are subject to conformity assessment procedures, in accordance with Article 20 requiring the mandatory involvement of a notified body.	1. This Article shall apply to explosives designated as crisis-relevant goods, which are subject to conformity assessment procedures, in accordance with Article ~~20~~ requiring the mandatory involvement of a notified body.	deleted
Article 5, first paragraph, amending provision, numbered paragraph (2)				
y	215	2. The notified bodies shall process all applications for conformity assessment of explosives designated as crisis-relevant goods as a matter of priority.	2. The notified bodies shall ensure all reasonable efforts are made to process all applications for conformity assessment of explosives designated as crisis-relevant goods as a matter of priority.	deleted
Article 5, first paragraph, amending provision, numbered paragraph (3)				
y	216	3. All pending applications for conformity assessment of such explosives designated as crisis-relevant goods shall be processed as	3. All pending applications for conformity assessment of such explosives designated as crisis-relevant goods shall be processed as	deleted

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	a matter of priority, ahead of any other applications for equipment, which has not been designated as crisis-relevant goods. This requirement applies with respect to all applications for conformity assessment of explosives designated as crisis-relevant goods, irrespective of whether they have been lodged before or after the activation of the emergency procedures pursuant to Article 45a.	a matter of priority, ahead of any other applications for equipment, which has not been designated as crisis-relevant goods. This requirement applies with respect to all applications for conformity assessment of explosives designated as crisis-relevant goods, irrespective of whether they have been lodged before or after the activation of the emergency procedures pursuant to Article 45a.		
Article 5, first paragraph, amending provision, numbered paragraph (4)				
217	4. The prioritisation of applications for conformity assessment of explosives pursuant to paragraph 3 shall not give rise to any additional costs for the manufacturers, which have lodged those applications.	4. The prioritisation of applications for conformity assessment of explosives pursuant to paragraph 3 shall not give rise to any <u>extraordinary</u> additional costs for the manufacturers, which have lodged those applications.	<i>deleted</i>	<i>deleted</i>
Article 5, first paragraph, amending provision, numbered paragraph (5)				
218	5. The notified bodies shall deploy their best efforts to increase their testing capacities for explosives designated as crisis-relevant goods in respect of which they have been notified.	5. The notified bodies shall ~~deploy~~ <u>ensure all reasonable</u> efforts <u>are made</u> to increase their testing capacities for explosives designated as crisis-relevant goods in respect of which they have been notified.	<i>deleted</i>	<i>deleted</i>
Article 5, first paragraph, amending provision, thirteenth paragraph				

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
219	Article 45c Derogation from the conformity assessment procedures requiring mandatory involvement of a notified body	Article 45c Derogation from the conformity assessment procedures requiring mandatory involvement of a notified body	<i>deleted</i>	<i>deleted</i>
<i>Article 5, first paragraph, amending provision, numbered paragraph (1)</i>				
220	1. By way of derogation from Article 20, any competent national authority may authorise, on a duly justified request, the placing on the market within the territory of the Member State concerned, of a specific explosive which has been designated as crisis-relevant good and for which the conformity assessment procedures requiring the mandatory involvement of a notified body referred to in that Article 20 have not been carried out by a notified body but for which the compliance with all the applicable essential safety requirements has been demonstrated.	1. By way of derogation from Article 20, ~~any~~ <u>the</u> competent national authority, <u>after carrying out a risk assessment</u> , may authorise, on a duly justified request, the placing on the market within the territory of ~~the~~ <u>that</u> Member State ~~concerned~~ , of a specific explosive which has been designated as crisis-relevant good and for which the conformity assessment procedures requiring the mandatory involvement of a notified body referred to in ~~that~~ Article 20 have not been carried out by a notified body but for which the compliance with all the applicable essential safety requirements has been demonstrated.	<i>deleted</i>	<i>deleted</i>
<i>Article 5, first paragraph, amending provision, numbered paragraph (2), first subparagraph</i>				
221	2. The manufacturer of an explosive subject to the authorisation procedure referred to in paragraph 1 shall declare on his sole	2. The manufacturer of an explosive subject to the authorisation procedure referred to in paragraph 1 shall declare on his sole	<i>deleted</i>	<i>deleted</i>

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	responsibility that the explosive concerned complies with all the applicable essential safety requirements and shall be responsible for the fulfilment of all the conformity assessment procedures indicated by the national competent authority.	responsibility that the explosive concerned complies with all the applicable essential safety requirements and shall be responsible for the fulfilment of all the conformity assessment procedures indicated by the national competent authority.		
<i>Article 5, first paragraph, amending provision, numbered paragraph (2), second subparagraph</i>				
222	The manufacturer shall also deploy all reasonable measures to ensure that the explosive, which has been granted an authorisation pursuant to paragraph 1 does not leave the territory of the Member State, which has granted the authorisation.	<i>deleted</i>	<i>deleted</i>	<i>deleted</i>
<i>Article 5, first paragraph, amending provision, numbered paragraph (3)</i>				
223	3. Any authorisation issued by a national competent authority pursuant to paragraph 1 shall set out the conditions and requirements under which the explosive may be placed on the market, including:	3. Any authorisation issued by a national competent authority pursuant to paragraph 1 shall set out the conditions and requirements under which the explosive may be placed on the market, including <u>at least</u> :	<i>deleted</i>	<i>deleted</i>
<i>Article 5, first paragraph, amending provision, numbered paragraph (3), point (a)</i>				
224	(a) a description of the procedures, by means of which the compliance	(a) a description of the procedures, by means of which the compliance	<i>deleted</i>	<i>deleted</i>

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	with the applicable essential safety requirements of this Directive was successfully demonstrated;	with the applicable essential safety requirements of this Directive was successfully demonstrated;		
<i>Article 5, first paragraph, amending provision, numbered paragraph (3), point (b)</i>				
225	(b) specific requirements regarding the traceability of the explosive concerned;	(b) specific requirements regarding the traceability of the explosive concerned;	<i>deleted</i>	<i>deleted</i>
<i>Article 5, first paragraph, amending provision, numbered paragraph (3), point (c)</i>				
226	(c) an end date of validity of the authorisation, which cannot go beyond the last day of the period for which the Single Market emergency mode has been activated;	(c) an end date of validity of the authorisation, which, <u>unless otherwise specified</u> , cannot go beyond the last day of the period for which the ~~Single~~ <u>internal</u> market emergency mode has been activated;	<i>deleted</i>	<i>deleted</i>
<i>Article 5, first paragraph, amending provision, numbered paragraph (3), point (d)</i>				
227	(d) any specific requirements regarding the need to ensure the continuous conformity assessment with respect to the explosive concerned;	(d) any specific requirements regarding the need to ensure the continuous conformity assessment with respect to the explosive concerned;	<i>deleted</i>	<i>deleted</i>
<i>Article 5, first paragraph, amending provision, numbered paragraph (3), point (e)</i>				
228	(e) measures to be taken with respect to the explosive concerned upon expiry of the authorisation in	(e) measures to be taken with respect to the explosive concerned upon expiry of the authorisation in	<i>deleted</i>	<i>deleted</i>

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	order to ensure that the explosive concerned is brought back in compliance with all the requirements of this Directive.	order to ensure that the explosive concerned is brought back in compliance with all the requirements of this Directive.		
Article 5, first paragraph, amending provision, numbered paragraph (3), point (ea)				
228a		<u>(ea) labelling requirements, including radio frequency identification, indicating that the explosive was authorised under the internal market emergency mode.</u>		
Article 5, first paragraph, amending provision, numbered paragraph (4)				
229	4. By way of derogation from Article 45a(3), first subparagraph, where appropriate, the national competent authority may amend the conditions of the authorisation referred to in paragraph 3 of this Article also after the deactivation or expiry of the Single Market Emergency mode.	4. By way of derogation from Article 45a(3), ~~first subparagraph,~~ where appropriate, the national competent authority may <u>also</u> amend the conditions ~~of the authorisation~~ <u>and requirements</u> referred to in paragraph 3 of this Article also after the deactivation or expiry of the ~~Single~~ <u>internal</u> market Emergency mode.	deleted	deleted
Article 5, first paragraph, amending provision, numbered paragraph (5)				
230	5. By way of derogation from Articles 3 and 23, explosives, for which an authorisation has been granted in accordance with paragraph 1 of this Article, shall not	deleted	deleted	deleted

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	leave the territory of the Member State which has issued the authorisation and shall not bear the CE marking.			
Article 5, first paragraph, amending provision, numbered paragraph (6)				
231	6. The market surveillance authorities of the Member State, whose competent authority has granted an authorisation pursuant to paragraph 1, shall be entitled to take all corrective and restrictive measures at national level provided for under this Directive with respect to such explosives.	6. The market surveillance authorities of the Member State, whose competent authority has granted an authorisation pursuant to paragraph 1, shall be entitled to take all corrective and restrictive measures at national level provided for under this Directive with respect to such explosives. <u>The market surveillance authorities shall keep all records related to products authorised under a derogation for a period of 10 years. They shall make those records available to other market surveillance authorities upon request.</u>	deleted	deleted
Article 5, first paragraph, amending provision, numbered paragraph (7)				
232	7. Member States shall inform the Commission and the other Member States of any decision to authorise the placing on the market of an explosive in accordance with paragraph 1.	7. Member States shall inform the Commission and the other Member States of any decision to authorise the placing on the market of an explosive in accordance with paragraph 1.	deleted	deleted
Article 5, first paragraph, amending provision, numbered paragraph (8)				

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y	233	8. The application of Articles 45a to 45g and the use of the authorisation procedure set out in paragraph 1 of this Article does not affect the application of the relevant conformity assessment procedures laid down in Article 20 on the territory of the Member State concerned.	8. The application of Articles 45a to 45g and the use of the authorisation procedure set out in paragraph 1 of this Article ~~does~~ <i>shall</i> not affect the application of the relevant conformity assessment procedures laid down in Article 20 ~~on the territory of the Member State concerned.~~	<i>deleted</i>
	Article 5, first paragraph, amending provision, numbered paragraph (8a)			
y	233a	<u>8a. Explosives subject to derogation under paragraph 1 shall remain valid for six months after deactivation or expiration of the internal market emergency mode. After this period, they shall only be made available on the market after receiving an authorisation under the normal authorisation procedure provided for in this Regulation.</u>		
	Article 5, first paragraph, amending provision, twenty-second paragraph			
y	234	Article 45d Presumption of conformity based on national and international standards	<i>deleted</i>	<i>deleted</i>
	Article 5, first paragraph, amending provision, twenty-third paragraph			
y	235	(a) Member States shall take all	(a) Member States shall take all	

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	appropriate measures to ensure that, for the purposes of placing on the market, their competent authorities consider that the explosives which comply with the relevant international standards or any national standards in force in the Member State of manufacture, ensuring the safety level required by the essential safety requirements set out in Annex II, complies with those essential safety requirements in either of the following cases:	appropriate measures to ensure that, for the purposes of placing on the market, their competent authorities ~~consider that~~ <u>consider that</u> the explosives which comply with the relevant international standards or any national standards in force in the Member State of manufacture, ensuring the safety level required by the essential safety requirements set out in Annex II, complies with those essential safety requirements in either of the following cases:	<i>deleted</i>	<i>deleted</i>
Article 5, first paragraph, amending provision, twenty-third paragraph, point (a)				
236	(a) where no reference to harmonised standards covering the relevant essential safety requirements set out in Annex II to this Directive is published in the Official Journal of the European Union in accordance with Regulation (EU) No 1025/2012;	(a) where no reference to harmonised standards covering the relevant essential safety requirements set out in Annex II to this Directive is published in the Official Journal of the European Union in accordance with Regulation (EU) No 1025/2012;	<i>deleted</i>	<i>deleted</i>
Article 5, first paragraph, amending provision, twenty-third paragraph, point (b)				
237	(b) where severe disruptions in the functioning of the Single Market, which were taken into consideration when activating the Single Market emergency mode in accordance with Article 15(4) of [the SMEI Regulation] significantly restrict the	(b) where severe disruptions in the functioning of the ~~Single~~ <u>internal</u> market, which were taken into consideration when activating the ~~Single~~ <u>internal</u> market emergency mode in accordance with Article ~~15(4) of [the SMEI]~~ <u>14 of [the</u>	<i>deleted</i>	<i>deleted</i>

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	possibilities of manufacturers to make use of the harmonised standards covering the relevant essential requirements set out in Annex II to this Directive and already published in the Official Journal of the European Union in accordance with Regulation (EU) No 1025/2012.	IMERA Regulation] significantly restrict the possibilities of manufacturers to make use of the harmonised standards covering the relevant essential requirements set out in Annex II to this Directive and already published in the Official Journal of the European Union in accordance with Regulation (EU) No 1025/2012.		
<i>Article 5, first paragraph, amending provision, twenty-fourth paragraph</i>				
238	Article 45e Adoption of common specifications conferring a presumption of conformity	Article 45e Adoption of common specifications conferring a presumption of conformity	<i>deleted</i>	<i>deleted</i>
<i>Article 5, first paragraph, amending provision, numbered paragraph (1)</i>				
239	1. Where explosives, has been designated as crisis-relevant goods, the Commission is empowered to adopt implementing acts for such explosives establishing common specifications to cover the essential safety requirements set out in Annex II in either of the following cases:	1. Where explosives, has been designated as crisis-relevant goods, the Commission is empowered to adopt implementing acts for such explosives establishing common specifications to cover the essential safety requirements set out in Annex II in either of the following cases:	<i>deleted</i>	<i>deleted</i>
<i>Article 5, first paragraph, amending provision, numbered paragraph (1), point (-a)</i>				
239a		(-a) where the European standardisation deliverables		

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		<u>addressing a request pursuant to Article 10(1) of Regulation (EU) No 1025/2012 were not adopted;</u>		
Article 5, first paragraph, amending provision, numbered paragraph (1), point (a)				
240	(a) where no reference to harmonised standards covering the relevant essential safety requirements set out in Annex II to this Directive has been published in the Official Journal of the European Union in accordance with Regulation (EU) No 1025/2012;	(a) where ~~no~~ <u>a</u> reference to harmonised standards covering the relevant essential safety requirements set out in Annex II to this Directive has ~~not~~ <u>been published</u> in the Official Journal of the European Union in accordance with Regulation (EU) No 1025/2012 ~~and~~ <u>no such reference is expected to be published within a reasonable timeframe during the internal market emergency mode;</u>	<i>deleted</i>	<i>deleted</i>
Article 5, first paragraph, amending provision, numbered paragraph (1), point (b)				
241	(b) where severe disruptions in the functioning of the Single Market, which led to the activation of the Single Market emergency mode significantly restrict the possibilities of manufacturers to make use of the harmonised standards covering the relevant essential safety requirements set out in Annex II already published in the Official Journal of the European Union in accordance with Regulation (EU) No 1025/2012.	(b) where severe disruptions in the functioning of the ~~Single~~ <u>internal</u> market, which led to the activation of the ~~Single~~ <u>internal</u> market emergency mode ~~in accordance with Article 14 of [the IMERA Regulation]~~ significantly restrict the possibilities of manufacturers to make use of the harmonised standards covering the relevant essential safety requirements set out in Annex II already published in the Official Journal of the European	<i>deleted</i>	<i>deleted</i>

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		Union in accordance with Regulation (EU) No 1025/2012.		
Article 5, first paragraph, amending provision, numbered paragraph (2)				
242	2. The implementing acts referred to in paragraph 1 of this Article shall be adopted following a consultation of the sectoral experts and in accordance with the examination procedure referred to in Article 49(3). They shall apply to the explosives placed on the market until the last day of the period for which the Single Market emergency mode remains applicable in accordance with [the SMEI Regulation]. In the early preparation of the draft implementing act establishing the common specification, the Commission shall gather the views of relevant bodies or expert groups established under relevant sectoral Union legislation. Based on that consultation, the Commission shall prepare the draft implementing act.	2. The implementing acts referred to in paragraph 1 of this Article shall be adopted ~~following a consultation of the sectoral experts and~~ in accordance with the examination procedure referred to in Article 49(3). ~~They shall apply to the explosives placed on the market until the last day of the period for which the~~ ~~Single~~<u>internal</u> market emergency mode remains applicable in accordance with [the ~~SMEI~~<u>IMERA</u> Regulation]. ~~In the early preparation of~~<u>When preparing</u> the draft implementing act establishing the common specification, the Commission shall ~~gather~~<u>take into account</u> the views of relevant bodies ~~or expert~~<u>and shall duly consult all</u> groups established under relevant ~~sectoral Union legislation. Based on that consultation, the Commission shall prepare the draft implementing act~~<u>stakeholders</u>.	deleted	deleted
Article 5, first paragraph, amending provision, numbered paragraph (3)				
243	3. Without prejudice to Article 19,	3. Without prejudice to Article 19,		

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	explosives which are in conformity with common specifications adopted pursuant to paragraph 2 of this Article shall be presumed to be in conformity with the essential safety requirements set out in Annex II covered by those common specifications or parts thereof.	explosives which are in conformity with common specifications adopted pursuant to paragraph 2 of this Article shall be presumed to be in conformity with the essential safety requirements set out in Annex II covered by those common specifications or parts thereof.	<i>deleted</i>	<i>deleted</i>
<i>Article 5, first paragraph, amending provision, numbered paragraph (4)</i>				
244	4. By way of derogation from Article 45a(3), first subparagraph, unless there is sufficient reason to believe that the explosives covered by the common specifications referred to in paragraph 1 of this Article present a risk to the health or safety of persons, the explosives in compliance with those common specifications which has been placed on the market shall be deemed compliant with this Directive after the expiry or repeal of an implementing act adopted pursuant to paragraph 2 and after the expiry or deactivation of the Single Market Emergency mode in accordance with [the SMEI Regulation	4. By way of derogation from Article 45a(3), ~~first subparagraph~~ , unless there is sufficient reason to believe that the explosives covered by the common specifications referred to in paragraph 1 of this Article present a risk to the health or safety of persons, the explosives in compliance with those common specifications which has been placed on the market shall be deemed compliant with this Directive after the expiry or repeal of an implementing act adopted pursuant to paragraph 2 and after the expiry or deactivation of the ~~Single~~ <u>internal</u> market emergency mode in accordance with [the ~~SMEI~~ <u>IMERA</u> Regulation].	<i>deleted</i>	<i>deleted</i>
<i>Article 5, first paragraph, amending provision, numbered paragraph (5)</i>				
245	5. When a Member State considers	5. When a Member State considers		

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	that a common specification referred to in paragraph 1 does not entirely satisfy the essential safety requirements which it aims to cover and which are set out in Annex II, it shall inform the Commission thereof with a detailed explanation and the Commission shall assess that information and, if appropriate, amend or withdraw the implementing act establishing the common specification in question.	that a common specification referred to in paragraph 1 does not entirely satisfy the essential safety requirements which it aims to cover and which are set out in Annex II, it shall inform the Commission thereof with a detailed explanation and the Commission shall assess that information. <u>The Commission may and, if appropriate, amend, where appropriate, or withdraw</u> the implementing act establishing the common specification in question.	<i>deleted</i>	<i>deleted</i>
Article 5, first paragraph, amending provision, thirtieth paragraph				
246	Article 45f Adoption of mandatory common specifications	<i>deleted</i>	<i>deleted</i>	<i>deleted</i>
Article 5, first paragraph, amending provision, numbered paragraph (1)				
247	1. In exceptional and duly justified cases, the Commission is empowered to adopt implementing acts establishing mandatory common specifications to cover the essential safety requirements set out in Annex II for explosives which have been designated as crisis-relevant goods.	<i>deleted</i>	<i>deleted</i>	<i>deleted</i>
Article 5, first paragraph, amending provision, numbered paragraph (2)				
248				

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	2. The implementing acts referred to in paragraph 1 shall be adopted following a consultation of the sectoral experts and in accordance with the examination procedure referred to in Article 49(3) and they shall apply to explosives placed on the market until the last day of the period for which the Single Market emergency mode remains active. In the early preparation of the draft implementing acts establishing the common specification, the Commission shall gather the views of relevant bodies or expert groups established under relevant sectoral Union legislation. Based on that consultation, the Commission shall prepare the draft implementing act.	<i>deleted</i>	<i>deleted</i>	<i>deleted</i>
Article 5, first paragraph, amending provision, numbered paragraph (3)				
249	3. By way of derogation from Article 45a(3), first subparagraph, unless there is sufficient reason to believe that the explosives covered by the mandatory common specifications referred to in paragraph 1 of this Article present a risk to the health or safety of persons, the explosives in compliance with those common specifications which has been placed on the market shall be deemed compliant with this Directive after	<i>deleted</i>	<i>deleted</i>	<i>deleted</i>

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	the expiry or repeal of an implementing act adopted pursuant to paragraph 2 of this Article and after the expiry or deactivation of the Single Market Emergency mode in accordance with [the SMEI Regulation].			
<i>Article 5, first paragraph, amending provision, thirty-fourth paragraph</i>				
250	Article 45g Prioritisation of market surveillance activities and mutual assistance among authorities	Article 45g Prioritisation of market surveillance activities and mutual assistance among authorities	<i>deleted</i>	<i>deleted</i>
<i>Article 5, first paragraph, amending provision, numbered paragraph (1)</i>				
251	1. Member States shall prioritise the market surveillance activities for explosives designated as crisis-relevant goods.	1. Member States shall prioritise the market surveillance activities for explosives designated as crisis-relevant goods.	<i>deleted</i>	<i>deleted</i>
<i>Article 5, first paragraph, amending provision, numbered paragraph (2)</i>				
252	2. The market surveillance authorities of the Member States shall deploy their best efforts to provide assistance to other market surveillance authorities during a Single Market emergency, including by mobilising and dispatching expert teams to temporarily reinforce the staff of market surveillance	2. The market surveillance authorities of the Member States shall ~~deploy their best~~ <u>ensure all reasonable</u> efforts <u>are made</u> to provide assistance to other market surveillance authorities during ~~a~~ <u>Single</u> <u>an internal</u> market emergency, including by mobilising and dispatching expert teams to	<i>deleted</i>	<i>deleted</i>

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	authorities requesting assistance or by providing logistical support such as reinforcement of the testing capacity for explosives, designated as crisis-relevant goods.	temporarily reinforce the staff of market surveillance authorities requesting assistance or by providing logistical support such as reinforcement of the testing capacity for explosives, designated as crisis-relevant goods.		
	Article 6			
253	Article 6 Amendments to Directive 2014/29/EU	Article 6 Amendments to Directive 2014/29/EU	Article 6 Amendments to Directive 2014/29/EU	Article 6 Amendments to Directive 2014/29/EU
	Article 6, first paragraph -a			
253a			Directive 2014/29/EU is amended as follows:	<u>Directive 2014/29/EU is amended as follows:</u>
	Article 6, first paragraph -a, point (1)			
253b			(1) in Article 2 the following points are added:	<u>(1) in Article 2 the following points are added:</u>
	Article 6, first paragraph -a, point (1), amending provision, first paragraph			
253c			" (18) 'crisis-relevant goods' means 'crisis-relevant goods' within the meaning of Article 3, point (6) of Regulation (EU) .../.... [SMEI	<u>(18) 'crisis-relevant goods' means 'crisis-relevant goods' within the meaning of Article 3, point (6) of Regulation (EU) .../.... IMERA</u>

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
			Regulation];	<u>Regulation;</u>
	Article 6, first paragraph -a, point (1), amending provision, second paragraph			
Y	253d		(19) 'Single Market Emergency' means 'Single Market Emergency' within the meaning of Article 3, point (3) of Regulation (EU) .../... [SMEI Regulation].;	<u>(19) 'internal market emergency' means 'internal market emergency' within the meaning of Article 3, point (3) of Regulation (EU) .../... [IMERA Regulation].;</u>
	Article 6, first paragraph			
Y	254	In Directive 2014/29/EU, the following Chapter 5a is inserted:	(2) ~~In Directive 2014/29/EU, the following chapter-5a is inserted:~~	<u>(2) ~~In Directive 2014/29/EU, the following chapter-5a is inserted:~~</u>
	Article 6, first paragraph, amending provision, Chapter I			
G	255	'CHAPTER 5a EMERGENCY PROCEDURES	Chapter 5a ~~'CHAPTER 5a~~ EMERGENCY PROCEDURES	<u>Chapter 5a</u> ~~'CHAPTER 5a~~ EMERGENCY PROCEDURES
	Article 6, first paragraph, amending provision, Article			
G	256	Article 38a Application of emergency procedures,	Article 38a ~~Article 38a~~ Application of emergency procedures,	<u>Article 38a</u> ~~Article 38a~~ Application of emergency procedures,
	Article 6, first paragraph, amending provision, numbered paragraph (1)			

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257	1. Member States shall ensure that measures taken to transpose Articles 38b to 38g of this Directive only apply if the Commission has adopted an implementing act pursuant to Article 23 of [the SMEI Regulation] activating Article 26 of [the SMEI Regulation] with respect to this Directive.	1. Member States shall ensure that measures taken to transpose Articles 38b to 38g of this Directive only apply if the Commission has adopted an implementing act pursuant to Article ~~23 of [the SMEI Regulation]~~ <u>activating Article 26 of [the SMEI 14(5) of [the IMERA Regulation]</u> ~~with respect to this Directive.~~	1. Member States shall ensure that measures taken to transpose Articles 38b to 38g of this Directive only apply if the Commission has adopted an implementing act pursuant to Article 23 of [the SMEI Regulation] activating Article 26 of [the SMEI Regulation] with respect to vessels covered by this Directive.	1. Member States shall ensure that measures taken to transpose Articles 38b to 38g of this Directive only apply if the Commission has adopted an implementing act pursuant to ~~Article 23 of [the SMEI Regulation]~~ <u>activating</u> Article 26 of [the ~~SMEI~~ <u>IMERA</u> Regulation] ~~with respect to this Directive.~~
Article 6, first paragraph, amending provision, numbered paragraph (2)				
258	2. Member States shall ensure that measures taken to transpose Articles 38b to 38g apply exclusively to vessels, which have been designated as crisis-relevant goods in the Commission implementing act referred to in paragraph 1 of this Article.	2. Member States shall ensure that measures taken to transpose Articles 38b to 38g apply exclusively to vessels, which have been designated as crisis-relevant goods in the Commission implementing act referred to in paragraph 1 of this Article.	2. Member States shall ensure that measures taken to transpose Articles 38b to 38g apply exclusively to vessels, which have been designated as crisis-relevant goods ~~in the Commission implementing act referred to in paragraph 1 of this Article~~ pursuant to Article 14 of [the SMEI Regulation] .	2. Member States shall ensure that measures taken to transpose Articles 38b to 38g apply exclusively to vessels, which have been designated as crisis-relevant goods ~~in the Commission implementing act referred to in paragraph 1 of this Article~~ pursuant to Article 14 of [the IMERA Regulation] . Text Origin: Council Mandate
Article 6, first paragraph, amending provision, numbered paragraph (3), first subparagraph				
259	3. Member States shall ensure that measures taken to transpose Articles 38b to 38g apply during the Single Market emergency mode.	3. Member States shall ensure that measures taken to transpose Articles 38b to 38g apply during the ~~Single~~ <u>internal</u> market emergency mode.	3. Member States shall ensure that measures taken to transpose Articles 38b to 38g shall apply only during the Single Market emergency mode activated in accordance with Article 14 of [the SMEI	3. Member States shall ensure that measures taken to transpose Articles 38b to 38g <u>shall</u> apply <u>only</u> during the ~~Single~~ <u>internal</u> market emergency mode <u>activated in accordance with Article 14 of [the</u>

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			Regulation].	IMERA Regulation]. -
	Article 6, first paragraph, amending provision, numbered paragraph (3), second subparagraph			
y	260 However, Article 38c(2), second subparagraph, and Article 38c(5) shall apply during the Single Market emergency mode and after its deactivation or expiry.	<i>deleted</i>	However, ~~Article 38c(2), second subparagraph, and Article 38c(5)~~ shall apply during the Single Market emergency mode and after its deactivation or expiry.	However, Article 38 ~~e(2), second subparagraph, and Article 38c(5)~~ shall apply during the ~~Single~~ internal market emergency mode and after its deactivation or expiry.
	Article 6, first paragraph, amending provision, numbered paragraph (4)			
y	261 4. The Commission shall be empowered to lay down by means of implementing acts rules regarding the follow-up actions to be taken with respect to vessels placed on the market in accordance with Articles 38c to 38f. Those implementing acts shall be adopted in accordance with the examination procedure referred to in Article 39(3).	<i>deleted</i>	4. The Commission may adopt implementing acts regarding the corrective or restrictive actions to be taken, the procedures to be followed and the specific labelling and traceability requirements ~~shall be empowered to lay down by means of implementing acts rules regarding the follow-up actions to be taken~~ with respect to vessels placed on the market in accordance with Articles 38c to 38f. Those implementing acts shall be adopted in accordance with the examination procedure referred to in Article 39(3).	4. The Commission ~~shall be empowered to lay down by means of implementing acts rules regarding the follow-up actions~~ may adopt implementing acts regarding the corrective or restrictive actions to be taken, the procedures to be taken followed and the specific labelling and traceability requirements with respect to vessels placed on the market in accordance with Articles 38c to 38f. Those implementing acts shall be adopted in accordance with the examination procedure referred to in Article 39(3).
	Article 6, first paragraph, amending provision, Article			
g	262 Article 38b Prioritisation of the conformity	Article 38b Prioritisation of the conformity	Article 38b ~~Article 38b~~	Article 38b ~~Article 38b~~

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	assessment of crisis-relevant vessels	assessment of crisis-relevant vessels	Prioritisation of the conformity assessment of crisis-relevant vessels	Prioritisation of the conformity assessment of crisis-relevant vessels
Article 6, first paragraph, amending provision, numbered paragraph (1)				
263	1. This Article shall apply to vessels designated as crisis-relevant goods, which are subject to conformity assessment procedures in accordance with Article 13 requiring the mandatory involvement of a notified body.	1. This Article shall apply to vessels designated as crisis-relevant goods, which are subject to conformity assessment procedures in accordance with Article 13 requiring the mandatory involvement of a notified body.	1. This Article shall apply to vessels designated as crisis-relevant goods, which are subject to conformity assessment procedures in accordance with Article 13 requiring the mandatory involvement of a notified body.	1. This Article shall apply to vessels designated as crisis-relevant goods, which are subject to conformity assessment procedures in accordance with Article 13 requiring the mandatory involvement of a notified body.
Article 6, first paragraph, amending provision, numbered paragraph (2)				
264	2. The notified bodies shall process all applications for conformity assessment of vessels designated as crisis-relevant goods as a matter of priority.	2. The notified bodies shall <u>ensure all reasonable efforts are made to</u> process all applications for conformity assessment of vessels designated as crisis-relevant goods as a matter of priority.	2. The notified bodies shall process all applications for conformity assessment of vessels designated as crisis-relevant goods as a matter of priority, irrespective of whether they have been lodged before or after the activation of the emergency procedures pursuant to Article 38a.	2. The notified bodies shall <u>make best efforts to</u> process all applications for conformity assessment of vessels designated as crisis-relevant goods as a matter of priority, <u>irrespective of whether they have been lodged before or after the activation of the emergency procedures pursuant to Article 38a.</u>
Article 6, first paragraph, amending provision, numbered paragraph (3)				
265	3. All pending applications for conformity assessment of vessels designated as crisis-relevant goods shall be processed as a matter of priority, ahead of any other	3. All pending applications for conformity assessment of vessels designated as crisis-relevant goods shall be processed as a matter of priority, ahead of any other	<i>deleted</i>	<i>deleted</i>

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	applications for conformity assessment of equipment, which has not been designated as crisis-relevant goods. This requirement applies with respect to all applications for conformity assessment of vessels designated as crisis-relevant goods, irrespective of whether they have been lodged before or after the activation of the emergency procedures pursuant to Article 38a.	applications for conformity assessment of equipment, which has not been designated as crisis-relevant goods. This requirement applies with respect to all applications for conformity assessment of vessels designated as crisis-relevant goods, irrespective of whether they have been lodged before or after the activation of the emergency procedures pursuant to Article 38a.	PUBLIC	
Article 6, first paragraph, amending provision, numbered paragraph (4)				
266	4. The prioritisation of applications for conformity assessment of vessels pursuant to paragraph 3 shall not give rise to any additional costs for the manufacturers, who have lodged those applications.	4. The prioritisation of applications for conformity assessment of vessels pursuant to paragraph 3 shall not give rise to any <u>extraordinary</u> additional costs for the manufacturers, who have lodged those applications.	4. The prioritisation of applications for conformity assessment of vessels pursuant to paragraph 32 shall not give rise to ~~any~~ disproportionate additional costs for the manufacturers, who have lodged those applications.	4. The prioritisation of applications for conformity assessment of vessels <u>components</u> pursuant to paragraph ~~32~~ shall not give rise to ~~any~~ <u>additional disproportionate costs for the manufacturers, who have lodged those applications.</u> <u>The prioritisation of applications for conformity assessment of vessels pursuant to paragraph 2 shall not give rise to</u> additional <u>disproportionate</u> costs for the manufacturers, who have lodged those applications.
Article 6, first paragraph, amending provision, numbered paragraph (5)				
267	5. The notified bodies shall deploy	5. The notified bodies shall ~~deploy~~		5. The notified bodies shall ~~deploy~~

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	their best efforts to increase their testing capacities for vessels designated as crisis-relevant goods in respect of which they have been notified.	~~their best~~ <u>ensure all reasonable</u> efforts <u>are made</u> to increase their testing capacities for vessels designated as crisis-relevant goods in respect of which they have been notified.	<i>deleted</i>	~~their best~~ <u>make reasonable</u> efforts to increase their testing capacities for vessels designated as crisis-relevant goods in respect of which they have been notified.
Article 6, first paragraph, amending provision, Article				
268	Article 38c Derogation from the conformity assessment procedures requiring mandatory involvement of a notified body	Article 38c Derogation from the conformity assessment procedures requiring mandatory involvement of a notified body	Article 38c ~~Article 38e~~ Derogation from the conformity assessment procedures requiring mandatory involvement of a notified body	<u>Article 38c</u> ~~Article 38e~~ Derogation from the conformity assessment procedures requiring mandatory involvement of a notified body
Article 6, first paragraph, amending provision, numbered paragraph (1)				
269	1. By way of derogation from Article 13, any competent national authority may authorise, on a duly justified request, the placing on the market or putting into service within the territory of the Member State concerned, of a specific vessel which has been designated as crisis-relevant good and for which the conformity assessment procedures requiring the mandatory involvement of a notified body referred to in Article 13 have not been carried out by a notified body but for which the compliance with all the applicable essential safety	1. By way of derogation from Article 13, ~~any the~~ competent national authority, <u>after carrying out a risk assessment</u> , may authorise, on a duly justified request <u>from an economic operator established in its Member State</u> , the placing on the market or putting into service within the territory of ~~the that~~ Member State ~~concerned~~ , of a specific vessel which has been designated as crisis-relevant good and for which the conformity assessment procedures requiring the mandatory involvement of a notified body referred to in Article 13 have not	1. By way of derogation from Article 13, any competent national authority may authorise, on a duly justified request, the placing on the market or putting into service within the territory of the Member State concerned, of a specific vessel which has been designated as crisis-relevant good and for which the conformity assessment procedures requiring the mandatory involvement of a notified body referred to in Article 13 have not been carried out ~~by a notified body~~ but for which the compliance with all the applicable essential safety	1. By way of derogation from Article 13, ~~any competent national authority~~ <u>the Member State</u> may authorise, on a duly justified request <u>from an economic operator</u> , the placing on the market or putting into service within the territory of the Member State concerned, of ~~a~~ a specific vessel which has been designated as crisis-relevant good and for which the conformity assessment procedures requiring the mandatory involvement of a notified body, referred to in Article 13 have not been carried out by a notified body but for which the compliance

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	requirements has been demonstrated.	been carried out by a notified body but for which the compliance with all the applicable essential safety requirements has been demonstrated.	requirements has been demonstrated in accordance with procedures referred to in that authorisation.	with all the applicable essential safety requirements has been demonstrated <u>in accordance with procedures referred to in that authorisation.</u>
Article 6, first paragraph, amending provision, numbered paragraph (1a), first subparagraph				
269a			1a. The Member State shall immediately inform the Commission and the other Member States of any authorisation granted in accordance with paragraph 1. Unless the requirements set in the authorisation do not ensure conformity with the applicable essential safety requirements laid down in this Directive, the Commission shall without delay adopt an implementing act extending for a limited period of time the validity of the authorisation granted by a Member State in accordance with paragraph 1 to the territory of the Union and set the conditions under which the vessel may be placed on the market or put into service. When preparing the draft implementing act, the Commission may request national market surveillance authorities to provide relevant information or comments regarding the technical assessment	<u><i>1a. The Member State shall immediately inform the Commission and the other Member States of any authorisation granted in accordance with paragraph 1. Unless the requirements set in the authorisation do not ensure conformity with the applicable essential safety requirements laid down in this Directive, the Commission shall without delay adopt an implementing act extending for a limited period of time the validity of the authorisation granted by a Member State in accordance with paragraph 1 to the territory of the Union and set the conditions under which the specific vessel may be placed on the market or put into service. When preparing the draft implementing act, the Commission may request national market surveillance authorities to provide relevant information or comments regarding the technical assessment that served as the basis for the authorisation</i></u>

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
			that served as the basis for the authorisation referred to in paragraph 1. The implementing act shall be adopted in accordance with the examination procedure referred to in Article 39(3).	<u>referred to in paragraph 1. The implementing act shall be adopted in accordance with the examination procedure referred to in Article 39(3).</u>
Article 6, first paragraph, amending provision, numbered paragraph (1a), second subparagraph				
269b			The vessel subject to the extension of validity referred to in the first subparagraph shall bear the information that it is placed on the market as a “crisis-relevant good”. The implementing act referred to in the first subparagraph shall specify the modalities of that information. That information, as well as any labelling, shall be clear, understandable and intelligible and, where relevant, in a language which can be easily understood by consumers and other end-users, as determined by the Member State concerned.	<u>The vessel subject to the extension of validity referred to in the first subparagraph shall bear the information that it is placed on the market as a “crisis-relevant good”. The implementing act referred to in the first subparagraph shall specify the modalities of that information. That information, as well as any labelling, shall be clear, understandable and intelligible and, where relevant, in a language which can be easily understood by consumers and other end-users, as determined by the Member State concerned.</u>
Article 6, first paragraph, amending provision, numbered paragraph (1b)				
269c			1b. On duly justified imperative grounds of urgency relating to the need to preserve the health and safety of persons, the Commission shall adopt immediately applicable implementing acts in accordance	<u>1b. On duly justified imperative grounds of urgency relating to the need to preserve the health and safety of persons, the Commission shall adopt immediately applicable implementing acts in accordance</u>

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
			with the procedure referred to in Article 39(4).	<u>with the procedure referred to in Article 39(4).</u>
Article 6, first paragraph, amending provision, numbered paragraph (1c), first subparagraph				
269d			1c. As long as an implementing act referred to in paragraphs 1a or 1b is not adopted, the authorisation granted by a competent national authority in one Member State shall be valid only on the territory of the issuing Member State, as well as on the territories of any other Member States whose competent national authorities have recognised the validity of that authorisation before the adoption of the said implementing act.	<u>1c. As long as an implementing act referred to in paragraphs 1a or 1b is not adopted, the authorisation granted by a competent national authority in one Member State shall be valid only on the territory of the issuing Member State, as well as on the territories of any other Member States whose competent national authorities have recognised the validity of that authorisation before the adoption of the said implementing act.</u>
Article 6, first paragraph, amending provision, numbered paragraph (1c), second subparagraph				
269e			Member States shall inform the Commission and the other Member States of any decision to recognise the validity of that authorisation.	<u>Member States shall inform the Commission and the other Member States of any decision to recognise the validity of that authorisation.</u>
Article 6, first paragraph, amending provision, numbered paragraph (2), first subparagraph				
270	2. The manufacturer of a vessel subject to the authorisation procedure referred to in paragraph 1	2. The manufacturer of a vessel subject to the authorisation procedure referred to in paragraph 1	2. The manufacturer of a vessel subject to the authorisation procedure referred to in paragraph 1	2. The manufacturer of a vessel subject to the authorisation procedure referred to in paragraph 1

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	shall declare on his sole responsibility that the vessel concerned complies with all the applicable essential safety requirements and shall be responsible for the fulfilment of all the conformity assessment procedures indicated by the national competent authority.	shall declare on his sole responsibility that the vessel concerned complies with all the applicable essential safety requirements and shall be responsible for the fulfilment of all the conformity assessment procedures indicated by the national competent authority.	shall declare on his sole responsibility that the vessel concerned complies with all the applicable essential safety requirements and shall be responsible for the fulfilment of all the conformity assessment procedures indicated by the competent national-competent authority.	shall declare on his sole responsibility that the vessel concerned complies with all the applicable essential safety requirements and shall be responsible for the fulfilment of all the conformity assessment procedures indicated by the <u>competent</u> national- ~~competent~~ authority.
Article 6, first paragraph, amending provision, numbered paragraph (2), second subparagraph				
271	The manufacturer shall also deploy all reasonable measures to ensure that the vessel, which has been granted an authorisation pursuant to paragraph 1 does not leave the territory of the Member State, which has granted the authorisation.	<i>deleted</i>	<i>deleted</i>	<i>deleted</i>
Article 6, first paragraph, amending provision, numbered paragraph (3)				
272	3. Any authorisation issued by a national competent authority pursuant to paragraph 1 shall set out the conditions and requirements under which the vessel may be placed on the market or put into service, including:	3. Any authorisation issued by a national competent authority pursuant to paragraph 1 shall set out the conditions and requirements under which the vessel may be placed on the market or put into service, including <u>at least</u> :	3. Any authorisation issued ~~by a national competent authority~~ pursuant to paragraph 1 shall set out the conditions and requirements under which the vessel may be placed on the market or put into service, including. The authorisations shall at least set out the following:	3. Any authorisation issued ~~by a national competent authority~~ pursuant to paragraph 1 shall set out the conditions and requirements under which the vessel may be placed on the market or put into service, ~~including. The~~ <u>authorisations shall at least set out the following:</u>
Article 6, first paragraph, amending provision, numbered paragraph (3), point (a)				

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G	273	(a) a description of the procedures, by means of which the compliance with the applicable essential safety requirements of this Directive was successfully demonstrated;	(a) a description of the procedures, by means of which the compliance with the applicable essential safety requirements of this Directive was successfully demonstrated;	(a) a description of the procedures, by means of which the compliance with the applicable essential safety requirements of this Directive was successfully demonstrated;	G
Article 6, first paragraph, amending provision, numbered paragraph (3), point (b)					
Y	274	(b) specific requirements regarding the traceability of the vessel concerned;	(b) any specific requirements regarding the traceability of the vessel concerned;	(b) <u>any</u> specific requirements regarding the traceability of the vessel concerned;	Y
Article 6, first paragraph, amending provision, numbered paragraph (3), point (c)					
Y	275	(c) an end date of validity of the authorisation, which cannot go beyond the last day of the period for which the Single Market emergency mode has been activated;	(c) an end date of validity of the authorisation, which cannot go beyond the last day of the period for which the Single Market emergency mode has been activated;	(c) an end date of validity of the authorisation, which cannot go beyond the last day of the period for which the ~~Single~~ internal market emergency mode has been activated <u>in accordance with Article 14 of [the IMERA Regulation]</u> ;	Y
Article 6, first paragraph, amending provision, numbered paragraph (3), point (d)					
Y	276	(d) any specific requirements regarding the need to ensure the continuous conformity assessment with respect to the vessel concerned;	(d) any specific requirements regarding the need to ensure the continuous conformity assessment with respect to the vessel concerned;	(d) any specific requirements regarding the need to ensure the continuous conformity assessment with respect to the vessel concerned;	Y
Article 6, first paragraph, amending provision, numbered paragraph (3), point (e)					
G	277				G

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	(e) measures to be taken with respect to the vessel concerned upon expiry of the authorisation in order to ensure that the vessel concerned is brought back in compliance with all the requirements of this Directive.	(e) measures to be taken with respect to the vessel concerned upon expiry of the authorisation in order to ensure that the vessel concerned is brought back in compliance with all the requirements of this Directive.	(e) measures to be taken with respect to the vessel concerned upon expiry of the authorisation in order to ensure that the vessel concerned is brought back in compliance with all the requirements of this Directive.	(e) measures to be taken ~~with respect to the vessel concerned~~ upon expiry of the ~~authorisation in order to ensure that~~ <u>internal market emergency with respect to</u> the vessel ~~concerned is brought back in compliance with all the requirements of this Directive~~ <u>placed on the market</u> .
Article 6, first paragraph, amending provision, numbered paragraph (3), point (ea)				
Y	277a	<u>(ea) labelling requirements, including radio frequency identification, indicating that the vessel was authorised under the internal market emergency mode.</u>		deleted
Article 6, first paragraph, amending provision, numbered paragraph (4)				
Y	278	4. By way of derogation from Article 38a(3), first subparagraph, where appropriate, the national competent authority may amend the conditions of the authorisation referred to in paragraph 3 of this Article, also after the deactivation or expiry of the Single Market Emergency mode.	deleted	deleted
Article 6, first paragraph, amending provision, numbered paragraph (5)				
Y	279			

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	5. By way of derogation from Articles 5 and 16, vessels, for which an authorisation has been granted in accordance with paragraph 1 of this Article, shall not leave the territory of the Member State which has issued the authorisation and shall not bear the CE marking and inscriptions.	<i>deleted</i>	5. By way of derogation from Articles 5, 15 and 16, vessels, for which an authorisation has been granted in accordance with paragraph 1 of this Article, shall not leave the territory of the Member State which has issued the authorisation and bear the CE marking and inscriptions and Article 5 shall not bear the CE marking and inscriptions apply .	5. By way of derogation from Articles 5, 15 and 16, vessels, for which an authorisation has been granted in accordance with paragraph 1 ~~of this Article,~~ shall not ~~leave the territory of the Member State which has issued the authorisation and~~ bear the CE marking and inscriptions and Article 5 shall not ~~bear the CE marking and inscriptions~~ apply .
Article 6, first paragraph, amending provision, numbered paragraph (5a), numbered paragraph (6)				
280	6. The market surveillance authorities of the Member State, whose competent authority has granted an authorisation pursuant to paragraph 1, shall be entitled to take all corrective and restrictive measures at national level provided for under this Directive with respect to such vessels.	6. The market surveillance authorities of the Member State, whose competent authority has granted an authorisation pursuant to paragraph 1, shall be entitled to take all corrective and restrictive measures at national level provided for under this Directive with respect to such vessels. <u>The market surveillance authorities shall keep all records related to products authorised under a derogation for a period of 10 years. They shall make those records available to other market surveillance authorities upon request.</u>	~~65a.~~ The market surveillance authorities of ~~the a~~ Member State, whose competent authority has ~~granted~~ where an authorisation pursuant to ~~paragraph 1,~~ paragraphs 1, 1a and 1c is valid, shall be entitled to take all corrective and restrictive ~~measures~~ actions at national level provided for under Regulation (EU) 2019/1020 and under this Directive with respect to such vessels.	~~65a.~~ The market surveillance authorities of ~~the a~~ Member State, whose competent authority has ~~granted~~ where an authorisation pursuant to ~~paragraph 1,~~ paragraphs 1, 1a and 1c is valid, shall be entitled to take all corrective and restrictive ~~measures~~ actions at national level provided for under Regulation (EU) 2019/1020 and under this Directive with respect to such vessels.
Article 6, first paragraph, amending provision, numbered paragraph (5a), numbered paragraph (6) a				
280a			They shall immediately inform the	<u>They shall immediately inform the</u>

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			Commission and the market surveillance authorities of other Member States of these actions.	<u>Commission and the market surveillance authorities of other Member States of these actions.</u> Text Origin: Council Mandate
Article 6, first paragraph, amending provision, numbered paragraph (7)				
281	7. Member States shall inform the Commission and the other Member States of any decision to authorise the placing on the market or putting into service of a vessel in accordance with paragraph 1.	7. Member States shall inform the Commission and the other Member States of any decision to authorise the placing on the market or putting into service of a vessel in accordance with paragraph 1.	deleted	deleted
Article 6, first paragraph, amending provision, numbered paragraph (8)				
282	8. The application of Articles 38a to 38g and the use of the authorisation procedure set out in paragraph 1 of this Article does not affect the application of the relevant conformity assessment procedures laid down in Article 13 on the territory of the Member State concerned..	8. The application of Articles 38a to 38g and the use of the authorisation procedure set out in paragraph 1 of this Article ~~does~~ <u>shall</u> not affect the application of the relevant conformity assessment procedures laid down in Article 13 ~~on the territory of the Member State concerned.-~~	8. The application of Articles 38a to 38g and the use of the authorisation procedure set out in paragraph 1 of this Article ~~paragraphs 1 to 1c~~ does not affect the application of the relevant conformity assessment procedures laid down in Article 13 on the territory of the Member State concerned..	8. ~~The application of Articles 38a to 38g and~~ The use of the authorisation procedure set out in ~~paragraph 1 of this Article does~~ <u>paragraphs 1 to 1c shall</u> not affect the application of the relevant conformity assessment procedures laid down in Article 13 on the territory of the Member State concerned.-
Article 6, first paragraph, amending provision, numbered paragraph (8a)				
282a		<u>8a. Vessels subject to derogation under paragraph 1 shall remain valid for six months after deactivation or expiration of the</u>		deleted

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		<u>internal market emergency mode.</u> <u>After this period, they shall only be made available on the market after receiving an authorisation under the normal authorisation procedure provided for in this Directive.</u>		
Article 6, first paragraph, amending provision, Article				
y	283	Article 38d Presumption of conformity based on national and international standards	deleted	deleted
Article 6, first paragraph, amending provision, Article, first paragraph				
y	284	Member States shall take all appropriate measures to ensure that, for the purposes of placing on the market or putting into service, their competent consider vessels which comply with the relevant international standards or any national standards in force in the Member State of manufacture, ensuring a safety level required by the essential safety requirements set out in Annex I, complies with those essential safety requirements in either of the following cases:	deleted	deleted
Article 6, first paragraph, amending provision, Article, first paragraph, point (a)				
y	285	(a) where no reference to		

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	harmonised standards covering the relevant essential safety requirements set out in Annex I to this Directive is published in the Official Journal of the European Union in accordance with Regulation (EU) No 1025/2012;	harmonised standards covering the relevant essential safety requirements set out in Annex I to this Directive is published in the Official Journal of the European Union in accordance with Regulation (EU) No 1025/2012;	<i>deleted</i>	<i>deleted</i>
<i>Article 6, first paragraph, amending provision, Article, first paragraph, point (b)</i>				
286	(b) where severe disruptions in the functioning of the Single Market, which were taken into consideration when activating the Single Market emergency mode in accordance with Article 15(4) of [the SMEI Regulation] significantly restrict the possibilities of manufacturers to make use of the harmonised standards covering the relevant essential safety requirements set out in Annex I to this Directive and already published in the Official Journal of the European Union in accordance with Regulation (EU) No 1025/2012.	(b) where severe disruptions in the functioning of the ~~Single~~ <u>internal</u> market, which were taken into consideration when activating the ~~Single~~ <u>internal</u> market emergency mode in accordance with Article ~~15(4) of [the SMEI]~~ <u>14 of [the IMERA]</u> Regulation] significantly restrict the possibilities of manufacturers to make use of the harmonised standards covering the relevant essential safety requirements set out in Annex I to this Directive and already published in the Official Journal of the European Union in accordance with Regulation (EU) No 1025/2012-;	<i>deleted</i>	<i>deleted</i>
<i>Article 6, first paragraph, amending provision, Article</i>				
287	Article 38e Adoption of common specifications conferring a presumption of conformity	Article 38e Adoption of common specifications conferring a presumption of conformity	Article 38e ~~Article 38e~~ Adoption of common specifications conferring a presumption of	<u>Article 38e</u> ~~Article 38e~~ ~~Adoption of common specifications conferring a presumption of~~

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
			~~conformity~~ Presumption of conformity based on standards and common specifications	~~conformity~~ <u>Presumption of conformity based on standards and common specifications</u>
	Article 6, first paragraph, amending provision, numbered paragraph (1)			
y	288 1. Where vessels, have been designated as crisis-relevant goods, the Commission is empowered to adopt implementing acts for such vessels establishing common specifications to cover the essential safety requirements set out in Annex I, in either of the following cases:	1. Where vessels, have been designated as crisis-relevant goods, the Commission is empowered to adopt implementing acts for such vessels establishing common specifications to cover the essential safety requirements set out in Annex I, in either of the following cases:	1. Where vessels, have been designated as crisis-relevant goods, the Commission is empowered to adopt implementing acts listing appropriate standards or for such vessels establishing common specifications for such vessels to cover the essential safety requirements set out in Annex I, in either of the following cases:	1. Where vessels, have been designated as crisis-relevant goods, the Commission is empowered to adopt implementing acts ~~for such vessels~~ <u>listing appropriate standards or</u> establishing common specifications <u>for such vessels</u> to cover the <u>applicable</u> essential safety requirements set out in Annex I, in either of the following cases:
	Article 6, first paragraph, amending provision, numbered paragraph (1), point (-a)			
y	288a	<u>(-a) where the European standardisation deliverables addressing a request pursuant to Article 10(1) of Regulation (EU) No 1025/2012 were not adopted;</u>		
	Article 6, first paragraph, amending provision, numbered paragraph (1), point (a)			
y	289 (a) where no reference to harmonised standards covering the relevant essential safety requirements set out in Annex I to this Directive has been published in the Official Journal of the European	(a) where ~~no~~ <u>a</u> reference to harmonised standards covering the relevant essential safety requirements set out in Annex I to this Directive has <u>not</u> been published in the Official Journal of the	(a) ~~where~~ no reference to harmonised standards covering the relevant essential safety requirements set out in Annex I to this Directive has been published in the Official Journal of the	(a) ~~where no reference to harmonised standards covering the relevant essential safety requirements set out in Annex I to~~ <u>the relevant European standardisation organisations have not adopted</u> the relevant ~~essential safety requirements set out in Annex I to~~

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	Union in accordance with Regulation (EU) No 1025/2012;	European Union in accordance with Regulation (EU) No 1025/2012 <u>and no such reference is expected to be published within a reasonable timeframe during the internal market emergency mode</u> ;	~~European Union~~ Official Journal of the European Union in accordance with Regulation (EU) No 1025/2012;	~~this Directive has been published in the Official Journal of the European Union in accordance with~~ <u>harmonised standards requested by the Commission on the basis of a pre-existing standardisation request adopted on the basis of Article 10(1) of Regulation (EU) No 1025/2012;</u>
Article 6, first paragraph, amending provision, numbered paragraph (1), point (aa)				
289a				<u>(aa) the request issued by the Commission on the basis of Article 10(1) of Regulation (EU) No 1025/2012 which contained the relevant harmonised standard was not accepted by the relevant European standardisation organisations;</u>
Article 6, first paragraph, amending provision, numbered paragraph (1), point (ab)				
289b				<u>(ab) the harmonised standards addressing that request are not delivered within the deadline set in accordance with Article 10(1) of Regulation (EU) No 1025/2012;</u>
Article 6, first paragraph, amending provision, numbered paragraph (1), point (ac)				
289c				<u>(ac) the harmonised standards adopted on the basis of a pre-</u>

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				<u>existing standardisation request do not comply with the request;</u>
Article 6, first paragraph, amending provision, numbered paragraph (1), point (ad)				
289d				<u>(ad) no reference to harmonised standards covering the relevant applicable essential safety requirements set out in Annex I has been published in the Official Journal of the European Union in accordance with Regulation (EU) No 1025/2012 and no such reference is expected to be published within a reasonable period;</u>
Article 6, first paragraph, amending provision, numbered paragraph (1), point (b)				
290	(b) the severe disruptions in the functioning of the Single Market, which led to the activation of the Single Market emergency mode in accordance with Article 15(4) of [the SMEI Regulation] significantly restrict the possibilities of manufacturers to make use of the harmonised standards covering the relevant essential safety requirements set out in Annex I to this Directive already published in the Official Journal of the European Union in accordance with Regulation (EU) No 1025/2012.	(b) ~~the~~ <u>where</u> severe disruptions in the functioning of the ~~Single~~ <u>internal</u> market, which led to the activation of the ~~Single~~ <u>internal</u> market emergency mode in accordance with Article ~~15(4) of [the SMEI]~~ <u>14 of [the IMERA]</u> Regulation], significantly restrict the possibilities of manufacturers to make use of the harmonised standards covering the relevant essential ~~safety~~ requirements set out in Annex ~~III~~ <u>II</u> to this Directive <u>and</u> already published in the Official Journal of the European Union in accordance with	(b) ~~the~~ severe disruptions in the functioning of the Single Market, which led to the activation of the Single Market emergency mode in accordance with Article ~~15(4)~~ <u>14</u> of [the SMEI Regulation] significantly restrict the possibilities of manufacturers to make use of the harmonised standards covering the relevant essential safety requirements set out in Annex I to this Directive already published in the Official Journal of the European Union ~~Official Journal of the European Union~~ in accordance	(b) ~~the~~ severe disruptions in the functioning of the ~~Single~~ <u>internal</u> Market, which led to the activation of the ~~Single~~ <u>internal</u> Market emergency mode in accordance with Article ~~15(4) of [the SMEI]~~ <u>14 of [the IMERA]</u> Regulation], significantly restrict the possibilities of manufacturers to make use of the harmonised standards covering the relevant <u>applicable</u> essential safety requirements set out in Annex I ~~to this Directive~~ <u>and</u> already published in the Official Journal of the European Union in accordance with

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
		Regulation (EU) No 1025/2012.	with Regulation (EU) No 1025/2012.	Regulation (EU) No 1025/2012.
Article 6, first paragraph, amending provision, numbered paragraph (1a)				
290a			1a. The implementing acts referred to in paragraph 1 may :	<u>1a. The implementing acts referred to in paragraph 1 shall deploy the most appropriate alternative technical solution for the purposes of providing a presumption of conformity in accordance with paragraph 3. To this end, the implementing act may publish the references to European standards, to relevant applicable international or national standards or, if there is no relevant applicable European, international or national standard, may establish common specifications.</u>
Article 6, first paragraph, amending provision, numbered paragraph (1a), point (a)				
290b			(a) publish the references to relevant applicable international standards that provide presumption of conformity in accordance with paragraph 3;	<i>deleted</i>
Article 6, first paragraph, amending provision, numbered paragraph (1a), point (b)				
290c			(b) if there is no relevant applicable international standards	<i>deleted</i>

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
			as referred to in point a of this paragraph that cover the essential safety requirements set out in Annex I, publish the references to the European standards that provide presumption of conformity in accordance with paragraph 3;	
	Article 6, first paragraph, amending provision, numbered paragraph (1a), point (c)			
y 290d			(c) if there is no relevant applicable international or European standard as referred to in points a and b, that cover the essential safety requirements set out in Annex I; establish common specifications established by the Commission that provide presumption of conformity in accordance with paragraph 3;	deleted
	Article 6, first paragraph, amending provision, numbered paragraph (1a), point (d)			
y 290e			(d) if there is no relevant applicable international standard, European standard or common specifications as referred to in points a, b and c, publish the reference to national standards that provide presumption of conformity in accordance with paragraph 3.	deleted

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	Article 6, first paragraph, amending provision, numbered paragraph (2)			
291	2. The implementing acts referred to in paragraph 1 shall be adopted following a consultation of the sectoral experts and in accordance with the examination procedure referred to in Article 39(3). They shall apply to vessels placed on the market until the last day of the period for which the Single Market emergency mode remains active in accordance with Article 15(4) of [the SMEI Regulation]. In the early preparation of the draft implementing act establishing the common specification, the Commission shall gather the views of relevant bodies or expert groups established under relevant sectoral Union legislation. Based on that consultation, the Commission shall prepare the draft implementing act.	2. The implementing acts referred to in paragraph 1 ~~shall be adopted following a consultation of the sectoral experts and~~ <u>of this Article shall be adopted</u> in accordance with the examination procedure referred to in Article 39(3). ~~and~~ they shall apply to vessels placed on the market until the last day of the period for which the <u>Single internal</u> market emergency mode remains active in accordance with Article 15(4) of [the <u>SMEI/MERA</u> Regulation]. ~~In the early preparation of~~ <u>When preparing</u> the draft implementing act establishing the common specification, the Commission shall ~~gather~~ <u>take into account</u> the views of relevant bodies ~~or expert groups established under~~ <u>and shall duly consult all</u> relevant ~~sectoral Union legislation.~~ <u>stakeholders.</u> ~~Based on that consultation, the Commission shall prepare the draft implementing act~~	2. The implementing acts referred to in paragraph 1 shall be adopted following a consultation of the sectoral experts and in accordance with the examination procedure referred to in Article 39(3). They shall apply ~~to vessels placed on the market~~ until the last day of the period for which the Single Market emergency mode remains active ~~in accordance with Article 15(4) of [the SMEI Regulation].~~ In the early preparation of the draft implementing act establishing the common specification, the Commission shall gather the views of relevant bodies or expert groups established under relevant sectoral Union legislation. Based on that consultation, the Commission shall prepare the draft implementing act, unless amended or repealed in accordance with paragraph 5.	2. The implementing acts referred to in paragraph 1 shall be adopted ~~following a consultation of the sectoral experts and~~ in accordance with the examination procedure referred to in Article 39(3). ~~and~~ they shall apply ~~to vessels placed on the market~~ until the last day of the period for which the <u>Single internal</u> market emergency mode remains active ~~in accordance with Article 15(4) of [the SMEI Regulation].~~ ~~In the early preparation of the draft implementing act establishing the common specification, the Commission shall gather the views of relevant bodies or expert groups established under relevant sectoral Union legislation.~~ ~~Based on that consultation, the Commission shall prepare the draft implementing act.~~ <u>unless amended or repealed in accordance with paragraph 5.</u>
	Article 6, first paragraph, amending provision, numbered paragraph (2a)			
291a			2a. Before preparing the draft implementing act referred to in paragraph 1, the Commission shall inform the committee referred to in Article 22 of	<u>2a. Before preparing the draft implementing act referred to in paragraph 1, the Commission shall inform the committee referred to in Article 22 of Regulation (EU) No</u>

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			Regulation (EU) No 1025/2012 that it considers that the conditions in paragraph 1 have been fulfilled. When preparing the draft implementing act referred to in paragraph 1, the Commission shall take into account the views of relevant bodies or expert groups established under this Directive and shall duly consult all relevant stakeholders.	<u>1025/2012 that it considers that the conditions in paragraph 1 have been fulfilled. When preparing the draft implementing act referred to in paragraph 1, the Commission shall take into account the views of relevant bodies or expert groups established under this Directive and shall duly consult all relevant stakeholders.</u>
Article 6, first paragraph, amending provision, numbered paragraph (3)				
292	3. Without prejudice to Article 12, vessels which are in conformity with common specifications adopted pursuant to paragraph 2 of this Article shall be presumed to be in conformity with the essential safety requirements set out in Annex I covered by those common specifications or parts thereof.	3. Without prejudice to Article 12, vessels which are in conformity with common specifications adopted pursuant to paragraph 2 of this Article shall be presumed to be in conformity with the essential safety requirements set out in Annex I covered by those common specifications or parts thereof.	3. Without prejudice to Article 12, vessels which are in conformity with ~~common specifications adopted pursuant to the standards or common specifications referred to in paragraph 2 of this Article~~ the standards or common specifications referred to in paragraph 1, or parts thereof , shall be presumed to be in conformity with the essential safety requirements set out in Annex I covered by those standards or common specifications or parts thereof. The presumption of conformity provided by the standards or the common specifications referred to in the implementing act referred to in paragraph 1 shall automatically cease to apply on the day the Single Market Emergency mode expires or is deactivated.	3. Without prejudice to Article 12, vessels which are in conformity with <u>the standards or</u> common specifications ~~adopted pursuant to referred to in~~ paragraph ~~2 of this Article~~ 1, or parts thereof , shall be presumed to be in conformity with the <u>applicable</u> essential safety requirements set out in Annex I covered by those <u>standards</u> , common specifications or parts thereof. <u>The presumption of conformity provided by the standards, parts thereof or the common specifications referred to in the implementing act referred to in paragraph 1 can no longer be relied upon from the day the internal market emergency mode expires or is deactivated.</u>

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	Article 6, first paragraph, amending provision, numbered paragraph (4)			
293	4. By way of derogation from Article 38a(3), first subparagraph, unless there is sufficient reason to believe that the vessels covered by the common specifications referred to in paragraph 1 of this Article present a risk to the health or safety of persons, the vessels in compliance with those common specifications which has been placed on the market shall be deemed compliant with this Directive after the expiry or repeal of an implementing act adopted pursuant to paragraph 2 of this Article and after the expiry or deactivation of the Single Market Emergency mode in accordance with [the SMEI Regulation].	4. By way of derogation from Article 38a(3), ~~first subparagraph~~ , unless there is sufficient reason to believe that the vessels covered by the common specifications referred to in paragraph 1 of this Article present a risk to the health or safety of persons, the vessels in compliance with those common specifications which has been placed on the market shall be deemed compliant with this Directive after the expiry or repeal of an implementing act adopted pursuant to paragraph 2 of this Article and after the expiry or deactivation of the ~~Single~~ <u>internal</u> market emergency mode in accordance with [the ~~SMEI~~ <u>IMERA</u> Regulation].	4. By way of derogation from Article 38a(3), first subparagraph, unless there is sufficient reason to believe that the vessels covered by the standards or common specifications referred to in paragraph 1 ~~of this Article~~ present a risk to the health or safety of persons, the vessels ~~in compliance with those~~ which are in conformity with the standards or common specifications ~~and which have~~ been placed on the market shall be deemed compliant with the essential safety requirements set out in Annex I ~~this Directive~~ after the expiry or repeal of an implementing act adopted pursuant to paragraph 2 ~~of this Article~~ and after the expiry or deactivation of the Single Market Emergency mode in accordance with [~~the SMEI Regulation~~].	4. By way of derogation from Article 38a(3), ~~first subparagraph~~ , unless there is sufficient reason to believe that the vessels covered by the <u>standards or</u> common specifications referred to in paragraph 1 ~~of this Article~~ present a risk to the health or safety of persons, the vessels <u>which are in conformity</u> ~~in compliance~~ with those <u>standards or</u> common specifications <u>and</u> which ~~has~~ <u>have</u> been placed on the market shall be deemed compliant with ~~this Directive~~ <u>the applicable essential safety requirements set out in Annex I</u> after the expiry or repeal of an implementing act adopted pursuant to paragraph 2 ~~of this Article~~ and after the expiry or deactivation of the ~~Single~~ <u>internal</u> market emergency mode in accordance with [the ~~SMEI~~ <u>IMERA</u> Regulation].
	Article 6, first paragraph, amending provision, numbered paragraph (5)			
294	5. When a Member State considers that a common specification referred to in paragraph 1 does not entirely satisfy the essential safety requirements which it aims to cover and which are set out in Annex I, it shall inform the Commission thereof	5. When a Member State considers that a common specification referred to in paragraph 1 does not entirely satisfy the essential safety requirements which it aims to cover and which are set out in Annex I, it shall inform the Commission thereof	5. When a Member State considers that a standard or common specification referred to in paragraph 1 does not entirely satisfy the essential safety requirements ~~which it aims to cover and which are~~ set out in Annex I, it shall inform the	5. When a Member State considers that a <u>standard or</u> common specification referred to in paragraph 1 does not entirely satisfy the <u>applicable</u> essential safety requirements ~~which it aims to cover and which are~~ set out in Annex I, it

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	with a detailed explanation and the Commission shall assess that information and, if appropriate, amend or withdraw the implementing act establishing the common specification in question.	with a detailed explanation and the Commission shall assess that information. <u>The Commission may</u> ~~and, if appropriate,~~ amend, <u>where appropriate,</u> ~~or withdraw~~ the implementing act establishing the common specification in question.	Commission thereof by submitting ~~with a detailed explanation and.~~ The Commission shall assess that information detailed explanation and, if appropriate, amend or ~~withdraw~~ repeal the implementing act listing the standard or establishing the common specification in question.	shall inform the Commission thereof ~~with~~ <u>by submitting</u> a detailed explanation ~~and.~~ The Commission shall assess that ~~information and,~~ <u>if detailed explanation and, may,</u> <u>where</u> appropriate, amend or ~~withdraw~~ <u>repeal</u> the implementing act <u>listing the standard or</u> establishing the common specification in question.
Article 6, first paragraph, amending provision, thirtieth paragraph				
295	Article 38f Adoption of mandatory common specifications	<i>deleted</i>	<i>deleted</i>	<i>deleted</i>
Article 6, first paragraph, amending provision, numbered paragraph (1)				
296	1. In exceptional and duly justified cases, the Commission is empowered to adopt implementing acts establishing mandatory common specifications to cover the essential safety requirements set out in Annex I for vessels, which have been designated as crisis-relevant goods.	<i>deleted</i>	<i>deleted</i>	<i>deleted</i>
Article 6, first paragraph, amending provision, numbered paragraph (2)				
297	2. The implementing acts referred to in paragraph 1 shall be adopted following a consultation of the	<i>deleted</i>	<i>deleted</i>	<i>deleted</i>

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	sectoral experts and in accordance with the examination procedure referred to in Article 39(3) and they shall apply to vessels placed on the market until the last day of the period for which the Single Market emergency mode remains active. In the early preparation of the draft implementing act establishing the common specification, the Commission shall gather the views of relevant bodies or expert groups established under relevant sectoral Union legislation. Based on that consultation, the Commission shall prepare the draft implementing act.		PUBLIC	
Article 6, first paragraph, amending provision, numbered paragraph (3)				
298	3. By way of derogation from Article 38a(3), first subparagraph, unless there is sufficient reason to believe that the vessels covered by the common specifications referred to in paragraph 1 of this Article present a risk to the health or safety of persons, the vessels in compliance with those common specifications which has been placed on the market shall be deemed compliant with this Directive after the expiry or repeal of an implementing act adopted pursuant to paragraph 2 of this Article and after the expiry or deactivation of the Single Market	<i>deleted</i>	<i>deleted</i>	<i>deleted</i>

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	Emergency mode in accordance with [the SMEI Regulation].			
	Article 6, first paragraph, amending provision, Article			
G	299 Article 38g Prioritisation of market surveillance activities and mutual assistance among authorities	Article 38g Prioritisation of market surveillance activities and mutual assistance among authorities	Article 38g ~~Article 38g~~ Prioritisation of market surveillance activities and mutual assistance among authorities	Article 38g ~~Article 38g~~ Prioritisation of market surveillance activities and mutual assistance among authorities
	Article 6, first paragraph, amending provision, numbered paragraph (1)			
Y	300 1. Member States shall prioritise the market surveillance activities for vessels, designated as crisis-relevant goods.	1. Member States shall prioritise the market surveillance activities for vessels, designated as crisis-relevant goods.	1. Member States shall prioritise the market surveillance activities for vessels, designated as crisis-relevant goods. The Commission shall facilitate coordination of these efforts through the Union Product Compliance Network established under Article 29 of Regulation (EU) 2019/1020.	1. Member States shall prioritise the market surveillance activities for vessels, designated as crisis-relevant goods. <u>The Commission shall facilitate coordination of these efforts through the Union Product Compliance Network established under Article 29 of Regulation (EU) 2019/1020.</u>
	Article 6, first paragraph, amending provision, numbered paragraph (2)			
Y	301 2. The market surveillance authorities of the Member States shall deploy their best efforts to provide assistance to other market surveillance authorities during a Single Market emergency, including by mobilising and dispatching expert teams to temporarily reinforce the	2. The market surveillance authorities of the Member States shall ~~deploy their best~~ <u>ensure all reasonable</u> efforts <u>are made</u> to provide assistance to other market surveillance authorities during ~~a~~ <u>Single</u> <u>an internal</u> market emergency, including by mobilising	2. The market surveillance authorities of the Member States shall deploy their best efforts to provide assistance to other market surveillance authorities during a Single Market emergency, including by mobilising and dispatching expert teams to temporarily reinforce the	2. The market surveillance authorities of the Member States shall ~~deploy their~~ <u>ensure that</u> best efforts <u>are made</u> to provide assistance to other market surveillance authorities during a ~~Single~~ <u>internal</u> market emergency, including by mobilising and

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	staff of market surveillance authorities requesting assistance or by providing logistical support such as reinforcement of the testing capacity for vessels, designated as crisis-relevant goods.	and dispatching expert teams to temporarily reinforce the staff of market surveillance authorities requesting assistance or by providing logistical support such as reinforcement of the testing capacity for vessels, designated as crisis-relevant goods.	staff of market surveillance authorities requesting assistance or by providing logistical support such as reinforcement of the testing capacity for vessels, designated as crisis-relevant goods.	dispatching expert teams to temporarily reinforce the staff of market surveillance authorities requesting assistance or by providing logistical support such as reinforcement of the testing capacity for vessels, designated as crisis-relevant goods.
Article 7				
302	Article 7 Amendments to Directive 2014/30/EU	Article 7 Amendments to Directive 2014/30/EU	Article 7 Amendments to Directive 2014/30/EU	Article 7 Amendments to Directive 2014/30/EU
Article 7, first paragraph				
303	Directive 2014/30/EU is amended as follows:	Directive 2014/30/EU is amended as follows:	Directive 2014/30/EU is amended as follows:	Directive 2014/30/EU is amended as follows:
Article 7, first paragraph, point (1)				
303a			(1) in Article 3 (1) the following points are added:	<u>(1) in Article 3 (1) the following points are added:</u>
Article 7, first paragraph, point (1), amending provision, first paragraph				
303b			" (26) 'crisis-relevant goods' means 'crisis-relevant goods' within the meaning of Article 3, point (6) of	<u>(26) 'crisis-relevant goods' means 'crisis-relevant goods' within the meaning of Article 3, point (6) of</u>

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
			Regulation (EU) .../.... [SMEI Regulation];	<u>Regulation (EU) .../.... [IMERA Regulation];</u>
	Article 7, first paragraph, point (1), amending provision, second paragraph			
Y	303c		(27) ‘Single Market Emergency’ means ‘Single Market Emergency’ within the meaning of Article 3, point (3) of Regulation (EU) .../... [SMEI Regulation].	<u>(27) ‘internal market emergency’ means ‘internal market emergency’ within the meaning of Article 3, point (3) of Regulation (EU) .../... [IMERA Regulation].</u>
	Article 7, first paragraph, first paragraph			
Y	304	the following Chapter 5a is inserted:	(2) the following chapter ~~5a~~ is inserted:	<u>(2)</u> the following chapter ~~5a~~ is inserted:
	Article 7, first paragraph, first paragraph, amending provision, Chapter I			
G	305	‘CHAPTER 5a EMERGENCY PROCEDURES	Chapter 5a ~~‘CHAPTER 5a~~ EMERGENCY PROCEDURES	<u>Chapter 5a</u> ~~‘CHAPTER 5a~~ EMERGENCY PROCEDURES
	Article 7, first paragraph, first paragraph, amending provision, Article			
Y	306	Article 40a Application of emergency procedures,	Article 40a ~~Article 40a~~ Application of ~~emergency~~ emergency procedures;	<u>Article 40a</u> ~~Article 40a~~ Application of ~~emergency~~ <u>emergency</u> procedures;

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
Article 7, first paragraph, first paragraph, amending provision, numbered paragraph (1)				
307	1. Member States shall ensure that measures taken to transpose Articles 40b to 40g of this Directive only apply if the Commission has adopted an implementing act pursuant to Article 23 of [the SMEI Regulation] activating Article 26 of [the SMEI Regulation] with respect to this Directive.	1. Member States shall ensure that measures taken to transpose Articles 40b to 40g of this Directive only apply if the Commission has adopted an implementing act pursuant to Article ~~23 of [the SMEI Regulation]~~ <i>activating Article 26 of [the SMEI]</i> <u>14(5) of [the IMERA Regulation]</u> ~~with respect to this Directive.~~	1. Member States shall ensure that measures taken to transpose Articles 40b to 40g of this Directive only apply if the Commission has adopted an implementing act pursuant to Article 23 of [the SMEI Regulation] activating Article 26 of [the SMEI Regulation] with respect to apparatus covered by this Directive.	1. Member States shall ensure that measures taken to transpose Articles 40b to 40g of this Directive only apply if the Commission has adopted an implementing act pursuant to ~~Article 23 of [the SMEI Regulation]~~ <i>activating</i> Article 26 of [the ~~SMEI~~ <u>IMERA</u> Regulation] with respect to <u>apparatus covered by</u> this Directive.
Article 7, first paragraph, first paragraph, amending provision, numbered paragraph (2)				
308	2. Member States shall ensure that measures taken to transpose Articles 40b to 40g apply exclusively to apparatus, which have been designated as crisis-relevant goods in the implementing act referred to in paragraph 1 of this Article.	2. Member States shall ensure that measures taken to transpose Articles 40b to 40g apply exclusively to apparatus, which have been designated as crisis-relevant goods in the implementing act referred to in paragraph 1 of this Article.	2. Member States shall ensure that measures taken to transpose Articles 40b to 40g apply exclusively to apparatus, which have been designated as crisis-relevant goods ~~in the implementing act referred to in paragraph 1 of this Article~~ pursuant to Article 14 of [the SMEI Regulation].	2. Member States shall ensure that measures taken to transpose Articles 40b to 40g apply exclusively to apparatus, which have been designated as crisis-relevant goods ~~in the implementing act referred to in paragraph 1 of this Article~~ pursuant to Article 14 of [the IMERA Regulation]. -
Article 7, first paragraph, first paragraph, amending provision, numbered paragraph (3)				
309	3. Member States shall ensure that measures taken to transpose Articles 40b to 40g apply during the Single Market emergency mode.	3. Member States shall ensure that measures taken to transpose Articles 40b to 40g apply during the ~~Single~~ <u>internal</u> market emergency mode.	3. Member States shall ensure that measures taken to transpose Articles 40b to 40g shall apply only during the Single Market emergency mode activated in accordance with Article 14 of [the SMEI Regulation].	3. Member States shall ensure that measures taken to transpose Articles 40b to 40g <u>shall</u> apply <u>only</u> during the ~~Single~~ <u>internal</u> market emergency mode <u>activated in accordance with Article 14 of [the IMERA Regulation].</u> -

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	Article 7, first paragraph, first paragraph, amending provision, numbered paragraph (4)			
Y	310	4. The Commission shall be empowered to lay down by means of implementing acts rules regarding the follow-up actions to be taken with respect to apparatus placed on the market in accordance with Articles 40c to 40f. Those implementing acts shall be adopted in accordance with the examination procedure referred to in Article 41(2a).	<i>deleted</i>	4. The Commission ~~shall be empowered to lay down by means of implementing acts rules regarding the follow-up actions~~ <u>may adopt implementing acts regarding the corrective or restrictive actions to be taken, the procedures to be followed and the specific labelling and traceability requirements</u> ~~shall be empowered to lay down by means of implementing acts rules regarding the follow-up actions to be taken~~ with respect to apparatus placed on the market in accordance with Articles 40c to 40f. Those implementing acts shall be adopted in accordance with the examination procedure referred to in Article 41(2a).
	Article 7, first paragraph, first paragraph, amending provision, Article			
G	311	Article 40b Prioritisation of the conformity assessment of crisis-relevant apparatus	Article 40b ~~Article 40b~~ Prioritisation of the conformity assessment of crisis-relevant apparatus	<u>Article 40b</u> ~~Article 40b~~ Prioritisation of the conformity assessment of crisis-relevant apparatus
	Article 7, first paragraph, first paragraph, amending provision, numbered paragraph (1)			
G	312	1. This Article shall apply to apparatus designated as crisis-relevant goods, which are subject to	1. This Article shall apply to apparatus designated as crisis-relevant goods, which are subject to	1. This Article shall apply to apparatus designated as crisis-relevant goods, which are subject to

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	conformity assessment procedures in accordance with Article 14 requiring the mandatory involvement of a notified body.	conformity assessment procedures in accordance with Article 14 requiring the mandatory involvement of a notified body.	conformity assessment procedures in accordance with Article 14 requiring the mandatory involvement of a notified body.	conformity assessment procedures in accordance with Article 14 requiring the mandatory involvement of a notified body.
Article 7, first paragraph, first paragraph, amending provision, numbered paragraph (2)				
313	2. The notified bodies shall process all applications for conformity assessment of apparatus designated as crisis-relevant goods as a matter of priority.	2. The notified bodies shall <u>ensure all reasonable efforts are made to</u> process all applications for conformity assessment of apparatus designated as crisis-relevant goods as a matter of priority.	2. The notified bodies shall process all applications for conformity assessment of apparatus designated as crisis-relevant goods as a matter of priority, irrespective of whether they have been lodged before or after the activation of the emergency procedures pursuant to Article 40a.	2. The notified bodies shall <u>make best efforts to</u> process all applications for conformity assessment of ~~the~~ apparatus designated as crisis-relevant goods as a matter of priority, <u>irrespective of whether they have been lodged before or after the activation of the emergency procedures pursuant to Article 40a.</u>
Article 7, first paragraph, first paragraph, amending provision, numbered paragraph (3)				
314	3. All pending applications for conformity assessment of apparatus designated as crisis-relevant goods shall be processed as a matter of priority, ahead of any other applications for equipment, which has not been designated as crisis-relevant goods. This requirement is applies with respect to all applications for conformity assessment of apparatus designated as crisis-relevant goods, irrespective of whether they have been lodged before or after the activation of the	3. All pending applications for conformity assessment of apparatus designated as crisis-relevant goods shall be processed as a matter of priority, ahead of any other applications for equipment, which has not been designated as crisis-relevant goods. This requirement is applies with respect to all applications for conformity assessment of apparatus designated as crisis-relevant goods, irrespective of whether they have been lodged before or after the activation of the	<i>deleted</i>	<i>deleted</i>

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	emergency procedures pursuant to Article 40a.	emergency procedures pursuant to Article 40a.		
Article 7, first paragraph, first paragraph, amending provision, numbered paragraph (4)				
315	4. The prioritisation of applications for conformity assessment of apparatus pursuant to paragraph 3 shall not give rise to any additional costs for the manufacturers, who have lodged those applications.	4. The prioritisation of applications for conformity assessment of apparatus pursuant to paragraph 3 shall not give rise to any <u>extraordinary</u> additional costs for the manufacturers, who have lodged those applications.	4. The prioritisation of applications for conformity assessment of apparatus pursuant to paragraph ~~3~~ 2 shall not give rise to any disproportionate additional costs for the manufacturers, who have lodged those applications.	4. The prioritisation of applications for conformity assessment of apparatus pursuant to paragraph ~~3~~ 2 shall not give rise to ~~any~~ <u>additional</u> <u>disproportionate</u> costs for the manufacturers, who have lodged those applications.
Article 7, first paragraph, first paragraph, amending provision, numbered paragraph (5)				
316	5. The notified bodies shall deploy their best efforts to increase their testing capacities for apparatus designated as crisis-relevant goods in respect to which they have been notified.	5. The notified bodies shall ~~deploy~~ ~~their best~~ <u>ensure all reasonable</u> efforts <u>are made</u> to increase their testing capacities for apparatus designated as crisis-relevant goods in respect ~~to~~ <u>of</u> which they have been notified.	<i>deleted</i>	5. The notified bodies shall ~~deploy~~ ~~their best~~ <u>make reasonable</u> efforts to increase their testing capacities for apparatus designated as crisis-relevant goods in respect ~~to~~ <u>of</u> which they have been notified.
Article 7, first paragraph, first paragraph, amending provision, thirteenth paragraph				
317	Article 40c Derogation from the conformity assessment procedures requiring mandatory involvement of a notified body	Article 40c Derogation from the conformity assessment procedures requiring mandatory involvement of a notified body	<i>deleted</i>	<i>deleted</i>
Article 7, first paragraph, first paragraph, amending provision, numbered paragraph (1)				

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
318	1. By way of derogation from Article 14, any competent national authority may authorise, on a duly justified request, the placing on the market or putting into service within the territory of the Member State concerned, of a specific apparatus which has been designated as crisis-relevant good and for which the conformity assessment procedures requiring the mandatory involvement of a notified body referred to in Article 14 have not been carried out by a notified body but for which the compliance with all the applicable essential safety requirements has been demonstrated.	1. By way of derogation from Article 14, ~~any~~ <u>the</u> competent national authority, <u>after carrying out a risk assessment</u> , may authorise, on a duly justified request <u>from an economic operator established in its Member State</u> , the placing on the market or putting into service within the territory of ~~the~~ <u>that</u> Member State ~~concerned~~ , of a specific apparatus which has been designated as crisis-relevant good and for which the conformity assessment procedures requiring the mandatory involvement of a notified body referred to in Article ~~14~~ <u>have 14 have</u> not been carried out by a notified body but for which the compliance with all the applicable essential safety requirements has been demonstrated.	 deleted	deleted
Article 7, first paragraph, first paragraph, amending provision, numbered paragraph (2), first subparagraph				
319	2. The manufacturer of apparatus subject to the authorisation procedure referred to in paragraph 1 shall declare on his sole responsibility that the apparatus concerned complies with all the applicable essential safety requirements and shall be responsible for the fulfilment of all the conformity assessment	2. The manufacturer of apparatus subject to the authorisation procedure referred to in paragraph 1 shall declare on his sole responsibility that the apparatus concerned complies with all the applicable essential safety requirements and shall be responsible for the fulfilment of all the conformity assessment	deleted	deleted

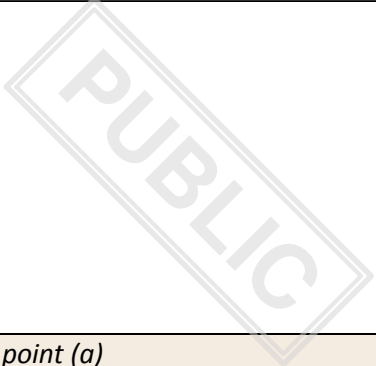
	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	procedures indicated by the national competent authority.	procedures indicated by the national competent authority.		
	<i>Article 7, first paragraph, first paragraph, amending provision, numbered paragraph (2), second subparagraph</i>			
G	320 The manufacturer shall also deploy all reasonable measures to ensure that the apparatus, which has been granted an authorisation pursuant to paragraph 1 does not leave the territory of the Member State, which has granted the authorisation .	<i>deleted</i>	<i>deleted</i>	<i>deleted</i>
	<i>Article 7, first paragraph, first paragraph, amending provision, numbered paragraph (3)</i>			
Y	321 3. Any authorisation issued by a national competent authority pursuant to paragraph 1 shall set out the conditions and requirements under which the apparatus may be placed on the market or put into service, including:	3. Any authorisation issued by a national competent authority pursuant to paragraph 1 shall set out the conditions and requirements under which the apparatus may be placed on the market or put into service, including <u>at least</u> :	<i>deleted</i>	<i>deleted</i>
	<i>Article 7, first paragraph, first paragraph, amending provision, numbered paragraph (3), point (a)</i>			
Y	322 (a) a description of the procedures, by means of which the compliance with the applicable essential safety requirements of this Directive was successfully demonstrated;	(a) a description of the procedures, by means of which the compliance with the applicable essential safety requirements of this Directive was successfully demonstrated;	<i>deleted</i>	<i>deleted</i>
	<i>Article 7, first paragraph, first paragraph, amending provision, numbered paragraph (3), point (b)</i>			

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
y	323	(b) specific requirements regarding the traceability of the apparatus concerned;	deleted	deleted
Article 7, first paragraph, first paragraph, amending provision, numbered paragraph (3), point (c)				
y	324	(c) an end date of validity of the authorisation, which cannot go beyond the last day of the period for which the Single Market emergency mode has been activated;	deleted	deleted
Article 7, first paragraph, first paragraph, amending provision, numbered paragraph (3), point (d)				
y	325	(d) any specific requirements regarding the need to ensure the continuous conformity assessment with respect to the apparatus concerned;	deleted	deleted
Article 7, first paragraph, first paragraph, amending provision, numbered paragraph (3), point (e)				
y	326	(e) measures to be taken with respect to the apparatus concerned upon expiry of the authorisation in order to ensure that the apparatus concerned is brought back in compliance with all the requirements of this Directive.	deleted	deleted
Article 7, first paragraph, first paragraph, amending provision, numbered paragraph (3), point (ea)				

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
y	326a	<u>(ea) labelling requirements, including radio frequency identification, indicating that the apparatus was authorised under the internal market emergency mode.</u>		deleted
Article 7, first paragraph, first paragraph, amending provision, numbered paragraph (4)				
y	327	4. By way of derogation from Article 40a(3), first subparagraph, where appropriate, the national competent authority may amend the conditions of the authorisation referred to in paragraph 3also after the deactivation or expiry of the Single Market Emergency mode.	deleted	deleted
Article 7, first paragraph, first paragraph, amending provision, numbered paragraph (5)				
g	328	5. By way of derogation from Articles 5 and 17, apparatus, for which an authorisation has been granted in accordance with paragraph 1 of this Article shall not leave the territory of the Member State which has issued the authorisation and shall not bear the CE marking.	deleted	deleted
Article 7, first paragraph, first paragraph, amending provision, numbered paragraph (6)				

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
y	329	6. The market surveillance authorities of the Member State, whose competent authority has granted an authorisation pursuant to paragraph 1, shall be entitled to take all corrective and restrictive measures at national level provided for under this Directive with respect to such apparatus.	deleted	deleted
	Article 7, first paragraph, first paragraph, amending provision, numbered paragraph (7)			
y	330	7. Member States shall inform the Commission and the other Member States of any decision to authorise the placing on the market or putting into service of apparatus in accordance with paragraph 1.	deleted	deleted
	Article 7, first paragraph, first paragraph, amending provision, numbered paragraph (8)			
y	331	8. The application of Articles 40a to 40g and the use of the authorisation procedure set out in paragraph 1 of this Article does not affect the application of the relevant	deleted	deleted

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	conformity assessment procedures laid down in Article 14 on the territory of the Member State concerned.	conformity assessment procedures laid down in Article 14 ~~on the territory of the Member State concerned.~~		
Article 7, first paragraph, first paragraph, amending provision, numbered paragraph (8a)				
331a		<u>8a. Apparatus subject to derogation under paragraph 1 shall remain valid for six months after deactivation or expiration of the internal market emergency mode. After this period, they shall only be made available on the market after receiving an authorisation under the normal authorisation procedure provided for in this Directive.</u>		deleted
Article 7, first paragraph, first paragraph, amending provision, twenty-second paragraph				
332	Article 40d Presumption of conformity based on national and international standards	Article 40d Presumption of conformity based on national and international standards	deleted	deleted
Article 7, first paragraph, first paragraph, amending provision, twenty-third paragraph				
333	Member States shall take all appropriate measures to ensure that, for the purposes of placing on the market or putting into service, their competent authorities consider that apparatus which complies with the relevant international standards or	Member States shall take all appropriate measures to ensure that, for the purposes of placing on the market or putting into service, their competent authorities consider that apparatus which complies with the relevant international standards or	deleted	deleted

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	any national standards in force in the Member State of manufacture, ensuring a safety level required by the essential health and safety requirements set out in Annex I , complies with those essential health and safety requirements in either of the following cases:	any national standards in force in the Member State of manufacture, ensuring a safety level required by the essential health and safety requirements set out in Annex I , complies with those essential health and safety requirements in either of the following cases:		
<i>Article 7, first paragraph, first paragraph, amending provision, twenty-third paragraph, point (a)</i>				
334	(a) where no reference to harmonised standards covering the relevant essential health and safety requirements set out in Annex I to this Directive is published in the Official Journal of the European Union in accordance with Regulation (EU) No 1025/2012 or	(a) where no reference to harmonised standards covering the relevant essential health and safety requirements set out in Annex I to this Directive is published in the Official Journal of the European Union in accordance with Regulation (EU) No 1025/2012 or	<i>deleted</i>	<i>deleted</i>
<i>Article 7, first paragraph, first paragraph, amending provision, twenty-third paragraph, point (b)</i>				
335	(b) where severe disruptions in the functioning of the Single Market, which were taken into consideration when activating the Single Market emergency mode in accordance with Article 15(4) of [the SMEI Regulation] significantly restrict the possibilities of manufacturers to make use of the harmonised standards covering the relevant essential health and safety requirements set out in Annex I to	(b) where severe disruptions in the functioning of the ~~Single~~ <u>internal</u> market, which were taken into consideration when activating the ~~Single~~ <u>internal</u> market emergency mode in accordance with Article ~~15(4) of [the SMEI]~~ <u>14 of [the IMERA]</u> Regulation], significantly restrict the possibilities of manufacturers to make use of the harmonised standards covering the relevant essential health and safety	<i>deleted</i>	<i>deleted</i>

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	this Directive and already published in the Official Journal of the European Union in accordance with Regulation (EU) No 1025/2012.	requirements set out in Annex I to this Directive and already published in the Official Journal of the European Union in accordance with Regulation (EU) No 1025/2012.		
	Article 7, first paragraph, first paragraph, amending provision, Article			
336	Article 40e Adoption of common specifications conferring a presumption of conformity	Article 40e Adoption of common specifications conferring a presumption of conformity	Article 40e ~~Article 40e~~ Adoption of common specifications conferring a presumption of conformity Presumption of conformity based on standards and common specifications	<u>Article 40e</u> ~~Article 40e~~ ~~Adoption of common specifications conferring a presumption of conformity~~ <u>Presumption of conformity based on standards and common specifications</u>
	Article 7, first paragraph, first paragraph, amending provision, numbered paragraph (1)			
337	1. Where apparatus, has been designated as crisis-relevant goods, the Commission is empowered to adopt implementing acts for such apparatus establishing common specifications to cover the essential health and safety requirements set out in Annex I, in either of the following cases:	1. Where apparatus, has been designated as crisis-relevant goods, the Commission is empowered to adopt implementing acts for such apparatus establishing common specifications to cover the essential health and safety requirements set out in Annex I, in either of the following cases:	1. Where apparatus, has been designated as crisis-relevant goods, the Commission is empowered to adopt implementing acts listing appropriate standards or for such apparatus establishing common specifications for such apparatus to cover the essential health and safety requirements set out in Annex I, in either of the following cases:	1. Where apparatus, has been designated as crisis-relevant goods, the Commission is empowered to adopt implementing acts, <u>listing appropriate standards or for such apparatus</u> establishing common specifications <u>for such apparatus</u> to cover the ~~essential health and safety~~ <u>applicable essential</u> requirements set out in Annex I, in either of the following cases:
	Article 7, first paragraph, first paragraph, amending provision, numbered paragraph (1), point (-a)			
337a		<u>(-a) where the European</u>		

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
		<u>standardisation deliverables addressing a request pursuant to Article 10(1) of Regulation (EU) No 1025/2012 were not adopted;</u>		
Article 7, first paragraph, first paragraph, amending provision, numbered paragraph (1), point (a)				
338	(a) where no reference to harmonised standards covering the relevant essential safety requirements set out in Annex I to this Directive has been published in the Official Journal of the European Union in accordance with Regulation (EU) No 1025/2012;	(a) where ~~no~~ <u>a</u> reference to harmonised standards covering the relevant essential safety requirements set out in Annex I to this Directive has ~~not~~ been published in the Official Journal of the European Union in accordance with Regulation (EU) No 1025/2012 <u>and no such reference is expected to be published within a reasonable timeframe during the internal market emergency mode;</u>	(a) where no reference to harmonised standards covering the relevant essential safety requirements set out in Annex I to this Directive has been published in the Official Journal of the European Union in accordance with Regulation (EU) No 1025/2012;	(a) ~~where no reference to harmonised standards covering the relevant European standardisation organisations have not adopted~~ the relevant ~~essential safety requirements set out in Annex I to this Directive has been published in the Official Journal of the European Union in accordance with~~ <u>harmonised standards requested by the Commission on the basis of a pre-existing standardisation request adopted on the basis of Article 10(1) of Regulation (EU) No 1025/2012;</u>
Article 7, first paragraph, first paragraph, amending provision, numbered paragraph (1), point (aa)				
338a				<u>(aa) the request issued by the Commission on the basis of Article 10(1) of Regulation (EU) No 1025/2012 which contained the relevant harmonised standard was not accepted by the relevant European standardisation organisations;</u>

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	Article 7, first paragraph, first paragraph, amending provision, numbered paragraph (1), point (ab)			
338b				<u>(ab) the harmonised standards addressing that request are not delivered within the deadline set in accordance with Article 10(1) of Regulation (EU) No 1025/2012;</u>
	Article 7, first paragraph, first paragraph, amending provision, numbered paragraph (1), point (ac)			
338c				<u>(ac) the harmonised standards adopted on the basis of a pre-existing standardisation request do not comply with the request;</u>
	Article 7, first paragraph, first paragraph, amending provision, numbered paragraph (1), point (ad)			
338d				<u>(ad) no reference to harmonised standards covering the relevant applicable essential requirements set out in Annex I has been published in the Official Journal of the European Union in accordance with Regulation (EU) No 1025/2012 and no such reference is expected to be published within a reasonable period;</u>
	Article 7, first paragraph, first paragraph, amending provision, numbered paragraph (1), point (b)			
339	(b) where severe disruptions in the functioning of the Single Market, which led to the activation of the	(b) where severe disruptions in the functioning of the ~~Single~~ internal market, which led to the activation	(b) ~~where~~ severe disruptions in the functioning of the Single Market, which led to the activation of the	(b) ~~where~~ severe disruptions in the functioning of the ~~Single~~ internal Market, which led to the activation

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	Single Market emergency mode significantly restrict the possibilities of manufacturers to make use of the harmonised standards covering the relevant essential requirements set out in Annex I to this Directive already published in the Official Journal of the European Union in accordance with Regulation (EU) No 1025/2012.	of the ~~Single~~ <u>internal</u> market emergency mode <u>in accordance with Article 14 of [the IMERA Regulation]</u> significantly restrict the possibilities of manufacturers to make use of the harmonised standards covering the relevant essential requirements set out in Annex I to this Directive already published in the Official Journal of the European Union in accordance with Regulation (EU) No 1025/2012.	Single Market emergency mode in accordance with Article 14 of [the SMEI Regulation] , significantly restrict the possibilities of manufacturers to make use of the harmonised standards covering the relevant essential requirements set out in Annex I to this Directive already published in the Official Journal of the European Union in accordance with Regulation (EU) No 1025/2012.	of the ~~Single~~ <u>internal</u> Market emergency mode <u>in accordance with Article 14 of [the IMERA Regulation]</u> , significantly restrict the possibilities of manufacturers to make use of the harmonised standards covering the relevant <u>applicable</u> essential requirements set out in Annex I ~~to this Directive~~ <u>and</u> already published in the Official Journal of the European Union in accordance with Regulation (EU) No 1025/2012.
Article 7, first paragraph, first paragraph, amending provision, numbered paragraph (1a)				
339a			1a. The implementing acts referred to in paragraph 1 may :	<u>1a. The implementing acts referred to in paragraph 1 shall deploy the most appropriate alternative technical solution for the purposes of providing a presumption of conformity in accordance with paragraph 3. To this end, the implementing act may publish the references to European standards, to relevant applicable international or national standards or, if there is no relevant applicable European, international or national standard, may establish common specifications.</u>
Article 7, first paragraph, first paragraph, amending provision, numbered paragraph (1a), point (a)				
339b				

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
			(a) publish the references to relevant applicable international standards that provide presumption of conformity in accordance with paragraph 3;	<i>deleted</i>
Article 7, first paragraph, first paragraph, amending provision, numbered paragraph (1a), point (b)				
y	339c		(b) if there is no relevant applicable international standards as referred to in point a of this paragraph that cover the essential requirements set out in Annex I, publish the references to the European standards that provide presumption of conformity in accordance with paragraph 3;	<i>deleted</i>
Article 7, first paragraph, first paragraph, amending provision, numbered paragraph (1a), point (c)				
y	339d		(c) if there is no relevant applicable international or European standard as referred to in points a and b, that cover the essential requirements set out in Annex I; establish common specifications established by the Commission that provide presumption of conformity in accordance with paragraph 3;	<i>deleted</i>
Article 7, first paragraph, first paragraph, amending provision, numbered paragraph (1a), point (d)				
y	339e			

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
			(d) if there is no relevant applicable international standard, European standard or common specifications as referred to in points a, b and c, publish the reference to national standards that provide presumption of conformity in accordance with paragraph 3.	<i>deleted</i>
Article 7, first paragraph, first paragraph, amending provision, numbered paragraph (2)				
340	2. The implementing acts referred to in paragraph 1 of this Article shall be adopted following a consultation of the sectoral experts and in accordance with the examination procedure referred to in Article 41(2a). They shall apply to apparatus placed on the market until the last day of the period for which the Single Market emergency mode remains active. In the early preparation of the draft implementing acts establishing the common specification, the Commission shall gather the views of relevant bodies or expert groups established under relevant sectoral Union legislation. Based on that consultation, the Commission shall prepare the draft implementing act.	2. The implementing acts referred to in paragraph 1 of this Article shall be adopted ~~following a consultation of the sectoral experts and~~ in accordance with the examination procedure referred to in Article 41(2a). They shall apply to apparatus placed on the market until the last day of the period for which the ~~Single~~ <u>internal</u> market emergency mode remains active. ~~In the early preparation of~~ <u>When preparing</u> the draft implementing ~~acts~~ <u>act</u> establishing the common specification, the Commission shall ~~gather~~ <u>take into account</u> the views of relevant bodies ~~or expert groups established under relevant sectoral Union legislation. Based on that consultation, the Commission and~~ shall ~~prepare the draft implementing act~~ <u>duly consult all relevant stakeholders</u> .	2. The implementing acts referred to in paragraph 1 ~~of this Article~~ shall be adopted following a consultation of the sectoral experts and in accordance with the examination procedure referred to in Article 41(2a). They shall apply to ~~apparatus placed on the market~~ until the last day of the period for which the Single Market emergency mode remains active. ~~In the early preparation of the draft implementing acts establishing the common specification, the Commission shall gather the views of relevant bodies or expert groups established under relevant sectoral Union legislation. Based on that consultation, the Commission shall prepare the draft implementing act,~~ unless amended or repealed in accordance with paragraph 5.	2. The implementing acts referred to in paragraph 1 ~~of this Article~~ shall be adopted ~~following a consultation of the sectoral experts and~~ in accordance with the examination procedure referred to in Article ~~41(2a).~~ <u>41(2) and</u> they shall apply ~~to apparatus placed on the market~~ until the last day of the period for which the ~~Single~~ <u>internal</u> market emergency mode remains active. ~~In the early preparation of the draft implementing acts establishing the common specification, the Commission shall gather the views of relevant bodies or expert groups established under relevant sectoral Union legislation. Based on that consultation, the Commission shall prepare the draft implementing act,~~ <u>unless amended or repealed in accordance with paragraph 5.</u>

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	Article 7, first paragraph, first paragraph, amending provision, numbered paragraph (2a)			
340a			2a. Before preparing the draft implementing act referred to in paragraph 1, the Commission shall inform the committee referred to in Article 22 of Regulation (EU) No 1025/2012 that it considers that the conditions in paragraph 1 have been fulfilled. When preparing the draft implementing act referred to in paragraph 1, the Commission shall take into account the views of relevant bodies or expert groups established under this Directive and shall duly consult all relevant stakeholders.	<u>2a. Before preparing the draft implementing act referred to in paragraph 1, the Commission shall inform the committee referred to in Article 22 of Regulation (EU) No 1025/2012 that it considers that the conditions in paragraph 1 have been fulfilled. When preparing the draft implementing act referred to in paragraph 1, the Commission shall take into account the views of relevant bodies or expert groups established under this Directive and shall duly consult all relevant stakeholders.</u>
	Article 7, first paragraph, first paragraph, amending provision, numbered paragraph (3)			
341	3. Without prejudice to Article 13, apparatus which is in conformity with common specifications adopted pursuant to paragraph 2 of this Article shall be presumed to be in conformity with the essential requirements set out in Annex I covered by those common specifications or parts thereof.	3. Without prejudice to Article 13, apparatus which is in conformity with common specifications adopted pursuant to paragraph 2 of this Article shall be presumed to be in conformity with the essential requirements set out in Annex I covered by those common specifications or parts thereof.	3. Without prejudice to Article 13, apparatus which is in conformity with ~~common specifications adopted pursuant to the standards or common specifications referred to in paragraph 2 of this Article~~ 1, or parts thereof , shall be presumed to be in conformity with the essential requirements set out in Annex I covered by those standards or common specifications or parts thereof. The presumption of	3. Without prejudice to Article 13, apparatus which ~~is~~ <u>are</u> in conformity with <u>the standards or</u> common specifications ~~adopted pursuant to~~ <u>referred to in</u> paragraph ~~2 of this Article~~ <u>1, or parts thereof</u> , shall be presumed to be in conformity with the <u>applicable</u> essential requirements set out in Annex I covered by those <u>standards</u> , common specifications or parts thereof. <u>The presumption of conformity provided by the</u>

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
			conformity provided by the standards or the common specifications referred to in the implementing act referred to in paragraph 1 shall automatically cease to apply on the day the Single Market Emergency mode expires or is deactivated.	<u>standards, parts thereof or the common specifications referred to in the implementing act referred to in paragraph 1 can no longer be relied upon from the day the internal market emergency mode expires or is deactivated.</u>
Article 7, first paragraph, first paragraph, amending provision, numbered paragraph (4)				
342	4. By way of derogation from Article 40a(3), first subparagraph, unless there is sufficient reason to believe that the apparatus covered by the common specifications referred to in paragraph 1 of this Article present a risk to the health or safety of persons, the apparatus in compliance with those common specifications which has been placed on the market shall be deemed compliant with this Directive after the expiry or repeal of an implementing act adopted pursuant to paragraph 2 of this Article and after the expiry or deactivation of the Single Market Emergency mode in accordance with [the SMEI Regulation].	4. By way of derogation from Article 40a(3), ~~first subparagraph~~ , unless there is sufficient reason to believe that the apparatus covered by the common specifications referred to in paragraph 1 of this Article present a risk to the health or safety of persons, the apparatus in compliance with those common specifications which has been placed on the market shall be deemed compliant with this Directive after the expiry or repeal of an implementing act adopted pursuant to paragraph 2 of this Article and after the expiry or deactivation of the ~~Single~~ <u>internal</u> market emergency mode in accordance with [the ~~SMEI~~ <u>IMERA</u> Regulation].	4. By way of derogation from Article 40a(3), first subparagraph, unless there is sufficient reason to believe that the apparatus covered by the standards or common specifications referred to in paragraph 1 ~~of this Article~~ present a risk to the health or safety of persons, the apparatus which are in conformity with the standards or in compliance with those common specifications and which ~~has~~ <u>have</u> been placed on the market shall be deemed compliant with the essential requirements set out in Annex I ~~this Directive~~ after the expiry or repeal of an implementing act adopted pursuant to paragraph 2 ~~of this Article~~ and after the expiry or deactivation of the Single Market Emergency mode in accordance with [the SMEI Regulation] ~~the SMEI Regulation~~ .	4. By way of derogation from Article 40a(3), ~~first subparagraph~~ , unless there is sufficient reason to believe that the apparatus covered by the <u>standards or</u> common specifications referred to in paragraph 1 ~~of this Article~~ present a risk to the health or safety of persons, the apparatus <u>which are in conformity</u> ~~in compliance~~ with those <u>standards or</u> common specifications <u>and</u> which ~~has~~ <u>have</u> been placed on the market shall be deemed compliant with ~~this Directive~~ <u>the applicable essential requirements set out in Annex I</u> after the expiry or repeal of an implementing act adopted pursuant to paragraph 2 ~~of this Article~~ and after the expiry or deactivation of the ~~Single~~ <u>internal</u> market emergency mode in accordance with [the ~~SMEI~~ <u>IMERA</u> Regulation].

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	Article 7, first paragraph, first paragraph, amending provision, numbered paragraph (5)			
343	5. When a Member State considers that a common specification referred to in paragraph 1 does not entirely satisfy the essential safety requirements which it aims to cover and which are set out in Annex I, it shall inform the Commission thereof with a detailed explanation and the Commission shall assess that information and, if appropriate, amend or withdraw the implementing act establishing the common specification in question.	5. When a Member State considers that a common specification referred to in paragraph 1 does not entirely satisfy the essential safety requirements which it aims to cover and which are set out in Annex I, it shall inform the Commission thereof with a detailed explanation and the Commission shall assess that information. <u>The Commission may and, if appropriate, amend, where appropriate, or withdraw</u> the implementing act establishing the common specification in question.	5. When a Member State considers that a ~~standard or~~ common specification referred to in paragraph 1 does not entirely satisfy the essential safety requirements which it aims to cover and which are set out in Annex I, it shall inform the Commission thereof ~~by submitting~~ with a detailed explanation ~~and~~ . The Commission shall assess that information ~~detailed explanation~~ and, if appropriate, amend or ~~withdraw~~ repeal the implementing act listing the standard or establishing the common specification in question.	5. When a Member State considers that a <u>standard or</u> common specification referred to in paragraph 1 does not entirely satisfy the <u>applicable</u> essential ~~safety~~ requirements ~~which it aims to cover~~ and which are set out in Annex I, it shall inform the Commission thereof ~~with~~ <u>by submitting</u> a detailed explanation ~~and~~ . The Commission shall assess that ~~information and~~ , ~~if detailed explanation and~~ , <u>where</u> appropriate, amend or ~~withdraw~~ <u>repeal</u> the implementing act <u>listing the standard or</u> establishing the common specification in question.
	Article 7, first paragraph, first paragraph, amending provision, thirtieth paragraph			
344	Article 40f Adoption of mandatory common specifications	<i>deleted</i>	<i>deleted</i>	<i>deleted</i>
	Article 7, first paragraph, first paragraph, amending provision, numbered paragraph (1)			
345	1. In exceptional and duly justified cases, the Commission is empowered to adopt implementing acts establishing mandatory common specifications to cover the essential health and safety requirements set	<i>deleted</i>	<i>deleted</i>	<i>deleted</i>

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	out in Annex I for apparatus, which has been designated as crisis-relevant goods.			
<i>Article 7, first paragraph, first paragraph, amending provision, numbered paragraph (2)</i>				
346	2. The implementing acts referred to in paragraph 1 shall be adopted following a consultation of the sectoral experts and in accordance with the examination procedure referred to in Article 41(2a). They shall apply to apparatus placed on the market until the last day of the period for which the Single Market emergency mode remains active. In the early preparation of the draft implementing acts establishing the common specification, the Commission shall gather the views of relevant bodies or expert groups established under relevant sectoral Union legislation. Based on that consultation, the Commission shall prepare the draft implementing act.	<i>deleted</i>	<i>deleted</i>	<i>deleted</i>
<i>Article 7, first paragraph, first paragraph, amending provision, numbered paragraph (3)</i>				
347	3. By way of derogation from Article 40a(3), first subparagraph, unless there is sufficient reason to believe that the apparatus covered by the mandatory common specifications referred to in	<i>deleted</i>	<i>deleted</i>	<i>deleted</i>

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	paragraph 1 of this Article present a risk to the health or safety of persons, the apparatus in compliance with those common specifications which has been placed on the market shall be deemed compliant with this Directive after the expiry or repeal of an implementing act adopted pursuant to paragraph 2 of this Article and after the expiry or deactivation of the Single Market Emergency mode in accordance with [the SMEI Regulation].		PUBLIC	
Article 7, first paragraph, first paragraph, amending provision, Article				
G 348	Article 40g Prioritisation of market surveillance activities and mutual assistance among authorities	Article 40g Prioritisation of market surveillance activities and mutual assistance among authorities	Article 40g ~~Article 40g~~ Prioritisation of market surveillance activities and mutual assistance among authorities	<u>Article 40g</u> ~~Article 40g~~ Prioritisation of market surveillance activities and mutual assistance among authorities
Article 7, first paragraph, first paragraph, amending provision, numbered paragraph (1)				
Y 349	1. Member States shall prioritise the market surveillance activities for apparatus, designated as crisis-relevant goods.	1. Member States shall prioritise the market surveillance activities for apparatus, designated as crisis-relevant goods.	1. Member States shall prioritise the market surveillance activities for apparatus, designated as crisis-relevant goods. The Commission shall facilitate coordination of these efforts through the Union Product Compliance Network established under Article 29 of Regulation (EU) 2019/1020.	1. Member States shall prioritise the market surveillance activities for apparatus, designated as crisis-relevant goods. <u>The Commission shall facilitate coordination of these efforts through the Union Product Compliance Network established under Article 29 of Regulation (EU) 2019/1020.</u>

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	Article 7, first paragraph, first paragraph, amending provision, numbered paragraph (2)			
y	350	2. The market surveillance authorities of the Member States shall ~~deploy their best~~ <u>ensure all reasonable</u> efforts <u>are made</u> to provide assistance to other market surveillance authorities during a Single Market emergency, including by mobilising and dispatching expert teams to temporarily reinforce the staff of market surveillance authorities requesting assistance or by providing logistical support such as reinforcement of the testing capacity for apparatus, designated as crisis-relevant goods.'	2. The market surveillance authorities of the Member States shall deploy their best efforts to provide assistance to other market surveillance authorities during a Single Market emergency, including by mobilising and dispatching expert teams to temporarily reinforce the staff of market surveillance authorities requesting assistance or by providing logistical support such as reinforcement of the testing capacity for apparatus, designated as crisis-relevant goods.'	2. The market surveillance authorities of the Member States shall ~~deploy their~~ <u>ensure that</u> best efforts <u>are made</u> to provide assistance to other market surveillance authorities during a ~~Single~~ <u>internal</u> Market emergency, including by mobilising and dispatching expert teams to temporarily reinforce the staff of market surveillance authorities requesting assistance or by providing logistical support such as reinforcement of the testing capacity for apparatus, designated as crisis-relevant goods.'
	Article 7, first paragraph, first paragraph, amending provision, numbered paragraph (3)			
y	351	3. in Article 41, the following paragraph 2a is inserted:	~~3-(3)~~ in Article 41, the following paragraph ~~2a~~ is inserted:	3. in Article 41, the following paragraph ~~2a~~ is inserted: Text Origin: Council Mandate
	Article 7, first paragraph, first paragraph, amending provision, numbered paragraph (3), point (2a)			
g	352	2a. Where reference is made to this paragraph, Article 5 of Regulation (EU) No 182/2011 shall apply.	2a. Where reference is made to this paragraph, Article 5 of Regulation (EU) No 182/2011 shall apply.	2a. Where reference is made to this paragraph, Article 5 of Regulation (EU) No 182/2011 shall apply. Text Origin: Commission Proposal

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	Article 8			
y	353	Article 8 Amendments to Directive 2014/31/EU	Article 8 Amendments to Directive 2014/31/EU <i>deleted</i>	<i>deleted</i>
	Article 8, first paragraph			
y	354	In Directive 2014/31/EU, the following Chapter 5a is inserted:	In Directive 2014/31/EU, the following Chapter 5a is inserted: <i>deleted</i>	<i>deleted</i>
	Article 8, first paragraph, amending provision, first paragraph			
y	355	‘CHAPTER 5a EMERGENCY PROCEDURES	‘CHAPTER 5a EMERGENCY PROCEDURES <i>deleted</i>	<i>deleted</i>
	Article 8, first paragraph, amending provision, second paragraph			
y	356	Article 40a Application of emergency procedures, and their deactivation	Article 40a Application of emergency procedures, and their deactivation <i>deleted</i>	<i>deleted</i>
	Article 8, first paragraph, amending provision, numbered paragraph (1)			
y	357	1. Member States shall ensure that measures taken to transpose Articles 40b to 40g of this Directive only apply if the Commission has adopted	1. Member States shall ensure that measures taken to transpose Articles 40b to 40g of this Directive only apply if the Commission has adopted <i>deleted</i>	<i>deleted</i>

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	an implementing act pursuant to Article 23 of [the SMEI Regulation] activating Article 26 of [the SMEI Regulation] with respect to this Directive.	an implementing act pursuant to Article ~~23 of [the SMEI Regulation]~~ ~~activating Article 26 of [the SMEI~~ <u>14(5) of [the IMERA</u> Regulation] ~~with respect to this Directive.~~		
Article 8, first paragraph, amending provision, numbered paragraph (2)				
358	2. Member States shall ensure that measures taken to transpose Articles 40b to 40g apply exclusively to instruments, which have been designated as crisis-relevant goods in the implementing act referred to in paragraph 1 of this Article.	2. Member States shall ensure that measures taken to transpose Articles 40b to 40g apply exclusively to instruments, which have been designated as crisis-relevant goods in the implementing act referred to in paragraph 1 of this Article.	deleted	deleted
Article 8, first paragraph, amending provision, numbered paragraph (3), first subparagraph				
359	3. Member States shall ensure that measures taken to transpose Articles 40b to 40g apply during the Single Market emergency mode.	3. Member States shall ensure that measures taken to transpose Articles 40b to 40g apply during the ~~Single~~ <u>internal</u> market emergency mode.	deleted	deleted
Article 8, first paragraph, amending provision, numbered paragraph (3), second subparagraph				
360	However, Article 40c(2), second subparagraph, and Article 40c(5) shall apply during the Single Market emergency mode and after its deactivation or expiry.	deleted	deleted	deleted

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	<i>Article 8, first paragraph, amending provision, numbered paragraph (4)</i>			
y	361 4. The Commission shall be empowered to lay down by means of implementing acts rules regarding the follow-up actions to be taken with respect to instruments placed on the market in accordance with Articles 40c to 40f. Those implementing acts shall be adopted in accordance with the examination procedure referred to in Article 41(3).	<i>deleted</i>	<i>deleted</i>	<i>deleted</i>
	<i>Article 8, first paragraph, amending provision, seventh paragraph</i>			
y	362 Article 40b Prioritisation of the conformity assessment of crisis-relevant instruments	Article 40b Prioritisation of the conformity assessment of crisis-relevant instruments	<i>deleted</i>	<i>deleted</i>
	<i>Article 8, first paragraph, amending provision, numbered paragraph (1)</i>			
y	363 1. This Article shall apply to instruments designated as crisis-relevant goods, which are subject to conformity assessment procedures in accordance with Article 13 requiring the mandatory involvement of a notified body.	1. This Article shall apply to instruments designated as crisis-relevant goods, which are subject to conformity assessment procedures in accordance with Article 13 requiring the mandatory involvement of a notified body.	<i>deleted</i>	<i>deleted</i>
	<i>Article 8, first paragraph, amending provision, numbered paragraph (2)</i>			
y	364			

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	2. The notified bodies shall process all applications for conformity assessment of instruments designated as crisis-relevant goods as a matter of priority.	2. The notified bodies shall <u>ensure all reasonable efforts are made to</u> process all applications for conformity assessment of instruments designated as crisis-relevant goods as a matter of priority.	<i>deleted</i>	<i>deleted</i>
<i>Article 8, first paragraph, amending provision, numbered paragraph (3)</i>				
365	3. All pending applications for conformity assessment of such instruments designated as crisis-relevant goods shall be processed as a matter of priority, ahead of any other applications for conformity assessment of instruments, which have not been designated as crisis-relevant goods. This requirement applies with respect to all applications for conformity assessment of instruments designated as crisis-relevant goods, irrespective of whether they have been lodged before or after the activation of the emergency procedures pursuant to Article 40a.	3. All pending applications for conformity assessment of such instruments designated as crisis-relevant goods shall be processed as a matter of priority, ahead of any other applications for conformity assessment of instruments, which have not been designated as crisis-relevant goods. This requirement applies with respect to all applications for conformity assessment of instruments designated as crisis-relevant goods, irrespective of whether they have been lodged before or after the activation of the emergency procedures pursuant to Article 40a.	<i>deleted</i>	<i>deleted</i>
<i>Article 8, first paragraph, amending provision, numbered paragraph (4)</i>				
366	4. The prioritisation of applications for conformity assessment of instruments pursuant to paragraph 2 and 3 shall not give rise to any	4. The prioritisation of applications for conformity assessment of instruments pursuant to paragraph 2 and 3 shall not give rise to any	<i>deleted</i>	<i>deleted</i>

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	additional costs for the manufacturers, who have lodged those applications.	<u>extraordinary</u> additional costs for the manufacturers, who have lodged those applications.		
Article 8, first paragraph, amending provision, numbered paragraph (5)				
367	5. The notified bodies shall deploy their best efforts to increase their testing capacities for instruments designated as crisis-relevant goods in respect to which they have been notified.	5. The notified bodies shall ~~deploy~~ ~~their best~~ <u>ensure all reasonable</u> efforts <u>are made</u> to increase their testing capacities for instruments designated as crisis-relevant goods in respect ~~to of~~ which they have been notified.	deleted	deleted
Article 8, first paragraph, amending provision, thirteenth paragraph				
368	Article 40c Derogation from the conformity assessment procedures requiring mandatory involvement of a notified body	Article 40c Derogation from the conformity assessment procedures requiring mandatory involvement of a notified body	deleted	deleted
Article 8, first paragraph, amending provision, numbered paragraph (1)				
369	1. By way of derogation from Article 13, any competent national authority may authorise, on a duly justified request, the placing on the market within the territory of the Member State concerned, of a specific instrument which has been designated as crisis-relevant good and for which the conformity	1. By way of derogation from Article 13, ~~any the~~ competent national authority, <u>after carrying out a risk assessment</u> , may authorise, on a duly justified request <u>from an economic operator established in its Member State</u> , the placing on the market within the territory of ~~the that~~ Member State ~~concerned~~ , of a	deleted	deleted

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	assessment procedures requiring the mandatory involvement of a notified body referred to in Article 13 have not been carried out by a notified body but for which the compliance with all the applicable essential requirements has been demonstrated.	specific instrument which has been designated as crisis-relevant good and for which the conformity assessment procedures requiring the mandatory involvement of a notified body referred to in Article ~~13~~ <u>have 13</u> <u>have</u> not been carried out by a notified body but for which the compliance with all the applicable essential requirements has been demonstrated.		
Article 8, first paragraph, amending provision, numbered paragraph (2), first subparagraph				
370	2. The manufacturer of an instrument subject to the authorisation procedure referred to in paragraph 1 shall declare on his sole responsibility that the instrument concerned complies with all the applicable essential requirements and shall be responsible for the fulfilment of all the conformity assessment procedures indicated by the national competent authority.	2. The manufacturer of an instrument subject to the authorisation procedure referred to in paragraph 1 shall declare on his sole responsibility that the instrument concerned complies with all the applicable essential requirements and shall be responsible for the fulfilment of all the conformity assessment procedures indicated by the national competent authority.	<i>deleted</i>	<i>deleted</i>
Article 8, first paragraph, amending provision, numbered paragraph (2), second subparagraph				
371	The manufacturer shall also deploy all reasonable measures to ensure that the instrument, which has been granted an authorisation pursuant to paragraph 1 does not leave the	<i>deleted</i>	<i>deleted</i>	<i>deleted</i>

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	territory of the Member State, which has granted the authorisation.			
<i>Article 8, first paragraph, amending provision, numbered paragraph (3)</i>				
372	3. Any authorisation issued by a national competent authority pursuant to paragraph 1 shall set out the conditions and requirements under which the instrument may be placed on the market, including:	3. Any authorisation issued by a national competent authority pursuant to paragraph 1 shall set out the conditions and requirements under which the instrument may be placed on the market <u>or put into service</u> , including <u>at least</u> :	<i>deleted</i>	<i>deleted</i>
<i>Article 8, first paragraph, amending provision, numbered paragraph (3), point (a)</i>				
373	(a) a description of the procedures, by means of which the compliance with the applicable essential requirements of this Directive was successfully demonstrated;	(a) a description of the procedures, by means of which the compliance with the applicable essential requirements of this Directive was successfully demonstrated;	<i>deleted</i>	<i>deleted</i>
<i>Article 8, first paragraph, amending provision, numbered paragraph (3), point (b)</i>				
374	(b) specific requirements regarding the traceability of the instrument concerned;	(b) specific requirements regarding the traceability of the instrument concerned;	<i>deleted</i>	<i>deleted</i>
<i>Article 8, first paragraph, amending provision, numbered paragraph (3), point (c)</i>				
375	(c) an end date of validity of the authorisation, which cannot go beyond the last day of the period for	(c) an end date of validity, <u>unless otherwise specified</u> , of the authorisation, which cannot go	<i>deleted</i>	<i>deleted</i>

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	which the Single Market emergency mode has been activated;	beyond the last day of the period for which the ~~Single~~ <u>internal</u> market emergency mode has been activated;		
Article 8, first paragraph, amending provision, numbered paragraph (3), point (d)				
y	376	(d) any specific requirements regarding the need to ensure the continuous conformity assessment with respect to the instrument concerned;	deleted	deleted
Article 8, first paragraph, amending provision, numbered paragraph (3), point (e)				
y	377	(e) measures to be taken with respect to the instrument concerned upon expiry of the authorisation in order to ensure that the instrument concerned is brought back in compliance with all the requirements of this Directive.	deleted	deleted
Article 8, first paragraph, amending provision, numbered paragraph (3), point (ea)				
y	377a	<u>(ea) labelling requirements, including radio frequency identification, indicating that the instrument was authorised under the internal market emergency mode.</u>		
Article 8, first paragraph, amending provision, numbered paragraph (4)				

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
y	378	4. By way of derogation from Article 40a(3), first subparagraph, where appropriate, the national competent authority may amend the conditions of the authorisation referred to in paragraph 3 of this Article also after the deactivation or expiry of the Single Market Emergency mode.	deleted	deleted
	Article 8, first paragraph, amending provision, numbered paragraph (5)			
y	379	5. By way of derogation from Articles 5 and 16, instruments, for which an authorisation has been granted in accordance with paragraph 1 of this Article shall not leave the territory of the Member State which has issued the authorisation and shall not bear the CE marking, nor the supplementary metrology marking.	deleted	deleted
	Article 8, first paragraph, amending provision, numbered paragraph (6)			
y	380	6. The market surveillance authorities of the Member State, whose competent authority has granted an authorisation pursuant to paragraph 1, shall be entitled to take all corrective and restrictive measures at national level provided	deleted	deleted

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	for under this Directive with respect to such instruments.	for under this Directive with respect to such instruments. <u>The market surveillance authorities shall keep all records related to products authorised under a derogation for a period of 10 years. They shall make those records available to other market surveillance authorities upon request.</u>		
Article 8, first paragraph, amending provision, numbered paragraph (7)				
381	7. Member States shall inform the Commission and the other Member States of any decision to authorise the placing on the market of an instrument in accordance with paragraph 1.	7. Member States shall inform the Commission and the other Member States of any decision to authorise the placing on the market of an instrument in accordance with paragraph 1.	deleted	deleted
Article 8, first paragraph, amending provision, numbered paragraph (8)				
382	8. The application of Articles 40a to 40g and the use of the authorisation procedure set out in paragraph 1 of this Article does not affect the application of the relevant conformity assessment procedures laid down in Article 13 on the territory of the Member State concerned.	8. The application of Articles 40a to 40g and the use of the authorisation procedure set out in paragraph 1 of this Article ~~does~~ <u>shall</u> not affect the application of the relevant conformity assessment procedures laid down in Article 13 ~~on the territory of the Member State concerned.~~	deleted	deleted
Article 8, first paragraph, amending provision, numbered paragraph (8a)				
382a				

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
		<u>8a. Instruments subject to derogation under paragraph 1 shall remain valid for six months after deactivation or expiration of the internal market emergency mode. After this period, they shall only be made available on the market after receiving an authorisation under the normal authorisation procedure provided for in this Directive.</u>		
Article 8, first paragraph, amending provision, twenty-second paragraph				
y	383	Article 40d Presumption of conformity based on national and international standards	deleted	deleted
Article 8, first paragraph, amending provision, twenty-third paragraph				
y	384	Member States shall take all appropriate measures to ensure that, for the purposes of placing on the market, their competent authorities consider that instruments which comply with the relevant international standards any national standards in force in the Member State of manufacture, ensuring the safety level equivalent to that required by the essential requirements set out in Annex I, comply with those essential requirements in either of the following cases:	deleted	deleted

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	<i>Article 8, first paragraph, amending provision, twenty-third paragraph, point (a)</i>			
385	(a) where no reference to harmonised standards covering the relevant essential requirements set out in Annex I to this Directive is published in the Official Journal of the European Union in accordance with Regulation (EU) No 1025/2012 or	(a) where no reference to harmonised standards covering the relevant essential requirements set out in Annex I to this Directive is published in the Official Journal of the European Union in accordance with Regulation (EU) No 1025/2012 or	deleted	deleted
	<i>Article 8, first paragraph, amending provision, twenty-third paragraph, point (b)</i>			
386	(b) where severe disruptions in the functioning of the Single Market, which were taken into consideration when activating the Single Market emergency mode in accordance with Article 15(4) of [the SMEI Regulation], significantly restrict the possibilities of manufacturers to make use of the harmonised standards covering the relevant essential requirements set out in Annex I to this Directive already published in the Official Journal of the European Union in accordance with Regulation (EU) No 1025/2012.	(b) where severe disruptions in the functioning of the ~~Single~~ internal market, which were taken into consideration when activating the ~~Single~~ internal market emergency mode in accordance with Article ~~15(4) of [the SMEI]~~ 14 of [the IMERA Regulation], significantly restrict the possibilities of manufacturers to make use of the harmonised standards covering the relevant essential requirements set out in Annex I to this Directive already published in the Official Journal of the European Union in accordance with Regulation (EU) No 1025/2012.	deleted	deleted
	<i>Article 8, first paragraph, amending provision, twenty-fourth paragraph</i>			

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
y	387 Article 40e Adoption of common specifications conferring a presumption of conformity	Article 40e Adoption of common specifications conferring a presumption of conformity	<i>deleted</i>	<i>deleted</i>
Article 8, first paragraph, amending provision, numbered paragraph (1)				
y	388 1. Where instruments, have been designated as crisis-relevant goods, the Commission is empowered to adopt implementing acts with respect to such instruments establishing common specifications to cover the essential requirements set out in Annex I in either of the following cases:	1. Where instruments, have been designated as crisis-relevant goods, the Commission is empowered to adopt implementing acts with respect to such instruments establishing common specifications to cover the essential requirements set out in Annex I in either of the following cases:	<i>deleted</i>	<i>deleted</i>
Article 8, first paragraph, amending provision, numbered paragraph (1), point (-a)				
y	388a	<u>(-a) where the European standardisation deliverables addressing a request pursuant to Article 10(1) of Regulation (EU) No 1025/2012 were not adopted;</u>		
Article 8, first paragraph, amending provision, numbered paragraph (1), point (a)				
y	389 (a) where no reference to harmonised standards covering the relevant essential requirements set out in Annex I to this Directive has been published in the Official	(a) where no reference to harmonised standards covering the relevant essential <u>safety</u> requirements set out in Annex I to this Directive has been published in	<i>deleted</i>	<i>deleted</i>

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	Journal of the European Union in accordance with Regulation (EU) No 1025/2012;	the Official Journal of the European Union in accordance with Regulation (EU) No 1025/2012 <u>and no such reference is expected to be published within a reasonable timeframe during the internal market emergency mode;</u>		
Article 8, first paragraph, amending provision, numbered paragraph (1), point (b)				
390	(b) where severe disruptions in the functioning of the Single Market, which led to the activation of the Single Market emergency mode in accordance with Article 15(4) of [the SMEI Regulation] significantly restrict the possibilities of manufacturers to make use of the harmonised standards covering the relevant essential requirements set out in Annex I of this Directive and already published in the Official Journal of the European Union in accordance with Regulation (EU) No 1025/2012.	(b) where severe disruptions in the functioning of the ~~Single~~ internal market, which led to the activation of the ~~Single~~ internal market emergency mode in accordance with Article ~~15(4) of [the SMEI]~~ 14 of [the IMERA Regulation] significantly restrict the possibilities of manufacturers to make use of the harmonised standards covering the relevant essential requirements set out in Annex I of this Directive and already published in the Official Journal of the European Union in accordance with Regulation (EU) No 1025/2012.	deleted	deleted
Article 8, first paragraph, amending provision, numbered paragraph (2)				
391	2. The implementing acts referred to in paragraph 1 of this Article shall be adopted following a consultation of the sectoral experts and in accordance with the examination	2. The implementing acts referred to in paragraph 1 of this Article shall be adopted ~~following a consultation of the sectoral experts and~~ in accordance with the examination	deleted	deleted

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	procedure referred to in Article 41(3). They shall apply to instruments placed on the market until the last day of the period for which the Single Market emergency mode remains active. In the early preparation of the draft implementing act establishing the common specifications, the Commission shall gather the views of relevant bodies or expert groups established under relevant sectoral Union legislation. Based on that consultation, the Commission shall prepare the draft implementing act.	procedure referred to in Article 41(3). They shall apply to instruments placed on the market until the last day of the period for which the ~~Single~~<u>internal</u> market emergency mode remains active. ~~In the early preparation of~~<u>When preparing</u> the draft implementing act establishing the common ~~specifications~~<u>specification</u>, the Commission shall ~~gather~~<u>take into account</u> the views of relevant bodies ~~or expert groups established under relevant sectoral Union legislation.~~<u>Based on that consultation, the Commission</u><u>and</u> shall ~~prepare the draft implementing act~~<u>duly consult all relevant stakeholders</u>.		
Article 8, first paragraph, amending provision, numbered paragraph (3)				
392	3. Without prejudice to Article 12, instruments which are in conformity with common specifications adopted pursuant to paragraph 2 of this Article shall be presumed to be in conformity with the essential requirements set out in Annex I covered by those common specifications or parts thereof.	3. Without prejudice to Article 12, instruments which are in conformity with common specifications adopted pursuant to paragraph 2 of this Article shall be presumed to be in conformity with the essential requirements set out in Annex I covered by those common specifications or parts thereof.	deleted	deleted
Article 8, first paragraph, amending provision, numbered paragraph (4)				
393	4. By way of derogation from	4. By way of derogation from		

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	Article 40a(3), first subparagraph, unless there is sufficient reason to believe that the instruments covered by the common specifications referred to in paragraph 1 of this Article present a risk to the health or safety of persons, the instruments in compliance with the said common specifications which has been placed on the market shall be deemed compliant with this Directive after the expiry or repeal of an implementing act adopted pursuant to paragraph 2 of this Article and after the expiry or deactivation of the Single Market Emergency mode in accordance with [the SMEI Regulation].	Article 40a(3), ~~first subparagraph,~~ unless there is sufficient reason to believe that the instruments covered by the common specifications referred to in paragraph 1 of this Article present a risk to the health or safety of persons, the instruments in compliance with the said common specifications which has been placed on the market shall be deemed compliant with this Directive after the expiry or repeal of an implementing act adopted pursuant to paragraph 2 of this Article and after the expiry or deactivation of the ~~Single~~ <u>internal</u> market emergency mode in accordance with [the ~~SMEI~~ <u>IMERA</u> Regulation].	<i>deleted</i>	<i>deleted</i>
Article 8, first paragraph, amending provision, numbered paragraph (5)				
394	5. When a Member State considers that a common specification referred to in paragraph 1 does not entirely satisfy the essential requirements which it aims to cover and which are set out in Annex I, it shall inform the Commission thereof with a detailed explanation and the Commission shall assess that information and, if appropriate, amend or withdraw the implementing act establishing the common specification in question.	5. When a Member State considers that a common specification referred to in paragraph 1 does not entirely satisfy the essential requirements which it aims to cover and which are set out in Annex I, it shall inform the Commission thereof with a detailed explanation and the Commission shall assess that information. <u>The Commission may</u> ~~and, if appropriate,~~ amend, <u>where appropriate,</u> ~~or withdraw~~ the implementing act establishing the common specification in question.	<i>deleted</i>	<i>deleted</i>

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	<i>Article 8, first paragraph, amending provision, thirtieth paragraph</i>			
y	395 Article 40f Adoption of mandatory common specifications	<i>deleted</i>	<i>deleted</i>	<i>deleted</i>
	<i>Article 8, first paragraph, amending provision, numbered paragraph (1)</i>			
y	396 1. In exceptional and duly justified cases, the Commission is empowered to adopt implementing acts establishing mandatory common specifications to cover the essential requirements set out in Annex I for instruments, which have been designated as crisis-relevant goods.	<i>deleted</i>	<i>deleted</i>	<i>deleted</i>
	<i>Article 8, first paragraph, amending provision, numbered paragraph (2)</i>			
y	397 2. The implementing acts referred to in paragraph 1 of this Article shall be adopted following a consultation of the sectoral experts and in accordance with the examination procedure referred to in Article 41(3). They shall apply to for instruments placed on the market until the last day of the period for which the Single Market emergency mode remains active. In the early preparation of the draft implementing act establishing the	<i>deleted</i>	<i>deleted</i>	<i>deleted</i>

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	common specification, the Commission shall gather the views of relevant bodies or expert groups established under relevant sectoral Union legislation. Based on that consultation, the Commission shall prepare the draft implementing act.			
<i>Article 8, first paragraph, amending provision, numbered paragraph (3)</i>				
398	3. By way of derogation from Article 40a(3), first subparagraph, unless there is sufficient reason to believe that the instruments covered by the common specifications referred to in paragraph 1 of this Article present a risk to the health or safety of persons, the instruments in compliance with those common specifications which have been placed on the market shall be deemed compliant with this Directive after the expiry or repeal of an implementing act adopted pursuant to paragraph 2 of this Article and after the expiry or deactivation of the Single Market Emergency mode in accordance with [the SMEI Regulation].	<i>deleted</i>	<i>deleted</i>	<i>deleted</i>
<i>Article 8, first paragraph, amending provision, thirty-fourth paragraph</i>				
399	Article 40g Prioritisation of market surveillance	Article 40g Prioritisation of market surveillance	<i>deleted</i>	<i>deleted</i>

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	activities and mutual assistance among authorities	activities and mutual assistance among authorities		
Article 8, first paragraph, amending provision, numbered paragraph (1)				
400	1. Member States shall prioritise the market surveillance activities for instruments, designated as crisis-relevant goods.	1. Member States shall prioritise the market surveillance activities for instruments, designated as crisis-relevant goods.	deleted	deleted
Article 8, first paragraph, amending provision, numbered paragraph (2)				
401	2. The market surveillance authorities of the Member States shall deploy their best efforts to provide assistance to other market surveillance authorities during a Single Market emergency, including by mobilising and dispatching expert teams to temporarily reinforce the staff of market surveillance authorities requesting assistance or by providing logistical support such as reinforcement of the testing capacity for instruments, designated as crisis-relevant goods.	2. The market surveillance authorities of the Member States shall ~~deploy their best~~ <u>ensure all reasonable</u> efforts <u>are made</u> to provide assistance to other market surveillance authorities during ~~a~~ <u>an internal</u> market emergency, including by mobilising and dispatching expert teams to temporarily reinforce the staff of market surveillance authorities requesting assistance or by providing logistical support such as reinforcement of the testing capacity for instruments, designated as crisis-relevant goods.	deleted	deleted
Article 9				
402	Article 9	Article 9		

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	Amendments to Directive 2014/32/EU	Amendments to Directive 2014/32/EU	<i>deleted</i>	<i>deleted</i>
	<i>Article 9, first paragraph</i>			
y	403	In Directive 2014/32/EU, the following Chapter 5a is inserted:	<i>deleted</i>	<i>deleted</i>
	<i>Article 9, first paragraph, amending provision, first paragraph</i>			
y	404	‘CHAPTER 5a EMERGENCY PROCEDURES	<i>deleted</i>	<i>deleted</i>
	<i>Article 9, first paragraph, amending provision, second paragraph</i>			
y	405	Article 45a Application of emergency procedures, and their deactivation	<i>deleted</i>	<i>deleted</i>
	<i>Article 9, first paragraph, amending provision, numbered paragraph (1)</i>			
y	406	1. Member States shall ensure that measures taken to transpose Articles 45b to 45g of this Directive only apply if the Commission has adopted an implementing act pursuant to Article 23 of [the SMEI Regulation] activating Article 26 of [the SMEI Regulation] with respect to this Directive.	<i>deleted</i>	<i>deleted</i>

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
		<i>Directive.</i>		
<i>Article 9, first paragraph, amending provision, numbered paragraph (2)</i>				
y	407 2. Member States shall ensure that measures taken to transpose Articles 45b to 45g apply exclusively to measuring instruments, which have been designated as crisis-relevant goods in the implementing act referred to in paragraph 1 of this Article.	2. Member States shall ensure that measures taken to transpose Articles 45b to 45g apply exclusively to measuring instruments, which have been designated as crisis-relevant goods in the implementing act referred to in paragraph 1 of this Article.	<i>deleted</i>	<i>deleted</i>
<i>Article 9, first paragraph, amending provision, numbered paragraph (3), first subparagraph</i>				
y	408 3. Member States shall ensure that measures taken to transpose Articles 45b to 45g apply during the Single Market emergency mode.	3. Member States shall ensure that measures taken to transpose Articles 45b to 45g apply during the <i>Single</i> <u>internal</u> market emergency mode.	<i>deleted</i>	<i>deleted</i>
<i>Article 9, first paragraph, amending provision, numbered paragraph (3), second subparagraph</i>				
y	409 However, Article 45c(2), second subparagraph, and Article 45c(5) shall apply during the Single Market emergency mode and after its deactivation or expiry.	<i>deleted</i>	<i>deleted</i>	<i>deleted</i>
<i>Article 9, first paragraph, amending provision, numbered paragraph (4)</i>				
y	410 4. The Commission shall be			

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	empowered to lay down by means of implementing acts rules regarding the follow-up actions to be taken with respect to measuring instruments placed on the market in accordance with Articles 45c to 45f. Those implementing acts shall be adopted in accordance with the examination procedure referred to in Article 46(3).	<i>deleted</i>	<i>deleted</i>	<i>deleted</i>
<i>Article 9, first paragraph, amending provision, seventh paragraph</i>				
411	Article 45b Prioritisation of the conformity assessment of crisis-relevant measuring instruments	Article 45b Prioritisation of the conformity assessment of crisis-relevant measuring instruments	<i>deleted</i>	<i>deleted</i>
<i>Article 9, first paragraph, amending provision, numbered paragraph (1)</i>				
412	1. This Article shall apply to all measuring instruments designated as crisis-relevant goods, which are subject to conformity assessment procedures in accordance with Article 17requiring the mandatory involvement of a notified body.	1. This Article shall apply to all measuring instruments designated as crisis-relevant goods, which are subject to conformity assessment procedures in accordance with Article 17requiring the mandatory involvement of a notified body.	<i>deleted</i>	<i>deleted</i>
<i>Article 9, first paragraph, amending provision, numbered paragraph (2)</i>				
413	2. The notified bodies shall process all applications for conformity assessment of measuring instruments	2. The notified bodies shall <u>ensure all reasonable efforts are made to</u> process all applications for	<i>deleted</i>	<i>deleted</i>

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	designated as crisis-relevant goods as a matter of priority.	conformity assessment of measuring instruments designated as crisis-relevant goods as a matter of priority.		
<i>Article 9, first paragraph, amending provision, numbered paragraph (3)</i>				
414	3. All pending applications for conformity assessment of such measuring instruments shall be processed as a matter of priority, ahead of any other applications for conformity assessment of measuring instruments, which have not been designated as crisis-relevant goods. This requirement applies with respect to all applications for conformity assessment of measuring instruments designated as crisis-relevant goods, irrespective of whether they have been lodged before or after the activation of the emergency procedures pursuant to Article 45a.	3. All pending applications for conformity assessment of such measuring instruments shall be processed as a matter of priority, ahead of any other applications for conformity assessment of measuring instruments, which have not been designated as crisis-relevant goods. This requirement applies with respect to all applications for conformity assessment of measuring instruments designated as crisis-relevant goods, irrespective of whether they have been lodged before or after the activation of the emergency procedures pursuant to Article 45a.	<i>deleted</i>	<i>deleted</i>
<i>Article 9, first paragraph, amending provision, numbered paragraph (4)</i>				
415	4. The prioritisation of applications for conformity assessment of measuring instruments pursuant to paragraph 2 and 3 shall not give rise to any additional costs for the manufacturers, who have lodged those applications.	4. The prioritisation of applications for conformity assessment of measuring instruments pursuant to paragraph 2 and 3 shall not give rise to any <u>extraordinary</u> additional costs for the manufacturers, who have lodged those applications.	<i>deleted</i>	<i>deleted</i>

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	Article 9, first paragraph, amending provision, numbered paragraph (5)			
416	5. The notified bodies shall deploy their best efforts to increase their testing capacities for measuring instruments designated as crisis-relevant goods in respect to which they have been notified.	5. The notified bodies shall ~~deploy~~ ~~their best~~ <u>ensure all reasonable efforts are made</u> to increase their testing capacities for measuring instruments designated as crisis-relevant goods in respect ~~to of~~ which they have been notified.	deleted	deleted
	Article 9, first paragraph, amending provision, thirteenth paragraph			
417	Article 45c Derogation from the conformity assessment procedures requiring mandatory involvement of a notified body	Article 45c Derogation from the conformity assessment procedures requiring mandatory involvement of a notified body	deleted	deleted
	Article 9, first paragraph, amending provision, numbered paragraph (1)			
418	1. By way of derogation from Article 17, any competent national authority may authorise, on a duly justified request, the placing on the market or putting into use within the territory of the Member State concerned, of a specific measuring instrument which has been designated as crisis-relevant good and for which the conformity assessment procedures requiring mandatory involvement of a notified	1. By way of derogation from Article 17, ~~any the~~ competent national authority, <u>after carrying out a risk assessment,</u> -may authorise, on a duly justified request <u>from an economic operator established in its Member State,</u> the placing on the market or putting into use within the territory of ~~the that~~ Member State ~~concerned~~ , of a specific measuring instrument which has been designated as crisis-relevant good	deleted	deleted

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	body, referred to in Article 17 have not been carried out by a notified body but for which the compliance with all the applicable essential requirements has been demonstrated.	and for which the conformity assessment procedures requiring mandatory involvement of a notified body, referred to in Article 17 have not been carried out by a notified body but for which the compliance with all the applicable essential requirements has been demonstrated.		
<i>Article 9, first paragraph, amending provision, numbered paragraph (2), first subparagraph</i>				
419	2. The manufacturer of a measuring instrument subject to the authorisation procedure referred to in paragraph 1 shall declare on his sole responsibility that the measuring instrument concerned complies with all the applicable essential requirements and shall be responsible for the fulfilment of all the conformity assessment procedures indicated by the national competent authority.	2. The manufacturer of a measuring instrument subject to the authorisation procedure referred to in paragraph 1 shall declare on his sole responsibility that the measuring instrument concerned complies with all the applicable essential requirements and shall be responsible for the fulfilment of all the conformity assessment procedures indicated by the national competent authority.	<i>deleted</i>	<i>deleted</i>
<i>Article 9, first paragraph, amending provision, numbered paragraph (2), second subparagraph</i>				
420	The manufacturer shall also deploy all reasonable measures to ensure that the measuring instrument, which has been granted an authorisation pursuant to paragraph 1 does not leave the territory of the Member State, which has granted the authorisation.	<i>deleted</i>	<i>deleted</i>	<i>deleted</i>

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	<i>Article 9, first paragraph, amending provision, numbered paragraph (3)</i>			
y	421	3. Any authorisation issued by a national competent authority pursuant to paragraph 1 shall set out the conditions and requirements under which the measuring instrument may be placed on the market or put into use, including:	deleted	deleted
	<i>Article 9, first paragraph, amending provision, numbered paragraph (3), point (a)</i>			
y	422	(a) a description of the procedures, by means of which the compliance with the applicable essential requirements of this Directive was successfully demonstrated;	deleted	deleted
	<i>Article 9, first paragraph, amending provision, numbered paragraph (3), point (b)</i>			
y	423	(b) specific requirements regarding the traceability of the measuring instrument concerned;	deleted	deleted
	<i>Article 9, first paragraph, amending provision, numbered paragraph (3), point (c)</i>			
y	424	(c) an end date of validity of the authorisation, which cannot go beyond the last day of the period for which the Single Market emergency	deleted	deleted

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	mode has been activated;	which the ~~Single~~ <u>internal</u> market emergency mode has been activated;		
Article 9, first paragraph, amending provision, numbered paragraph (3), point (d)				
y	425	(d) any specific requirements regarding the need to ensure the continuous conformity assessment with respect to the measuring instrument concerned;	deleted	deleted
Article 9, first paragraph, amending provision, numbered paragraph (3), point (e)				
y	426	(e) measures to be taken with respect to the measuring instrument concerned upon expiry of the authorisation in order to ensure that the measuring instrument concerned is brought back in compliance with all the requirements of this Directive.	deleted	deleted
Article 9, first paragraph, amending provision, numbered paragraph (3), point (ea)				
y	426a	<u>(ea) labelling requirements, including radio frequency identification, indicating that the measuring instrument was authorised under the internal market emergency mode.</u>		
Article 9, first paragraph, amending provision, numbered paragraph (4)				

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
y	427	4. By way of derogation from Articles 7 and 20, measuring instruments, for which an authorisation has been granted in accordance with paragraph 1 of this Article shall not leave the territory of the Member State which has issued the authorisation and shall not bear the CE marking, nor the supplementary metrology marking.	deleted	deleted
	Article 9, first paragraph, amending provision, numbered paragraph (5)			
y	428	5. The market surveillance authorities of the Member State, whose competent authority has granted an authorisation pursuant to paragraph 1, shall be entitled to take all corrective and restrictive measures at national level provided for under this Directive with respect to such measuring instruments.	deleted	deleted
	Article 9, first paragraph, amending provision, numbered paragraph (6)			
y	429			

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	6. Member States shall inform the Commission and the other Member States of any decision to authorise the placing on the market and/or putting into use of a measuring instrument in accordance with paragraph 1.	6. Member States shall inform the Commission and the other Member States of any decision to authorise the placing on the market and/or putting into use of a measuring instrument in accordance with paragraph 1.	<i>deleted</i>	<i>deleted</i>
Article 9, first paragraph, amending provision, numbered paragraph (7)				
430	7. The application of Articles 45a to 45g and the use of the authorisation procedure set out in paragraph 1 of this Article does not affect the application of the relevant conformity assessment procedures laid down in Article 17 on the territory of the Member State concerned.	7. The application of Articles 45a to 45g and the use of the authorisation procedure set out in paragraph 1 of this Article ~~does~~ <i>shall</i> not affect the application of the relevant conformity assessment procedures laid down in Article 17 ~~on the territory of the Member State concerned.~~	<i>deleted</i>	<i>deleted</i>
Article 9, first paragraph, amending provision, numbered paragraph (7a)				
430a		<u>7a. Measuring instruments subject to derogation under paragraph 1 shall remain valid for six months after the end of deactivation or expiration of the internal market emergency mode. After this period, they shall only be made available on the market after receiving an authorisation under the normal authorisation procedure provided for in this Directive.</u>		

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement	
Article 9, first paragraph, amending provision, twenty-first paragraph					
y	431	Article 45d Presumption of conformity based on national and international standards	Article 45d Presumption of conformity based on national and international standards	<i>deleted</i>	<i>deleted</i>
Article 9, first paragraph, amending provision, twenty-second paragraph					
y	432	Where either:	<i>deleted</i>	<i>deleted</i>	<i>deleted</i>
Article 9, first paragraph, amending provision, twenty-third paragraph					
y	433	Member States shall take all appropriate measures to ensure that, for the purposes of placing on the market or putting into use, their competent authorities consider that the measuring instruments which comply with the relevant international standards or any national standards in force in the Member State of manufacture, ensuring the safety level required by the essential requirements set out in the relevant instrument-specific Annexes, comply with those essential requirements in either of the following cases:	Member States shall take all appropriate measures to ensure that, for the purposes of placing on the market or putting into use, their competent authorities consider that the measuring instruments which comply with the relevant international standards or any national standards in force in the Member State of manufacture, ensuring the safety level required by the essential requirements set out in the relevant instrument-specific Annexes, comply with those essential requirements in either of the following cases:	<i>deleted</i>	<i>deleted</i>
Article 9, first paragraph, amending provision, twenty-third paragraph, point (a)					
y	434	(a) where no reference to	(a) where no reference to		

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	harmonised standards covering the relevant essential requirements set out in Annex I and in the relevant instrument-specific Annexes to this Directive is published in the Official Journal of the European Union in accordance with Regulation (EU) No 1025/2012;	harmonised standards covering the relevant essential requirements set out in Annex I and in the relevant instrument-specific Annexes to this Directive is published in the Official Journal of the European Union in accordance with Regulation (EU) No 1025/2012;	<i>deleted</i>	<i>deleted</i>
<i>Article 9, first paragraph, amending provision, twenty-third paragraph, point (b)</i>				
435	(b) where severe disruptions in the functioning of the Single Market, which were taken into consideration when activating the Single Market emergency mode in accordance with Article 15(4) of [the SMEI Regulation], significantly restrict the possibilities of manufacturers to make use of the harmonised standards covering the relevant essential requirements set out in Annex I and in the relevant instrument-specific Annexes to this Directive and already published in the Official Journal of the European Union in accordance with Regulation (EU) No 1025/2012.	(b) where severe disruptions in the functioning of the ~~Single~~ <u>internal</u> market, which were taken into consideration when activating the ~~Single~~ <u>internal</u> market emergency mode in accordance with Article ~~15(4) of [the SMEI]~~ <u>14 of [the IMERA]</u> Regulation], significantly restrict the possibilities of manufacturers to make use of the harmonised standards covering the relevant essential requirements set out in Annex I and in the relevant instrument-specific Annexes to this Directive and already published in the Official Journal of the European Union in accordance with Regulation (EU) No 1025/2012.	<i>deleted</i>	<i>deleted</i>
<i>Article 9, first paragraph, amending provision, twenty-fourth paragraph</i>				
436	Article 45e Adoption of common specifications	Article 45e Adoption of common specifications	<i>deleted</i>	<i>deleted</i>

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	conferring a presumption of conformity	conferring a presumption of conformity		
Article 9, first paragraph, amending provision, numbered paragraph (1)				
437	1. Where measuring instruments have been designated as crisis-relevant goods, the Commission is empowered to adopt implementing acts establishing common specifications for such measuring instruments to cover the essential requirements set out in Annex I and in the relevant instrument-specific Annexes in either of the following cases:	1. Where measuring instruments have been designated as crisis-relevant goods, the Commission is empowered to adopt implementing acts establishing common specifications for such measuring instruments to cover the essential requirements set out in Annex I and in the relevant instrument-specific Annexes in either of the following cases:	deleted	deleted
Article 9, first paragraph, amending provision, numbered paragraph (1), point (-a)				
437a		<u>(-a) where the European standardisation deliverables addressing a request pursuant to Article 10(1) of Regulation (EU) No 1025/2012 were not adopted;</u>		
Article 9, first paragraph, amending provision, numbered paragraph (1), point (a)				
438	(a) where no reference to harmonised standards covering the relevant essential requirements set out in Annex I and in the relevant instrument-specific Annexes has been published in the Official	(a) where ~~no~~ <u>a</u> reference to harmonised standards covering the relevant essential <u>safety</u> requirements set out in Annex ~~I and in the relevant instrument-specific Annexes has~~ <u>II to this Directive has</u>	deleted	deleted

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	Journal of the European Union in accordance with Regulation (EU) No 1025/2012;	<u>not</u> been published in the Official Journal of the European Union in accordance with Regulation (EU) No 1025/2012 <u>and no such reference is expected to be published within a reasonable timeframe during the internal market emergency mode</u> ;		
Article 9, first paragraph, amending provision, numbered paragraph (1), point (b)				
439	(b) the severe disruptions in the functioning of the Single Market, which led to the activation of the Single Market emergency mode in accordance with Article 15(4) of [the SMEI Regulation], significantly restrict the possibilities of manufacturers to make use of the harmonised standards covering the relevant essential requirements set out in Annex I and in the relevant instrument-specific Annexes to this Directive and already published in the Official Journal of the European Union in accordance with Regulation (EU) No 1025/2012.	(b) the severe disruptions in the functioning of the ~~Single~~ internal market, which led to the activation of the ~~Single~~ internal market emergency mode in accordance with Article ~~15(4) of [the SMEI]~~ 14 of [the IMERA Regulation], ~~–~~ significantly restrict the possibilities of manufacturers to make use of the harmonised standards covering the relevant essential requirements set out in Annex I and in the relevant instrument-specific Annexes to this Directive and already published in the Official Journal of the European Union in accordance with Regulation (EU) No 1025/2012.	deleted	deleted
Article 9, first paragraph, amending provision, numbered paragraph (2)				
440	2. The implementing acts referred to in paragraph 1 of this Article shall be adopted following a consultation of the sectoral experts and in	2. The implementing acts referred to in paragraph 1 of this Article shall be adopted ~~following a consultation of the sectoral experts and~~ in	deleted	deleted

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	accordance with the examination procedure referred to in Article 46(3). They shall remain apply to measuring instruments placed on the market until the last day of the period for which the Single Market emergency mode remains active. In the early preparation of the draft implementing act establishing the common specification, the Commission shall gather the views of relevant bodies or expert groups established under relevant sectoral Union legislation. Based on that consultation, the Commission shall prepare the draft implementing act.	accordance with the examination procedure referred to in Article 46(3). They shall ~~remain~~ apply to measuring instruments placed on the market until the last day of the period for which the ~~Single~~<u>internal</u> market emergency mode remains active. ~~In the early preparation of~~<u>When preparing</u> the draft implementing act establishing the common specification, the Commission shall ~~gather~~<u>take into account</u> the views of relevant bodies ~~or expert groups established under relevant sectoral Union legislation.~~ ~~Based on that consultation, the Commission~~<u>and</u> shall ~~prepare the draft implementing act~~<u>duly consult all relevant stakeholders</u>.		
Article 9, first paragraph, amending provision, numbered paragraph (3)				
441	3. Without prejudice to Article 14, measuring instruments which are in conformity with common specifications adopted pursuant to paragraph 2 shall be presumed to be in conformity with the essential requirements set out in Annex I and in the relevant instrument-specific Annexes covered by those common specifications or parts thereof.	3. Without prejudice to Article 14, measuring instruments which are in conformity with common specifications adopted pursuant to paragraph 2 shall be presumed to be in conformity with the essential requirements set out in Annex I and in the relevant instrument-specific Annexes covered by those common specifications or parts thereof.	<i>deleted</i>	<i>deleted</i>
Article 9, first paragraph, amending provision, numbered paragraph (4)				

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
y	442	4. By way of derogation from Article 45a(3), ~~first subparagraph~~ , unless there is sufficient reason to believe that the measuring instruments covered by the common specifications referred to in paragraph 1 of this Article present a risk to the health or safety of persons, the measuring instruments in compliance with the said common specifications which have been placed on the market shall be deemed compliant with this Directive after the expiry or repeal of an implementing act adopted pursuant to paragraph 2 of this Article and after the expiry or deactivation of the Single Market Emergency mode in accordance with [the SMEI Regulation].	 deleted	deleted
Article 9, first paragraph, amending provision, numbered paragraph (5)				
y	443	5. When a Member State considers that a common specification referred to in paragraph 1 does not entirely satisfy the essential requirements which it aims to cover and which are set out in Annex I and in the relevant instrument-specific Annexes, it shall inform the Commission thereof with a detailed explanation and the Commission shall assess that	deleted	deleted

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	information and, if appropriate, amend or withdraw the implementing act establishing the common specification in question.	information. <u>The Commission may</u> ~~and, if appropriate,~~ amend, <u>where appropriate,</u> ~~or withdraw~~ the implementing act establishing the common specification in question.		
Article 9, first paragraph, amending provision, thirtieth paragraph				
y	444 Article 45f Adoption of mandatory common specifications	deleted	deleted	deleted
Article 9, first paragraph, amending provision, numbered paragraph (1)				
y	445 1. In exceptional and duly justified cases, the Commission is empowered to adopt implementing acts establishing mandatory common specifications to cover the essential requirements set out in Annex I and in the instrument-specific Annexes for measuring instruments, which have been designated as crisis-relevant goods.	deleted	deleted	deleted
Article 9, first paragraph, amending provision, numbered paragraph (2)				
y	446 2. The implementing acts establishing mandatory common specifications, referred to in paragraph 1 of this Article shall be adopted following a consultation of the sectoral experts and in	deleted	deleted	deleted

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	accordance with the examination procedure referred to in Article 46(3). They shall apply to measuring instruments placed on the market until the last day of the period for which the Single Market emergency mode remains active. In the early preparation of the draft implementing act establishing the common specification, the Commission shall gather the views of relevant bodies or expert groups established under relevant sectoral Union legislation. Based on that consultation, the Commission shall prepare the draft implementing act.			
<i>Article 9, first paragraph, amending provision, numbered paragraph (3)</i>				
447	3. By way of derogation from Article 45a(3), first subparagraph, unless there is sufficient reason to believe that the measuring instruments covered by the mandatory common specifications referred to in paragraph 1 of this Article present a risk to the health or safety of persons, the measuring instruments in compliance with those common specifications which have been placed on the market shall be deemed compliant with this Directive after the expiry or repeal of an implementing act adopted pursuant to paragraph 2 of this	<i>deleted</i>	<i>deleted</i>	<i>deleted</i>

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	Article and after the expiry or deactivation of the Single Market Emergency mode in accordance with [the SMEI Regulation].			
	<i>Article 9, first paragraph, amending provision, thirty-fourth paragraph</i>			
y	448 Article 45g Prioritisation of market surveillance activities and mutual assistance among authorities	Article 45g Prioritisation of market surveillance activities and mutual assistance among authorities	<i>deleted</i>	<i>deleted</i>
	<i>Article 9, first paragraph, amending provision, numbered paragraph (1)</i>			
y	449 1. Member States shall prioritise the market surveillance activities for measuring instruments, designated as crisis-relevant goods.	1. Member States shall prioritise the market surveillance activities for measuring instruments, designated as crisis-relevant goods.	<i>deleted</i>	<i>deleted</i>
	<i>Article 9, first paragraph, amending provision, numbered paragraph (2)</i>			
y	450 2. The market surveillance authorities of the Member States shall deploy their best efforts to provide assistance to other market surveillance authorities during a Single Market emergency, including by mobilising and dispatching expert teams to temporarily reinforce the staff of market surveillance authorities requesting assistance or by providing logistical support such as reinforcement of the testing	2. The market surveillance authorities of the Member States shall ~~deploy their best~~ <u>ensure all reasonable</u> efforts <u>are made</u> to provide assistance to other market surveillance authorities during ~~a~~ <u>Single</u> <u>an internal</u> market emergency, including by mobilising and dispatching expert teams to temporarily reinforce the staff of market surveillance authorities requesting assistance or by providing	<i>deleted</i>	<i>deleted</i>

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	capacity for measuring instruments, designated as crisis-relevant goods.	logistical support such as reinforcement of the testing capacity for measuring instruments, designated as crisis-relevant goods.		
	Article 10			
G	451 Article 10 Amendments to Directive 2014/33/EU	Article 10 Amendments to Directive 2014/33/EU	Article 10 Amendments to Directive 2014/33/EU	Article 10 Amendments to Directive 2014/33/EU
	Article 10, first paragraph			
Y	452 In Directive 2014/33/EU, the following Chapter Va is inserted:	In Directive 2014/33/EU, the following Chapter Va is inserted:	~~In~~ Directive 2014/33/EU, the following Chapter Va is inserted is amended as follows:	~~In~~ Directive 2014/33/EU, ~~the following Chapter Va is inserted:~~ <u>is amended as follows:</u>
	Article 10, first paragraph, point (1)			
Y	452a		(1) in Article 2 the following points are added:	<u>(1) in Article 2 the following points are added:</u>
	Article 10, first paragraph, point (1), amending provision, first paragraph			
Y	452b		" (22) 'crisis-relevant goods' means 'crisis-relevant goods' within the meaning of Article 3, point (6) of Regulation (EU) .../.... [SMEI Regulation];	" (22) ' <u>crisis-relevant goods</u> ' means ' <u>crisis-relevant goods</u> ' within the meaning of Article 3, point (6) of Regulation (EU) .../.... [IMERA Regulation];

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	Article 10, first paragraph, point (1), amending provision, second paragraph			
Y	452c		(23) 'Single Market Emergency' means 'Single Market Emergency' within the meaning of Article 3, point (3) of Regulation (EU) .../... [SMEI Regulation].	<u>(23) 'internal market emergency' means 'internal market emergency' within the meaning of Article 3, point (3) of Regulation (EU) .../... [IMERA Regulation].</u>
	Article 10, first paragraph, point (2)			
Y	452d		(2) the following chapter is inserted:	<u>(2) the following chapter is inserted:</u>
	Article 10, first paragraph, amending provision, Chapter I			
Y	453	CHAPTER Va EMERGENCY PROCEDURES	CHAPTER Va EMERGENCY PROCEDURES	<u>Chapter Va</u> ~~CHAPTER Va~~ EMERGENCY PROCEDURES
	Article 10, first paragraph, amending provision, Article			
G	454	Article 41a Application of emergency procedures,	Article 41a Application of emergency procedures,	<u>Article 41a</u> ~~Article 41a~~ Application of emergency procedures,
	Article 10, first paragraph, amending provision, numbered paragraph (1)			
Y	455	1. Member States shall ensure that	1. Member States shall ensure that	1. Member States shall ensure that

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	measures taken to transpose Articles 41b to 41g of this Directive only apply if the Commission has adopted an implementing act pursuant to Article 23 of [the SMEI Regulation] activating Article 26 of [the SMEI Regulation] with respect to this Directive.	measures taken to transpose Articles 41b to 41g of this Directive only apply if the Commission has adopted an implementing act pursuant to Article ~~23 of [the SMEI Regulation]~~ <u>14(5) of [the IMERA Regulation]</u> ~~activating Article 26 of [the SMEI Regulation]~~ <u>with respect to this Directive.</u>	measures taken to transpose Articles 41b to 41g of this Directive only apply if the Commission has adopted an implementing act pursuant to Article 23 of [the SMEI Regulation] activating Article 26 of [the SMEI Regulation] with respect to lifts and safety components for lifts covered by this Directive.	measures taken to transpose Articles 41b to 41g of this Directive only apply if the Commission has adopted an implementing act pursuant to Article ~~23 of [the SMEI Regulation]~~ <u>26 of [the IMERA Regulation]</u> ~~activating Article 26 of [the SMEI Regulation]~~ <u>with respect to</u> <u>with respect to lifts and safety components for lifts covered by</u> this Directive.
Article 10, first paragraph, amending provision, numbered paragraph (2)				
456	2. Member States shall ensure that measures taken to transpose Articles 41b to 41g apply exclusively to lifts and safety components for lifts, which have been designated as crisis-relevant goods in the implementing act referred to in paragraph 1 of this Article.	2. Member States shall ensure that measures taken to transpose Articles 41b to 41g apply exclusively to lifts and safety components for lifts, which have been designated as crisis-relevant goods in the implementing act referred to in paragraph 1 of this Article.	2. Member States shall ensure that measures taken to transpose Articles 41b to 41g apply exclusively to lifts and safety components for lifts, which have been designated as crisis-relevant goods ~~in the implementing act referred to in paragraph 1 of this Article~~ pursuant to Article 14 of [the SMEI Regulation] .	2. Member States shall ensure that measures taken to transpose Articles 41b to 41g apply exclusively to lifts and safety components for lifts, which have been designated as crisis-relevant goods ~~in the implementing act referred to in paragraph 1 of this Article~~ <u>pursuant to Article 14 of [the IMERA Regulation].</u>
Article 10, first paragraph, amending provision, numbered paragraph (3), first subparagraph				
457	3. Member States shall ensure that measures taken to transpose Articles 41b to 41g apply during the Single Market emergency mode.	3. Member States shall ensure that measures taken to transpose Articles 41b to 41g apply during the ~~Single~~ <u>internal</u> market emergency mode.	3. Member States shall ensure that measures taken to transpose Articles 41b to 41g shall apply only during the Single Market emergency mode activated in accordance with Article 14 of [the SMEI Regulation] .	3. Member States shall ensure that measures taken to transpose Articles 41b to 41g <u>shall apply only</u> during the ~~Single~~ <u>internal</u> market emergency mode <u>activated in accordance with Article 14 of [the IMERA Regulation].</u>

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	Article 10, first paragraph, amending provision, numbered paragraph (3), second subparagraph			
Y	458 However, Article 41c(3), second subparagraph, and Article 41c(6) shall apply during the Single Market emergency mode and after its deactivation or expiry.	<i>deleted</i>	However, ~~Article 41c(3), second subparagraph, and~~ Article 41c(6) shall apply during the Single Market emergency mode and after its deactivation or expiry.	However, ~~Article 41c(3), second subparagraph, and~~ Article 41c(6) shall apply during the ~~Single~~ <u>internal</u> market emergency mode and after its deactivation or expiry.
	Article 10, first paragraph, amending provision, numbered paragraph (4)			
Y	459 4. The Commission shall be empowered to lay down by means of implementing acts rules regarding the follow-up actions to be taken with respect to lifts and safety components for lifts placed on the market in accordance with Articles 41c to 41f. Those implementing acts shall be adopted in accordance with the examination procedure referred to in Article 42(3).	<i>deleted</i>	4. The Commission may adopt implementing acts regarding the corrective or restrictive actions to be taken, the procedures to be followed and the specific labelling and traceability requirements ~~shall be empowered to lay down by means of implementing acts rules regarding the follow-up actions to be taken~~ with respect to lifts and safety components for lifts placed on the market in accordance with Articles 41c to 41f. Those implementing acts shall be adopted in accordance with the examination procedure referred to in Article 42(3).	4. The Commission ~~shall be empowered to lay down by means of implementing acts rules regarding the follow-up actions~~ <u>may adopt implementing acts regarding the corrective or restrictive actions to be taken, the procedures to be taken followed and the specific labelling and traceability requirements</u> with respect to lifts and safety components for lifts placed on the market in accordance with Articles 41c to 41f. Those implementing acts shall be adopted in accordance with the examination procedure referred to in Article 42(3).
	Article 10, first paragraph, amending provision, Article			
G	460 Article 41b Prioritisation of the conformity assessment of crisis-relevant lifts and safety components for lifts	Article 41b Prioritisation of the conformity assessment of crisis-relevant lifts and safety components for lifts	Article 41b ~~Article 41b~~ Prioritisation of the conformity assessment of crisis-relevant lifts	<u>Article 41b</u> ~~Article 41b~~ Prioritisation of the conformity assessment of crisis-relevant lifts

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			and safety components for lifts	and safety components for lifts
Article 10, first paragraph, amending provision, numbered paragraph (1)				
461	1. This Article shall apply to all lifts and safety components for lifts designated as crisis-relevant goods, which are subject to conformity assessment procedures in accordance with Articles 15 and 16 requiring mandatory involvement of a notified body.	1. This Article shall apply to all lifts and safety components for lifts designated as crisis-relevant goods, which are subject to conformity assessment procedures in accordance with Articles 15 and 16 requiring mandatory involvement of a notified body.	1. This Article shall apply to all lifts and safety components for lifts designated as crisis-relevant goods, which are subject to conformity assessment procedures in accordance with Articles 15 and 16 requiring mandatory involvement of a notified body.	1. This Article shall apply to all lifts and safety components for lifts designated as crisis-relevant goods, which are subject to conformity assessment procedures in accordance with Articles 15 and ~~16~~ requiring mandatory involvement of a notified body.
Article 10, first paragraph, amending provision, numbered paragraph (2)				
462	2. The notified bodies shall process all applications for conformity assessment of lifts and safety components for lifts designated as crisis-relevant goods as a matter of priority.	2. The notified bodies shall <u>ensure all reasonable efforts are made to</u> process all applications for conformity assessment of lifts and safety components for lifts designated as crisis-relevant goods as a matter of priority.	2. The notified bodies shall process all applications for conformity assessment of lifts and safety components for lifts designated as crisis-relevant goods as a matter of priority, irrespective of whether they have been lodged before or after the activation of the emergency procedures pursuant to Article 41a.	2. The notified bodies shall <u>make the best efforts to</u> process all applications for conformity assessment of lifts and safety components for lifts designated as crisis-relevant goods as a matter of priority, <u>irrespective of whether they have been lodged before or after the activation of the emergency procedures pursuant to Article 41a.</u>
Article 10, first paragraph, amending provision, numbered paragraph (3)				
463	3. All pending applications for conformity assessment of such lifts and safety components for lifts shall be processed as a matter of priority, ahead of any other applications for	3. All pending applications for conformity assessment of such lifts and safety components for lifts shall be processed as a matter of priority, ahead of any other applications for	<i>deleted</i>	<i>deleted</i>

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	conformity assessment of lifts and safety components for lifts which have not been designated as crisis-relevant goods. This requirement applies with respect to all applications for conformity assessment of lifts and safety components for lifts designated as crisis-relevant goods, irrespective of whether they have been lodged before or after the activation of the emergency procedures pursuant to Article 41a.	conformity assessment of lifts and safety components for lifts which have not been designated as crisis-relevant goods. This requirement applies with respect to all applications for conformity assessment of lifts and safety components for lifts designated as crisis-relevant goods, irrespective of whether they have been lodged before or after the activation of the emergency procedures pursuant to Article 41a.		
Article 10, first paragraph, amending provision, numbered paragraph (4)				
464	4. The prioritisation of applications for conformity assessment of lifts and safety components for lifts pursuant to paragraph 3 shall not give rise to any additional costs for the manufacturers, who have lodged those applications.	4. The prioritisation of applications for conformity assessment of lifts and safety components for lifts pursuant to paragraph 3 shall not give rise to any <u>extraordinary</u> additional costs for the manufacturers, who have lodged those applications.	4. The prioritisation of applications for conformity assessment of lifts and safety components for lifts pursuant to paragraph 32 shall not give rise to ~~any~~ disproportionate additional costs for the manufacturers, who have lodged those applications.	4. The prioritisation of applications for conformity assessment of lifts and safety components for lifts pursuant to paragraph 32 shall not give rise to ~~any~~ <u>disproportionate</u> additional costs for the manufacturers, who have lodged those applications.
Article 10, first paragraph, amending provision, numbered paragraph (5)				
465	5. The notified bodies shall deploy their best efforts to increase their testing capacities for lifts and safety components for lifts designated as crisis-relevant goods in respect to which they have been notified.	5. The notified bodies shall ~~deploy~~ <u>their best</u> ensure all reasonable efforts ~~to be made~~ increase their testing capacities for lifts and safety components for lifts designated as crisis-relevant goods in respect ~~to of~~ which they have been notified.	<i>deleted</i>	5. The notified bodies shall ~~deploy~~ <u>their best</u> make reasonable efforts to increase their testing capacities for lifts and safety components for lifts designated as crisis-relevant goods in respect ~~to of~~ which they have been notified.

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	Article 10, first paragraph, amending provision, Article			
466	Article 41c Derogation from party conformity assessment procedures requiring mandatory involvement of a notified body	Article 41c Derogation from party conformity assessment procedures requiring mandatory involvement of a notified body	~~Article 41c~~ ~~Article 41e~~ Derogation from ~~party~~ the conformity assessment procedures requiring mandatory involvement of a notified body	<u>Article 41c</u> ~~Article 41e~~ Derogation from ~~party~~ <u>the</u> conformity assessment procedures requiring mandatory involvement of a notified body
	Article 10, first paragraph, amending provision, numbered paragraph (1)			
467	1. By way of derogation from Article 15, any competent national authority may authorise, on a duly justified request, the making available or putting into service within the territory of the Member State concerned, of a specific safety component for lifts which has been designated as crisis-relevant good and for which the conformity assessment procedures requiring mandatory involvement of a notified body referred to in that Article have not been carried out by a notified body but for which the compliance with all the applicable essential health and safety requirements has been demonstrated.	1. By way of derogation from Article 15, ~~any~~ <u>the</u> competent national authority, <u>after carrying out a risk assessment</u> , may authorise, on a duly justified request <u>from an economic operator established in its Member State</u> , the making available or putting into service within the territory of ~~the~~ <u>that</u> Member State ~~concerned~~ , of a specific safety component for lifts which has been designated as crisis-relevant good and for which the conformity assessment procedures requiring mandatory involvement of a notified body referred to in that Article have not been carried out by a notified body but for which the compliance with all the applicable essential health and safety requirements has been demonstrated.	1. By way of derogation from Article 15, any competent national authority may authorise, on a duly justified request, ~~the making available or putting into service~~ the placing on the market within the territory of the Member State concerned, of a specific safety component for lifts which has been designated as crisis-relevant good and for which the conformity assessment procedures requiring mandatory involvement of a notified body referred to in that Article have not been carried out ~~by a notified body~~ but for which the compliance with all the applicable essential health and safety requirements has been demonstrated in accordance with procedures referred to in that authorisation.	1. By way of derogation from Article 15, ~~any competent national authority~~ <u>the Member State</u> may authorise, on a duly justified request, ~~the making available or putting into service~~ <u>from an economic operator, the placing on the market</u> within the territory of the Member State concerned, of a specific safety component for lifts which has been designated as crisis-relevant good and for which the conformity assessment procedures requiring <u>the</u> mandatory involvement of a notified body, referred to in that Article have not been carried out by a notified body but for which the compliance with all the applicable essential health and safety requirements has been demonstrated <u>in accordance with procedures referred to in that authorisation.</u>

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	Article 10, first paragraph, amending provision, numbered paragraph (2)			
468	2. By way of derogation from Article 16, any competent national authority may authorise, on a duly justified request, the placing on the market or putting into service within the territory of the Member State concerned, of a specific lift which has been designated as crisis-relevant good and for which the third-party conformity assessment procedures requiring mandatory involvement of a notified body referred to in that Article have not been carried out by a notified body but for which the compliance with all the applicable essential health and safety requirements has been demonstrated.	2. By way of derogation from Article 16, any competent national authority may authorise, on a duly justified request, the placing on the market or putting into service within the territory of the Member State concerned, of a specific lift which has been designated as crisis-relevant good and for which the third-party conformity assessment procedures requiring mandatory involvement of a notified body referred to in that Article have not been carried out by a notified body but for which the compliance with all the applicable essential health and safety requirements has been demonstrated.	2. By way of derogation from Article 16, any competent national authority may authorise, on a duly justified request, the placing on the market or putting into service within the territory of the Member State concerned, of a specific lift which has been designated as crisis-relevant good and for which the third-party conformity assessment procedures requiring mandatory involvement of a notified body referred to in that Article have not been carried out by a notified body but for which the compliance with all the applicable essential health and safety requirements has been demonstrated in accordance with the procedures referred to in that authorisation.	2. By way of derogation from Article 16, ~~any competent national authority~~ <u>the Member State</u> may authorise, on a duly justified request <u>from an economic operator</u> , the placing on the market ~~or putting into service~~ within the territory of the Member State concerned, of a specific lift which has been designated as crisis-relevant good and for which the ~~third-party~~ conformity assessment procedures requiring <u>the</u> mandatory involvement of a notified body, referred to in that Article have not been carried out by a notified body but for which the compliance with all the applicable essential health and safety requirements has been demonstrated <u>in accordance with procedures referred to in that authorisation.</u>
	Article 10, first paragraph, amending provision, numbered paragraph (2a), first subparagraph			
468a			2a. The Member State shall immediately inform the Commission and the other Member States of any authorisation granted in accordance with paragraphs 1 or	<u>2a. The Member State shall immediately inform the Commission and the other Member States of any authorisation granted in accordance with paragraphs 1 or 2. Unless the requirements set in</u>

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			2. Unless the requirements set in the authorisation do not ensure conformity with the applicable essential health and safety requirements laid down in this Directive, the Commission shall without delay adopt an implementing act extending for a limited period of time the validity of the authorisation granted by a Member State in accordance with paragraph 2 to the territory of the Union and set the conditions under which the lifts or the safety components for lifts may be placed on the market. When preparing the draft implementing act, the Commission may request national market surveillance authorities to provide relevant information or comments regarding the technical assessment that served as the basis for the authorisation referred to in paragraph 1. The implementing act shall be adopted in accordance with the examination procedure referred to in Article 42(3).	<u>the authorisation do not ensure conformity with the applicable essential health and safety requirements laid down in this Directive, the Commission shall without delay adopt an implementing act extending for a limited period of time the validity of the authorisation granted by a Member State in accordance with paragraph 2 to the territory of the Union and set the conditions under which the specific lift or the safety component for lifts may be placed on the market. When preparing the draft implementing act, the Commission may request national market surveillance authorities to provide relevant information or comments regarding the technical assessment that served as the basis for the authorisation referred to in paragraph 1. The implementing act shall be adopted in accordance with the examination procedure referred to in Article 42(3).</u>
Article 10, first paragraph, amending provision, numbered paragraph (2a), second subparagraph				
468b			The lifts or the safety components for lifts subject to the extension of validity referred to in the first subparagraph shall bear the information that they are placed	<u>The lifts or the safety components for lifts subject to the extension of validity referred to in the first subparagraph shall bear the information that they are placed on</u>

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			on the market as “crisis-relevant goods”. The implementing act referred to in the first subparagraph shall specify the modalities of that information. That information, as well as any labelling, shall be clear, understandable and intelligible and, where relevant, in a language which can be easily understood by consumers and other end-users, as determined by the Member State concerned.	<u>the market as “crisis-relevant goods”. The implementing act referred to in the first subparagraph shall specify the modalities of that information. That information, as well as any labelling, shall be clear, understandable and intelligible and, where relevant, in a language which can be easily understood by consumers and other end-users, as determined by the Member State concerned.</u>
Article 10, first paragraph, amending provision, numbered paragraph (2b)				
468c			2b. On duly justified imperative grounds of urgency, the Commission shall adopt immediately applicable implementing acts in accordance with the procedure referred to in Article 42(4).	<u>2b. On duly justified imperative grounds of urgency, the Commission shall adopt immediately applicable implementing acts in accordance with the procedure referred to in Article 42(4).</u>
Article 10, first paragraph, amending provision, numbered paragraph (2c), first subparagraph				
468d			2c. As long as the implementing act referred to in paragraph 2a is not adopted, the authorisation granted by a competent national authority in one Member State shall be valid only on the territory of the issuing Member State, as well as on the territories of any	<u>2c. As long as the implementing act referred to in paragraph 2a is not adopted, the authorisation granted by a competent national authority in one Member State shall be valid only on the territory of the issuing Member State, as well as on the territories of any other Member</u>

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			other Member States whose competent national authorities have recognised the validity of that authorisation before the adoption of the said implementing act.	<u>States whose competent national authorities have recognised the validity of that authorisation before the adoption of the said implementing act.</u>
Article 10, first paragraph, amending provision, numbered paragraph (2c), second subparagraph				
468e			Member States shall inform the Commission and the other Member States of any decision to recognise the validity of that authorisation.	<u>Member States shall inform the Commission and the other Member States of any decision to recognise the validity of that authorisation.</u>
Article 10, first paragraph, amending provision, numbered paragraph (3), first subparagraph				
469	3. The manufacturer of a lift or a safety component for lifts subject to the authorisation procedures referred to in paragraphs 1 or 2 shall declare on his sole responsibility that the lift or the safety component for lifts concerned complies with all the applicable essential health and safety requirements and shall be responsible for the fulfilment of all the conformity assessment procedures indicated by the national competent authority.	3. The manufacturer of a lift or a safety component for lifts subject to the authorisation procedures referred to in paragraphs 1 or 2 shall declare on his sole responsibility that the lift or the safety component for lifts concerned complies with all the applicable essential health and safety requirements and shall be responsible for the fulfilment of all the conformity assessment procedures indicated by the national competent authority.	3. The manufacturer of a lift or a safety component for lifts subject to the authorisation procedures referred to in paragraphs 1 or 2 shall declare on his sole responsibility that the lift or the safety component for lifts concerned complies with all the applicable essential health and safety requirements and shall be responsible for the fulfilment of all the conformity assessment procedures indicated by the competent national-competent authority.	3. The manufacturer of a lift or a safety component for lifts subject to the authorisation ~~procedures~~ <u>procedure</u> referred to in ~~paragraphs 1 or 2~~ <u>paragraph 1</u> shall declare on his sole responsibility that the ~~lift or the lifts or~~ <u>lifts or</u> safety component for lifts concerned complies with all the applicable essential health and safety requirements and shall be responsible for the fulfilment of all the conformity assessment procedures indicated by the ~~national~~ <u>national</u> competent authority.
Article 10, first paragraph, amending provision, numbered paragraph (3), second subparagraph				

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G	470 The manufacturer shall also deploy all reasonable measures to ensure that the lift or the safety component for lifts, which has been granted an authorisation pursuant to paragraphs 1 or 2 does not leave the territory of the Member State, which has granted the authorisation.	<i>deleted</i>	<i>deleted</i>	<i>deleted</i>
	Article 10, first paragraph, amending provision, 4.			
Y	471 4. Any authorisation issued by a national competent authority pursuant to paragraphs 1 or 2 shall set out the conditions and requirements under which the lift or a the safety component for lifts may be placed on the market, made available or put into service respectively, including:	4. Any authorisation issued by a national competent authority pursuant to paragraphs 1 or 2 shall set out the conditions and requirements under which the lift or a the safety component for lifts may be placed on the market, made available or put into service respectively, including <u>at least</u> :	4. Any authorisation issued by a national competent authority pursuant to paragraphs 1 or 2 shall set out the conditions and requirements under which the lift or a the safety component for lifts may be placed on the market, made available or put into service respectively, including. The authorisations shall at least set out the following:	4. Any authorisation issued ~~by a national competent authority~~ pursuant to ~~paragraphs 1 or~~ <u>paragraph 1 or</u> 2 shall set out the conditions and requirements under which the lift or ~~a the~~ safety component for lifts may be placed on the market, ~~made available or put into service respectively, including.~~ <u>The authorisations shall at least set out the following:</u>
	Article 10, first paragraph, amending provision, 4., point (a)			
G	472 (a) a description of the procedures, by means of which the compliance with the applicable essential health and safety requirements of this Directive was successfully demonstrated;	(a) a description of the procedures, by means of which the compliance with the applicable essential health and safety requirements of this Directive was successfully demonstrated;	(a) a description of the procedures, by means of which the compliance with the applicable essential health and safety requirements of this Directive was successfully demonstrated;	(a) a description of the procedures, by means of which the compliance with the applicable essential health and safety requirements of this Directive was successfully demonstrated;
	Article 10, first paragraph, amending provision, 4., point (b)			

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y	473 (b) specific requirements regarding the traceability of the lift or safety component for lifts concerned;	(b) specific requirements regarding the traceability of the lift or safety component for lifts concerned;	(b) any specific requirements regarding the traceability of the lift or safety component for lifts concerned;	(b) <u>any</u> specific requirements regarding the traceability of the lift or safety component for lifts concerned;
Article 10, first paragraph, amending provision, 4., point (c)				
y	474 (c) an end date of validity of the authorisation, which cannot go beyond the last day of the period for which the Single Market emergency mode has been activated;	(c) an end date of validity of the authorisation, which, <u>unless otherwise specified</u> , cannot go beyond the last day of the period for which the <u>Singleinternal</u> market emergency mode has been activated;	(c) an end date of validity of the authorisation, which cannot go beyond the last day of the period for which the Single Market emergency mode has been activated in accordance with Article 14 of [the SMEI Regulation] ;	(c) an end date of validity of the authorisation, which cannot go beyond the last day of the period for which the <u>Singleinternal</u> market emergency mode has been activated <u>in accordance with Article 14 of IMERA Regulation</u> ;
Article 10, first paragraph, amending provision, 4., point (d)				
g	475 (d) any specific requirements regarding the need to ensure the continuous conformity assessment with respect to the lift or safety component for lifts concerned;	(d) any specific requirements regarding the need to ensure the continuous conformity assessment with respect to the lift or safety component for lifts concerned;	(d) any specific requirements regarding the need to ensure the continuous conformity assessment with respect to the lift or safety component for lifts concerned;	(d) any specific requirements regarding the need to ensure the continuous conformity assessment with respect to the <u>liftlifts</u> or safety component for lifts concerned;
Article 10, first paragraph, amending provision, 4., point (e)				
y	476 (e) measures to be taken with respect to the lift or safety component for lifts concerned upon expiry of the authorisation in order to ensure that the lift or safety component for lifts concerned is brought back in compliance with all	(e) measures to be taken with respect to the lift or safety component for lifts concerned upon expiry of the authorisation in order to ensure that the lift or safety component for lifts concerned is brought back in compliance with all	(e) measures to be taken with respect to the lift or safety component for lifts placed on the market concerned upon expiry of the authorisation in order to ensure that the lift or safety component for lifts concerned is brought back in	(e) measures to be taken with respect to the lift or safety component for lifts ~~concerned upon expiry of the authorisation in order to ensure that the lift or safety component for lifts concerned is brought back in~~ concerned upon expiry of the authorisation in order to ensure that the lift or safety component for lifts concerned is brought back in compliance with all

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	the requirements of this Directive.	the requirements of this Directive.	compliance with all the requirements of this Directive Single Market emergency .	~~the requirements of this Directive~~ <u>placed on the market upon expiry of the internal market emergency.</u>
Article 10, first paragraph, amending provision, 4., point (ea)				
y	476a	<u>(ea) labelling requirements, including radio frequency identification, indicating that the lifts and safety components for lifts were authorised under the internal market emergency mode.</u>		deleted
Article 10, first paragraph, amending provision, numbered paragraph (5)				
y	477	5. By way of derogation from Article 41a(3), first subparagraph, where appropriate, the national competent authority may amend the conditions of the authorisation referred to in paragraph 4 of this Article, also after the deactivation or expiry of the Single Market Emergency mode.	5. By way of derogation from Article 41a(3), ~~first subparagraph~~ , where appropriate, the national competent authority may <u>also</u> amend the conditions ~~of the authorisation~~ <u>and requirements</u> referred to in paragraph 4 of this Article, ~~also~~ after the deactivation or expiry of the ~~Single~~ <u>internal</u> market emergency mode.	deleted
Article 10, first paragraph, amending provision, numbered paragraph (6)				
y	478	6. By way of derogation from Articles 3 and 19, lifts or safety components for lifts, for which an authorisation has been granted in	deleted	6. By way of derogation from Articles 3, <u>18</u> and 19, lifts or safety components for lifts, for which an authorisation has been granted in

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	accordance with paragraphs 1 or 2 of this Article, shall not leave the territory of the Member State which has issued the authorisation and shall not bear the CE marking.		accordance with paragraphs 1 or 2 of this Article, shall not leave the territory of the Member State which has issued the authorisation and bear the CE marking and Article 3 shall not bear the CE marking apply .	accordance with paragraphs 1 or 2 ~~of this Article,~~ shall not ~~leave the territory of the Member State which has issued the authorisation and~~ bear the CE marking and Article 3 shall not ~~bear the CE marking~~ apply . <u>parked</u>
Article 10, first paragraph, amending provision, numbered paragraph (6a), numbered paragraph (7)				
479	7. The market surveillance authorities of the Member State, whose competent authority has granted an authorisation pursuant to paragraph 1, shall be entitled to take all corrective and restrictive measures at national level provided for under this Directive with respect to such lifts or safety components for lifts.	7. The market surveillance authorities of the Member State, whose competent authority has granted an authorisation pursuant to paragraph 1, shall be entitled to take all corrective and restrictive measures at national level provided for under this Directive with respect to such lifts or safety components for lifts. <u>The market surveillance authorities shall keep all records related to products authorised under a derogation for a period of 10 years. They shall make those records available to other market surveillance authorities upon request.</u>	~~76a.~~ The market surveillance authorities of ~~the a~~ Member State, ~~whose competent authority has granted~~ where an authorisation pursuant to ~~paragraph 1,~~ paragraphs 1, 2, 2a and 2c is valid, shall be entitled to take all corrective and restrictive ~~measures~~ actions at national level provided for under Regulation (EU) 2019/1020 and under this Directive with respect to such lifts or safety components for lifts.	~~76a.~~ The market surveillance authorities of ~~the a~~ Member State, ~~whose competent authority has granted~~ where an authorisation pursuant to ~~paragraph 1,~~ paragraphs 1, 2, 2a and 2c is valid, shall be entitled to take all corrective and restrictive ~~measures~~ actions at national level provided for under Regulation (EU) 2019/1020 and under this Directive with respect to such lifts or safety components for lifts.
Article 10, first paragraph, amending provision, numbered paragraph (6a), numbered paragraph (7) a				
479a			They shall immediately inform the Commission and the market surveillance authorities of other	<u>They shall immediately inform the Commission and the market surveillance authorities of other</u>

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			Member States of these actions.	<u>Member States of these actions.</u>
	Article 10, first paragraph, amending provision, numbered paragraph (8)			
y	480	8. Member States shall inform the Commission and the other Member States of any decision to authorise the placing on the market, making available or putting into service respectively of a lift or a safety component for lifts in accordance with paragraphs 1 or 2.	deleted	deleted
	Article 10, first paragraph, amending provision, numbered paragraph (9)			
y	481	9. The application of Articles 41a to 41g and the use of the authorisation procedure set out in paragraph 1 of this Article ~~does~~ shall not affect the application of the relevant conformity assessment procedures laid down in Article 15 or 16 on the territory of the Member State concerned.	9. The application of Articles 41a to 41g and the use of the authorisation procedure set out in paragraph 1 of this Article ~~paragraphs 1 to 2c~~ does not affect the application of the relevant conformity assessment procedures laid down in Article 15 or 16 on the territory of the Member State concerned.	9. ~~The application of Articles 41a to 41g and~~ The use of the authorisation procedure set out in ~~paragraph 1 of this Article does~~ paragraphs 1 to 1c shall not affect the application of the relevant conformity assessment procedures laid down in Article 15 ~~or and~~ 16 on the territory of the Member State concerned.
	Article 10, first paragraph, amending provision, numbered paragraph (9a)			
y	481a	<u>9a. Lifts and safety components for lifts subject to derogation under paragraph 1 shall remain valid for six months after deactivation or expiration of the internal market emergency mode. After this period,</u>		deleted

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		<u><i>they shall only be made available on the market after receiving an authorisation under the normal authorisation procedure provided for in this Directive.</i></u>		
<i>Article 10, first paragraph, amending provision, twenty-third paragraph</i>				
482	Article 41d Presumption of conformity based on national and international standards	Article 41d Presumption of conformity based on national and international standards	<i>deleted</i>	<i>deleted</i>
<i>Article 10, first paragraph, amending provision, twenty-fourth paragraph</i>				
483	Member States shall take all appropriate measures to ensure that, for the purposes of placing on the market, making available or putting into service respectively, their competent authorities consider that the lifts and safety components of lifts which comply with the relevant international standards or any national standards in force in the Member State of manufacture, ensuring the safety level required by the essential health and safety requirements set out in Annex I, comply with those essential health and safety requirements in either of the following cases:	Member States shall take all appropriate measures to ensure that, for the purposes of placing on the market, making available or putting into service respectively, their competent authorities consider that the lifts and safety components of lifts which comply with the relevant international standards or any national standards in force in the Member State of manufacture, ensuring the safety level required by the essential health and safety requirements set out in Annex I, comply with those essential health and safety requirements in either of the following cases:	<i>deleted</i>	<i>deleted</i>
<i>Article 10, first paragraph, amending provision, twenty-fourth paragraph, point (a)</i>				

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y	484	(a) where no reference to harmonised standards covering the relevant essential health and safety requirements set out in Annex I to this Directive is published in the Official Journal of the European Union in accordance with Regulation (EU) No 1025/2012;	deleted	deleted
Article 10, first paragraph, amending provision, twenty-fourth paragraph, point (b)				
y	485	(b) where the severe disruptions in the functioning of the Single Market, which were taken into consideration when activating the Single Market emergency mode in accordance with Article 15(4) of [the SMEI Regulation] significantly restrict the possibilities of manufacturers to make use of the harmonised standards covering the relevant essential health and safety requirements set out in Annex I to this Directive and already published in the Official Journal of the European Union in accordance with Regulation (EU) No 1025/2012.	deleted	deleted
Article 10, first paragraph, amending provision, Article				
y	486	Article 41e Adoption of common specifications	Article 41e ~~Article 41e~~	<u>Article 41e</u> ~~Article 41e~~

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	conferring a presumption of conformity	conferring a presumption of conformity	Adoption of common specifications conferring a presumption of conformity Presumption of conformity based on standards and common specifications	~~Adoption of common specifications conferring a presumption of conformity~~ <u>Presumption of conformity based on standards and common specifications</u>
Article 10, first paragraph, amending provision, numbered paragraph (1)				
487	1. Where lifts and safety components for lifts, have been designated as crisis-relevant goods, the Commission is empowered to adopt implementing acts establishing common specifications for such lifts and safety components for lifts to cover the essential health and safety requirements set out in Annex I in either of the following cases:	1. Where lifts and safety components for lifts, have been designated as crisis-relevant goods, the Commission is empowered to adopt implementing acts establishing common specifications for such lifts and safety components for lifts to cover the essential health and safety requirements set out in Annex I in either of the following cases:	1. Where lifts and safety components for lifts, have been designated as crisis-relevant goods, the Commission is empowered to adopt implementing acts listing appropriate standards or establishing common specifications for such lifts and safety components for lifts to cover the essential health and safety requirements set out in Annex I in either of the following cases:	1. Where lifts and safety components for lifts, have been designated as crisis-relevant goods, the Commission is empowered to adopt implementing acts <u>listing appropriate standards or</u> establishing common specifications for such lifts and safety components for lifts to cover the <u>applicable</u> essential health and safety requirements set out in Annex I in either of the following cases:
Article 10, first paragraph, amending provision, numbered paragraph (1), point (-a)				
487a		<u>(-a) where the European standardisation deliverables addressing a request pursuant to Article 10(1) of Regulation (EU) No 1025/2012 were not adopted;</u>		
Article 10, first paragraph, amending provision, numbered paragraph (1), point (a)				
488	(a) where no reference to harmonised standards covering the	(a) where no reference to harmonised standards covering the	(a) where no reference to harmonised standards covering the	(a) ~~where no reference to harmonised standards covering the~~ <u>the</u>

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	relevant essential health and safety requirements set out in Annex I to this Directive has been published in the Official Journal of the European Union in accordance with Regulation (EU) No 1025/2012;	relevant essential health and safety requirements set out in Annex I to this Directive has been published in the Official Journal of the European Union in accordance with Regulation (EU) No 1025/2012 <u>and no such reference is expected to be published within a reasonable timeframe during the internal market emergency mode;</u>	relevant essential health and safety requirements set out in Annex I to this Directive has been published in the ~~Official Journal of the European Union~~ Official Journal of the European Union in accordance with Regulation (EU) No 1025/2012;	<u>relevant European standardisation organisations have not adopted</u> the relevant ~~essential health and safety requirements set out in Annex I to this Directive has been published in the Official Journal of the European Union in accordance~~ <u>with harmonised standards requested by the Commission on the basis of a pre-existing standardisation request adopted on the basis of Article 10(1) of Regulation (EU) No 1025/2012;</u>
Article 10, first paragraph, amending provision, numbered paragraph (1), point (aa)				
488a				<u>(aa) the request issued by the Commission on the basis of Article 10(1) of Regulation (EU) No 1025/2012 which contained the relevant harmonised standard was not accepted by the relevant European standardisation organisations;</u>
Article 10, first paragraph, amending provision, numbered paragraph (1), point (ab)				
488b				<u>(ab) the harmonised standards addressing that request are not delivered within the deadline set in accordance with Article 10(1) of Regulation (EU) No 1025/2012;</u>
Article 10, first paragraph, amending provision, numbered paragraph (1), point (ac)				

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488c				<u>(ac) the harmonised standards adopted on the basis of a pre-existing standardisation request do not comply with the request;</u>
Article 10, first paragraph, amending provision, numbered paragraph (1), point (ad)				
488d				<u>(ad) no reference to harmonised standards covering the relevant applicable essential health and safety requirements set out in Annex I has been published in the Official Journal of the European Union in accordance with Regulation (EU) No 1025/2012 and no such reference is expected to be published within a reasonable period;</u>
Article 10, first paragraph, amending provision, numbered paragraph (1), point (b)				
489	(b) where severe disruptions in the functioning of the Single Market, which led to the activation of the Single Market emergency mode in accordance with Article 15(4) of [the SMEI Regulation], significantly restrict the possibilities of manufacturers to make use of the harmonised standards covering the relevant essential health and safety requirements set out in Annex I to this Directive and already published	(b) where severe disruptions in the functioning of the ~~Single~~ <u>internal</u> market, which led to the activation of the ~~Single~~ <u>internal</u> market emergency mode in accordance with Article ~~15(4) of [the SMEI]~~ <u>14 of [the IMERA]</u> Regulation], significantly restrict the possibilities of manufacturers to make use of the harmonised standards covering the relevant essential health and safety requirements set out in Annex I to	(b) ~~where~~ severe disruptions in the functioning of the Single Market, which led to the activation of the Single Market emergency mode in accordance with Article ~~15(4)~~ <u>14</u> of [the SMEI Regulation], significantly restrict the possibilities of manufacturers to make use of the harmonised standards covering the relevant essential health and safety requirements set out in Annex I to this Directive– and already	(b) ~~where~~ severe disruptions in the functioning of the ~~Single~~ <u>internal</u> Market, which led to the activation of the ~~Single~~ <u>internal</u> Market emergency mode in accordance with Article ~~15(4) of [the SMEI]~~ <u>14 of [the IMERA]</u> Regulation], significantly restrict the possibilities of manufacturers to make use of the harmonised standards covering the relevant <u>applicable</u> essential health and safety requirements set out in

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	in the Official Journal of the European Union in accordance with Regulation (EU) No 1025/2012.	this Directive ~~—~~ and already published in the Official Journal of the European Union in accordance with Regulation (EU) No 1025/2012.	published in the <i>Official Journal of the European Union</i> Official Journal of the European Union in accordance with Regulation (EU) No 1025/2012.	Annex I ~~to this Directive~~ and already published in the Official Journal of the European Union in accordance with Regulation (EU) No 1025/2012.
Article 10, first paragraph, amending provision, numbered paragraph (1a)				
489a			1a. The implementing acts referred to in paragraph 1 may :	<u>1a. The implementing acts referred to in paragraph 1 shall deploy the most appropriate alternative technical solution for the purposes of providing a presumption of conformity in accordance with paragraph 3. To this end, the implementing act may publish the references to European standards, to relevant applicable international or national standards or, if there is no relevant applicable European, international or national standard, may establish common specifications.</u>
Article 10, first paragraph, amending provision, numbered paragraph (1a), point (a)				
489b			(a) publish the references to relevant applicable international standards that provide presumption of conformity in accordance with paragraph 3;	<i>deleted</i>
Article 10, first paragraph, amending provision, numbered paragraph (1a), point (b)				

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y	489c		(b) if there is no relevant applicable international standards as referred to in point a of this paragraph that cover the essential health and safety requirements set out in Annex I, publish the references to the European standards that provide presumption of conformity in accordance with paragraph 3;	<i>deleted</i>
Article 10, first paragraph, amending provision, numbered paragraph (1a), point (c)				
y	489d		(c) if there is no relevant applicable international or European standard as referred to in points a and b, that cover the essential health and safety requirements set out in Annex I; establish common specifications established by the Commission that provide presumption of conformity in accordance with paragraph 3;	<i>deleted</i>
Article 10, first paragraph, amending provision, numbered paragraph (1a), point (d)				
y	489e		(d) if there is no relevant applicable international standard, European standard or common specifications as referred to in points a, b and c, publish the reference to national standards	<i>deleted</i>

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			that provide presumption of conformity in accordance with paragraph 3.	
Article 10, first paragraph, amending provision, numbered paragraph (2)				
490	2. The implementing acts referred to in paragraph 1 of this Article shall be adopted following a consultation of the sectoral experts and in accordance with the examination procedure referred to in Article 42(3). They shall apply to lifts and safety components for lifts placed on the market until the last day of the period for which the Single Market emergency mode remains active. In the early preparation of the draft implementing act establishing the common specification, the Commission shall gather the views of relevant bodies or expert groups established under relevant sectoral Union legislation. Based on that consultation, the Commission shall prepare the draft implementing act.	2. The implementing acts referred to in paragraph 1 of this Article shall be adopted ~~following a consultation of the sectoral experts and~~ in accordance with the examination procedure referred to in Article 42(3). They shall apply to lifts and safety components for lifts placed on the market until the last day of the period for which the ~~Single~~<u>internal</u> market emergency mode remains active. ~~In the early preparation of~~<u>When preparing</u> the draft implementing act establishing the common specification, the Commission shall ~~gather~~<u>take into account</u> the views of relevant bodies ~~or expert groups established under relevant sectoral Union legislation.~~ ~~Based on that consultation, the Commission~~<u>and</u> shall ~~prepare the draft implementing act~~<u>duly consult all relevant stakeholders.</u>	2. The implementing acts referred to in paragraph 1 ~~of this Article~~ shall be adopted ~~following a consultation of the sectoral experts and~~ in accordance with the examination procedure referred to in Article 42(3). They shall apply ~~to lifts and safety components for lifts placed on the market~~ until the last day of the period for which the ~~Single~~<u>internal</u> Market emergency mode remains active. ~~In the early preparation of the draft implementing act establishing the common specification, the Commission shall gather the views of relevant bodies or expert groups established under relevant sectoral Union legislation. Based on that consultation, the Commission shall prepare the draft implementing act,~~ <u>unless amended or repealed in accordance with paragraph 5.</u>	2. The implementing acts referred to in paragraph 1 ~~of this Article~~ shall be adopted ~~following a consultation of the sectoral experts and~~ in accordance with the examination procedure referred to in Article 42(3). They shall apply ~~to lifts and safety components for lifts placed on the market~~ until the last day of the period for which the ~~Single~~<u>internal</u> Market emergency mode remains active. ~~In the early preparation of the draft implementing act establishing the common specification, the Commission shall gather the views of relevant bodies or expert groups established under relevant sectoral Union legislation. Based on that consultation, the Commission shall prepare the draft implementing act,~~ <u>unless amended or repealed in accordance with paragraph 5.</u>
Article 10, first paragraph, amending provision, numbered paragraph (2a)				
490a			2a. Before preparing the draft implementing act referred to in	<u>2a. Before preparing the draft implementing act referred to in</u>

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			paragraph 1, the Commission shall inform the committee referred to in Article 22 of Regulation (EU) No 1025/2012 that it considers that the conditions in paragraph 1 have been fulfilled. When preparing the draft implementing act referred to in paragraph 1, the Commission shall take into account the views of relevant bodies or expert groups established under this Directive and shall duly consult all relevant stakeholders.	<u>paragraph 1, the Commission shall inform the committee referred to in Article 22 of Regulation (EU) No 1025/2012 that it considers that the conditions in paragraph 1 have been fulfilled. When preparing the draft implementing act referred to in paragraph 1, the Commission shall take into account the views of relevant bodies or expert groups established under this Directive and shall duly consult all relevant stakeholders.</u>
Article 10, first paragraph, amending provision, numbered paragraph (3)				
491	3. Without prejudice to Article 14, lifts and safety components for lifts which are in conformity with common specifications adopted pursuant to paragraph 2 of this Article shall be presumed to be in conformity with the essential health and safety requirements set out in Annex I covered by those common specifications or parts thereof.	3. Without prejudice to Article 14, lifts and safety components for lifts which are in conformity with common specifications adopted pursuant to paragraph 2 of this Article shall be presumed to be in conformity with the essential health and safety requirements set out in Annex I covered by those common specifications or parts thereof.	3. Without prejudice to Article 14, lifts and safety components for lifts which are in conformity with ~~common specifications adopted pursuant to the standards or common specifications~~ referred to in paragraph 2 of this Article 1 , or parts thereof , shall be presumed to be in conformity with the essential health and safety requirements set out in Annex I covered by those standards or common specifications or parts thereof. The presumption of conformity provided by the standards or the common specifications referred to in the implementing act referred to in paragraph 1 shall	3. Without prejudice to Article 14, lifts and safety components for lifts which are in conformity with <u>the standards or</u> common specifications ~~adopted pursuant to~~ referred to in paragraph ~~2 of this Article~~ 1 , or parts thereof , shall be presumed to be in conformity with the essential health and safety requirements set out in Annex I covered by those <u>standards or</u> common specifications or parts thereof. <u>The presumption of conformity provided by the standards or the common specifications referred to in the implementing act referred to in paragraph 1 shall automatically cease to apply on the day the</u>

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			automatically cease to apply on the day the Single Market Emergency mode expires or is deactivated.	<u>internal Market Emergency mode expires or is deactivated.</u>
Article 10, first paragraph, amending provision, numbered paragraph (4)				
492	4. By way of derogation from Article 41a(3), first subparagraph, unless there is sufficient reason to believe that the lifts and safety components for lifts covered by the common specifications referred to in paragraph 1 of this Article present a risk to the health or safety of persons, the lifts and safety components for lifts in compliance with those common specifications which have been placed on the market shall be deemed compliant with this Directive after the expiry or repeal of an implementing act adopted pursuant to paragraph 2 of this Article and after the expiry or deactivation of the Single Market Emergency mode in accordance with [the SMEI Regulation].	4. By way of derogation from Article 41a(3), ~~first subparagraph,~~ unless there is sufficient reason to believe that the lifts and safety components for lifts covered by the common specifications referred to in paragraph 1 of this Article present a risk to the health or safety of persons, the lifts and safety components for lifts in compliance with those common specifications which have been placed on the market shall be deemed compliant with this Directive after the expiry or repeal of an implementing act adopted pursuant to paragraph 2 of this Article and after the expiry or deactivation of the ~~Single~~<u>internal</u> market emergency mode in accordance with [the ~~SMEI~~<u>IMERA</u> Regulation].	4. By way of derogation from Article 41a(3), first subparagraph, unless there is sufficient reason to believe that the lifts and safety components for lifts covered by the standards or common specifications referred to in paragraph 1 ~~of this Article~~ present a risk to the health or safety of persons, the lifts and safety components for lifts which are in conformity with the standards or in compliance with those common specifications and which have been placed on the market shall be deemed compliant with the essential health and safety requirements set out in Annex I ~~this Directive~~ after the expiry or repeal of an implementing act adopted pursuant to paragraph 2 ~~of this Article~~ and after the expiry or deactivation of the Single Market Emergency mode in accordance with [the SMEI Regulation]~~[the SMEI Regulation]~~.	4. By way of derogation from Article 41a(3), first subparagraph, unless there is sufficient reason to believe that the lifts and safety components for lifts covered by the <u>standards or</u> common specifications referred to in paragraph 1 ~~of this Article~~ present a risk to the health or safety of persons, the lifts and safety components for lifts <u>which are in conformity with the standards or in compliance with those</u> common specifications <u>and</u> which have been placed on the market shall be deemed compliant with ~~this Directive~~ <u>the applicable essential health and safety requirements set out in Annex I</u> after the expiry or repeal of an implementing act adopted pursuant to paragraph 2 ~~of this Article~~ and after the expiry or deactivation of the ~~Single~~<u>internal</u> Market Emergency mode in accordance with [the ~~SMEI~~<u>IMERA</u> Regulation].
Article 10, first paragraph, amending provision, numbered paragraph (5)				

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493	5. When a Member State considers that a common specification referred to in paragraph 1 does not entirely satisfy the essential health and safety requirements which it aims to cover and which are set out in Annex I, it shall inform the Commission thereof with a detailed explanation and the Commission shall assess that information and, if appropriate, amend or withdraw the implementing act establishing the common specification in question.	5. When a Member State considers that a common specification referred to in paragraph 1 does not entirely satisfy the essential health and safety requirements which it aims to cover and which are set out in Annex I, it shall inform the Commission thereof with a detailed explanation and the Commission shall assess that information. <u>The Commission may</u> ~~and, if appropriate,~~ amend, <u>where appropriate,</u> ~~or withdraw~~ the implementing act establishing the common specification in question.	5. When a Member State considers that a standard or common specification referred to in paragraph 1 does not entirely satisfy the essential health and safety requirements ~~which it aims to cover and which are~~ set out in Annex I, it shall inform the Commission thereof by submitting ~~with a detailed explanation and.~~ The Commission shall assess that ~~information~~ detailed explanation and, if appropriate, amend or ~~withdraw~~ repeal the implementing act listing the standard or establishing the common specification in question.	5. When a Member State considers that a <u>standard or</u> common specification referred to in paragraph 1 does not entirely satisfy the <u>applicable</u> essential health and safety requirements ~~which it aims to cover and which are~~ set out in Annex I, it shall inform the Commission thereof ~~with~~ <u>by submitting</u> a detailed explanation ~~and.~~ The Commission shall assess that ~~information~~ <u>detailed explanation</u> and, if appropriate, amend or ~~withdraw~~ <u>repeal</u> the implementing act <u>listing the standard or</u> establishing the common specification in question.
Article 10, first paragraph, amending provision, thirty-first paragraph				
494	Article 41f Adoption of mandatory common specifications	<i>deleted</i>	<i>deleted</i>	<i>deleted</i>
Article 10, first paragraph, amending provision, numbered paragraph (1)				
495	1. In exceptional and duly justified cases, the Commission is empowered to adopt implementing acts establishing mandatory common specifications to cover the essential health and safety requirements set out in Annex I for lifts and safety	<i>deleted</i>	<i>deleted</i>	<i>deleted</i>

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	components for lifts, which have been designated as crisis-relevant goods.			
<i>Article 10, first paragraph, amending provision, numbered paragraph (2)</i>				
496	2. The implementing acts establishing mandatory common specifications, referred to in paragraph 1 of this Article shall be adopted following a consultation of the sectoral experts and in accordance with the examination procedure referred to in Article 42(3) and they shall apply to lifts and safety components for lifts placed on the market until the last day of the period for which the Single Market emergency mode remains active. In the early preparation of the draft implementing act establishing the common specification, the Commission shall gather the views of relevant bodies or expert groups established under relevant sectoral Union legislation. Based on that consultation, the Commission shall prepare the draft implementing act.	<i>deleted</i>	<i>deleted</i>	<i>deleted</i>
<i>Article 10, first paragraph, amending provision, numbered paragraph (3)</i>				
497	3. By way of derogation from Article 41a(3), first subparagraph,	<i>deleted</i>	<i>deleted</i>	<i>deleted</i>

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	unless there is sufficient reason to believe that the lifts and safety components for lifts covered by the mandatory common specifications referred to in paragraph 1 of this Article present a risk to the health or safety of persons, the lifts and safety components for lifts in compliance with those common specifications which have been placed on the market shall be deemed compliant with this Directive after the expiry or repeal of an implementing act adopted pursuant to paragraph 2 of this Article and after the expiry or deactivation of the Single Market Emergency mode in accordance with [the SMEI Regulation].			
Article 10, first paragraph, amending provision, Article				
498	Article 41g Prioritisation of market surveillance activities and mutual assistance among authorities	Article 41g Prioritisation of market surveillance activities and mutual assistance among authorities	Article 41g ~~Article 41g~~ Prioritisation of market surveillance activities and mutual assistance among authorities	<u>Article 41g</u> ~~Article 41g~~ Prioritisation of market surveillance activities and mutual assistance among authorities
Article 10, first paragraph, amending provision, numbered paragraph (1)				
499	1. Member States shall prioritise the market surveillance activities for lifts and safety components for lifts designated as crisis-relevant goods.	1. Member States shall prioritise the market surveillance activities for lifts and safety components for lifts designated as crisis-relevant goods.	1. Member States shall prioritise the market surveillance activities for lifts and safety components for lifts designated as crisis-relevant goods. The Commission shall facilitate	1. Member States shall prioritise the market surveillance activities for lifts and safety components for lifts designated as crisis-relevant goods. <u>The Commission shall facilitate</u>

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			coordination of these efforts through the Union Product Compliance Network established under Article 29 of Regulation (EU) 2019/1020.	<u>coordination of these efforts through the Union Product Compliance Network established under Article 29 of Regulation (EU) 2019/1020.</u>
Article 10, first paragraph, amending provision, numbered paragraph (2)				
500	2. The market surveillance authorities of the Member States shall deploy their best efforts to provide assistance to other market surveillance authorities during a Single Market emergency, including by mobilising and dispatching expert teams to temporarily reinforce the staff of market surveillance authorities requesting assistance or by providing logistical support such as reinforcement of the testing capacity for lifts and safety components for lifts designated as crisis-relevant goods.	2. The market surveillance authorities of the Member States shall ~~deploy their best~~ <u>ensure all reasonable</u> efforts <u>are made</u> to provide assistance to other market surveillance authorities during a ~~Single~~ <u>an internal</u> market emergency, including by mobilising and dispatching expert teams to temporarily reinforce the staff of market surveillance authorities requesting assistance or by providing logistical support such as reinforcement of the testing capacity for lifts and safety components for lifts designated as crisis-relevant goods.	2. The market surveillance authorities of the Member States shall deploy their best efforts to provide assistance to other market surveillance authorities during a Single Market emergency, including by mobilising and dispatching expert teams to temporarily reinforce the staff of market surveillance authorities requesting assistance or by providing logistical support such as reinforcement of the testing capacity for lifts and safety components for lifts designated as crisis-relevant goods.’	2. The market surveillance authorities of the Member States shall ~~deploy their~~ <u>ensure that</u> best efforts <u>are made</u> to provide assistance to other market surveillance authorities during a ~~Single~~ <u>internal</u> market emergency, including by mobilising and dispatching expert teams to temporarily reinforce the staff of market surveillance authorities requesting assistance or by providing logistical support such as reinforcement of the testing capacity for lifts and safety components for lifts designated as crisis-relevant goods.
Article 11				
501	Article 11 Amendments to Directive 2014/34/EU	Article 11 Amendments to Directive 2014/34/EU	Article 11 Amendments to Directive 2014/34/EU	Article 11 Amendments to Directive 2014/34/EU
Article 11, first paragraph				

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Y	502	In Directive 2014/34/EU, the following Chapter 5a is inserted:	In Directive 2014/34/EU, the following Chapter 5a is inserted is amended as follows:	~~In~~ Directive 2014/34/EU, ~~the following Chapter 5a is inserted~~ is amended as follows:
Article 11, first paragraph, point (1)				
Y	502a		(1) in Article 2 the following points are added:	<u>(1) in Article 2 the following points are added:</u>
Article 11, first paragraph, point (1), amending provision, first paragraph				
Y	502b		" (27) 'crisis-relevant goods' means 'crisis-relevant goods' within the meaning of Article 3, point (6) of Regulation (EU) .../.... [SMEI Regulation];	<u>(27) 'crisis-relevant goods' means 'crisis-relevant goods' within the meaning of Article 3, point (6) of Regulation (EU) .../.... [IMERA Regulation];</u>
Article 11, first paragraph, point (1), amending provision, second paragraph				
Y	502c		(28) 'Single Market Emergency' means 'Single Market Emergency' within the meaning of Article 3, point (3) of Regulation (EU) .../... [SMEI Regulation]. "	<u>(28) 'internal market emergency' means 'internal market emergency' within the meaning of Article 3, point (3) of Regulation (EU) .../... [IMERA Regulation].</u> "
Article 11, first paragraph, point (2)				
Y	502d		(2) the following chapter is inserted:	<u>(2) the following chapter is inserted:</u>

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	Article 11, first paragraph, amending provision, Chapter I			
G	503 ‘CHAPTER 5a EMERGENCY PROCEDURES	‘CHAPTER 5a EMERGENCY PROCEDURES	‘ Chapter 5a ~~‘CHAPTER 5a~~ EMERGENCY PROCEDURES	‘ <u>Chapter 5a</u> ~~‘CHAPTER 5a~~ EMERGENCY PROCEDURES
	Article 11, first paragraph, amending provision, Article			
Y	504 Article 38a Application of emergency procedures,	Article 38a Application of emergency procedures,	Article 38a ~~Article 38a~~ Application of emergency procedures,	<u>Article 38a</u> ~~Article 38a~~ Application of emergency procedures,
	Article 11, first paragraph, amending provision, numbered paragraph (1)			
Y	505 1. Member States shall ensure that measures taken to transpose Articles 38b to 38g of this Directive only apply if the Commission has adopted an implementing act pursuant to Article 23 of [the SMEI Regulation] activating Article 26 of [the SMEI Regulation] with respect to this Directive.	1. Member States shall ensure that measures taken to transpose Articles 38b to 38g of this Directive only apply if the Commission has adopted an implementing act pursuant to Article ~~23 of [the SMEI Regulation]~~ <u>activating Article 26 of [the SMEI 14(5) of [the IMERA Regulation]</u> ~~with respect to this Directive.~~	1. Member States shall ensure that measures taken to transpose Articles 38b to 38g of this Directive only apply if the Commission has adopted an implementing act pursuant to Article 23 of [the SMEI Regulation] activating Article 26 of [the SMEI Regulation] with respect to products covered by this Directive.	1. Member States shall ensure that measures taken to transpose Articles 38b to 38g of this Directive only apply if the Commission has adopted an implementing act pursuant to Article ~~23 of [the SMEI Regulation]~~ <u>activating Article 26 of [the SMEI IMERA Regulation]</u> ~~with respect to this Directive.~~
	Article 11, first paragraph, amending provision, numbered paragraph (2)			
Y	506 2. Member States shall ensure that	2. Member States shall ensure that	2. Member States shall ensure that	2. Member States shall ensure that

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	measures taken to transpose Articles 38b to 38g apply exclusively to products, which have been designated as crisis-relevant goods in the implementing act referred to in paragraph 1 of this Article.	measures taken to transpose Articles 38b to 38g apply exclusively to products, which have been designated as crisis-relevant goods in the implementing act referred to in paragraph 1 of this Article.	measures taken to transpose Articles 38b to 38g apply exclusively to products, which have been designated as crisis-relevant goods ~~in the implementing act referred to in paragraph 1 of this Article~~ pursuant to Article 14 of [the SMEI Regulation].	measures taken to transpose Articles 38b to 38g apply exclusively to products, which have been designated as crisis-relevant goods ~~in the implementing act referred to in paragraph 1 of this Article~~ pursuant to Article 14 (5) of [the IMERA Regulation].
Article 11, first paragraph, amending provision, numbered paragraph (3), first subparagraph				
507	3. Member States shall ensure that measures taken to transpose Articles 38b to 38g apply during the Single Market emergency mode.	3. Member States shall ensure that measures taken to transpose Articles 38b to 38g apply during the ~~Single~~ internal market emergency mode.	3. Member States shall ensure that measures taken to transpose Articles 38b to 38g shall apply only during the Single Market emergency mode activated in accordance with Article 14 of [the SMEI Regulation].	3. Member States shall ensure that measures taken to transpose Articles 38b to 38g shall apply only during the ~~Single~~ internal market emergency mode activated in accordance with Article 14 of [the IMERA Regulation].
Article 11, first paragraph, amending provision, numbered paragraph (3), second subparagraph				
508	However, Article 38c(2), second subparagraph, and Article 38c(5) shall apply during the Single Market emergency mode and after its deactivation or expiry.	<i>deleted</i>	However, ~~Article 38c(2), second subparagraph, and Article 38c(5)~~ shall apply during the Single Market emergency mode and after its deactivation or expiry.	However, Article 38 ~~c(2), second subparagraph, and Article 38c(5)~~ shall apply during the ~~Single~~ internal market emergency mode and after its deactivation or expiry.
Article 11, first paragraph, amending provision, numbered paragraph (4)				
509	4. The Commission shall be empowered to lay down by means of implementing acts rules regarding the follow-up actions to be taken	<i>deleted</i>	4. The Commission may adopt implementing acts regarding the corrective or restrictive actions to be taken, the procedures to be	4. The Commission ~~shall be empowered to lay down by means of implementing acts rules regarding the follow-up actions~~ may adopt

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	with respect to products placed on the market in accordance with Articles 38c to 38f. Those implementing acts shall be adopted in accordance with the examination procedure referred to in Article 39(3).		~~be empowered to lay down by means of implementing acts rules regarding the follow-up actions to be taken~~ followed and the specific labelling and traceability requirements shall be adopted in accordance with the examination procedure referred to in Article 39(3).	<u>implementing acts regarding the corrective or restrictive actions to be taken, the procedures</u> to be ~~taken~~ followed and the specific labelling and traceability requirements with respect to products placed on the market in accordance with Articles 38c to ~~38f~~ 38e. Those implementing acts shall be adopted in accordance with the examination procedure referred to in Article 39(3).
Article 11, first paragraph, amending provision, Article				
G	510	Article 38b Prioritisation of the conformity assessment of crisis-relevant products	Article 38b ~~Article 38b~~ Prioritisation of the conformity assessment of crisis-relevant products	<u>Article 38b</u> ~~Article 38b~~ Prioritisation of the conformity assessment of crisis-relevant products
Article 11, first paragraph, amending provision, numbered paragraph (1)				
G	511	1. This Article shall apply to all products designated as crisis-relevant goods, which are subject to conformity assessment procedures in accordance with Article 13 requiring mandatory involvement of a notified body.	1. This Article shall apply to all products designated as crisis-relevant goods, which are subject to conformity assessment procedures in accordance with Article 13 requiring mandatory involvement of a notified body.	1. This Article shall apply to all products designated as crisis-relevant goods, which are subject to conformity assessment procedures in accordance with Article 13 requiring mandatory involvement of a notified body.
Article 11, first paragraph, amending provision, numbered paragraph (2)				
Y	512			Y

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	2. The notified bodies shall process all applications for conformity assessment of products designated as crisis-relevant goods as a matter of priority.	2. The notified bodies shall <u>ensure all reasonable efforts are made to</u> process all applications for conformity assessment of products designated as crisis-relevant goods as a matter of priority.	2. The notified bodies shall process all applications for conformity assessment of products designated as crisis-relevant goods as a matter of priority, irrespective of whether they have been lodged before or after the activation of the emergency procedures pursuant to Article 38a.	2. The notified bodies shall <u>make best efforts to</u> process all applications for conformity assessment of products designated as crisis-relevant goods as a matter of priority, <u>irrespective of whether they have been lodged before or after the activation of the emergency procedures pursuant to Article 38a.</u>
Article 11, first paragraph, amending provision, numbered paragraph (3)				
513	3. All pending applications for conformity assessment of such equipment products be processed as a matter of priority, ahead of any other applications for conformity assessment of products, which has not been designated as crisis-relevant goods. This requirement applies with respect to all applications for conformity assessment of products designated as crisis-relevant goods, irrespective of whether they have been lodged before or after the activation of the emergency procedures pursuant to Article 38a.	3. All pending applications for conformity assessment of such equipment products be processed as a matter of priority, ahead of any other applications for conformity assessment of products, which has not been designated as crisis-relevant goods. This requirement applies with respect to all applications for conformity assessment of products designated as crisis-relevant goods, irrespective of whether they have been lodged before or after the activation of the emergency procedures pursuant to Article 38a.	<i>deleted</i>	<i>deleted</i>
Article 11, first paragraph, amending provision, numbered paragraph (4)				
514	4. The prioritisation of applications for conformity assessment of products pursuant to paragraph 3	4. The prioritisation of applications for conformity assessment of products pursuant to paragraph 3	4. The prioritisation of applications for conformity assessment of products pursuant to paragraph ~~3~~ 2	4. The prioritisation of applications for conformity assessment of products pursuant to paragraph ~~3~~ 2

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	shall not give rise to any additional costs for the manufacturers, who have lodged those applications.	shall not give rise to any <u>extraordinary</u> additional costs for the manufacturers, who have lodged those applications.	shall not give rise to ~~any~~ disproportionate additional costs for the manufacturers, who have lodged those applications.	shall not give rise to ~~any~~ ~~additional~~ <u>additional</u> <u>disproportionate</u> costs for the manufacturers, who have lodged those applications.
Article 11, first paragraph, amending provision, numbered paragraph (5)				
515	5. The notified bodies shall deploy their best efforts to increase their testing capacities for products designated as crisis-relevant goods in respect to which they have been notified.	5. The notified bodies shall ~~deploy~~ ~~their best~~ <u>ensure all reasonable</u> efforts <u>are made</u> to increase their testing capacities for products designated as crisis-relevant goods in respect ~~to~~ <u>of</u> which they have been notified.	<i>deleted</i>	5. The notified bodies shall ~~deploy~~ ~~their best~~ <u>make reasonable</u> efforts to increase their testing capacities for products designated as crisis-relevant goods in respect ~~to~~ <u>of</u> which they have been notified.
Article 11, first paragraph, amending provision, Article				
516	Article 38c Derogation from the conformity assessment procedures requiring mandatory involvement of a notified body	Article 38c Derogation from the conformity assessment procedures requiring mandatory involvement of a notified body	Article 38c ~~Article 38e~~ Derogation from the conformity assessment procedures requiring mandatory involvement of a notified body	<u>Article 38c</u> ~~Article 38e~~ Derogation from the conformity assessment procedures requiring mandatory involvement of a notified body
Article 11, first paragraph, amending provision, numbered paragraph (1)				
517	1. By way of derogation from Article 13, any competent national authority may authorise, on a duly justified request, the placing on the market or putting into service within the territory of the Member State	1. By way of derogation from Article 13, ~~any~~ <u>the</u> competent national authority, <u>after carrying out a risk assessment,</u> -may authorise, on a duly justified request <u>from an economic operator established in its</u>	1. By way of derogation from Article 13, any competent national authority may authorise, on a duly justified request, the placing on the market or putting into service within the territory of the Member State	1. By way of derogation from Article 13, ~~any competent national authority~~ <u>the Member State</u> may authorise, on a duly justified request <u>from an economic operator,</u> the placing on the market or putting into

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	concerned, of a specific product which has been designated as crisis-relevant good and for which the conformity assessment procedures requiring mandatory involvement of a notified body, referred to in that Article have not been carried out by a notified body but for which the compliance with all the applicable essential health and safety requirements has been demonstrated.	<u>Member State</u> , the placing on the market or putting into service within the territory of ~~the~~ <u>that</u> Member State ~~concerned~~ , of a specific product which has been designated as crisis-relevant good and for which the conformity assessment procedures requiring mandatory involvement of a notified body, referred to in that Article have not been carried out by a notified body but for which the compliance with all the applicable essential health and safety requirements has been demonstrated.	concerned, of a specific product which has been designated as crisis-relevant good and for which the conformity assessment procedures requiring mandatory involvement of a notified body, referred to in that Article have not been carried out ~~by a notified body~~ but for which the compliance with all the applicable essential health and safety requirements has been demonstrated in accordance with procedures referred to in that authorisation.	service within the territory of the Member State concerned, of a specific product which has been designated as crisis-relevant good and for which the conformity assessment procedures requiring mandatory involvement of a notified body, referred to in that Article have not been carried out ~~by a notified body~~ but for which the compliance with all the applicable essential health and safety requirements has been demonstrated <u>in accordance with procedures referred to in that authorisation.</u>
Article 11, first paragraph, amending provision, numbered paragraph (1a), first subparagraph				
517a			1a. The Member State shall immediately inform the Commission and the other Member States of any authorisation granted in accordance with paragraph 1. Unless the requirements set in the authorisation do not ensure conformity with the applicable essential health and safety requirements laid down in this Directive, the Commission shall without delay adopt an implementing act extending for a limited period of time the validity of the authorisation granted by a Member State in accordance with	<u>1a. The Member State shall immediately inform the Commission and the other Member States of any authorisation granted in accordance with paragraph 1. Unless the requirements set in the authorisation do not ensure conformity with the applicable essential health and safety requirements laid down in this Directive, the Commission shall without delay adopt an implementing act extending for a limited period of time the validity of the authorisation granted by a Member State in accordance with paragraph 1 to the territory of the</u>

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			paragraph 1 to the territory of the Union and set the conditions under which the product may be placed on the market or put into service. When preparing the draft implementing act, the Commission may request national market surveillance authorities to provide relevant information or comments regarding the technical assessment that served as the basis for the authorisation referred to in paragraph 1. The implementing act shall be adopted in accordance with the examination procedure referred to in Article 39(3).	<u>Union and set the conditions under which the specific product may be placed on the market or put into service. When preparing the draft implementing act, the Commission may request national market surveillance authorities to provide relevant information or comments regarding the technical assessment that served as the basis for the authorisation referred to in paragraph 1. The implementing act shall be adopted in accordance with the examination procedure referred to in Article 39(3).</u>
Article 11, first paragraph, amending provision, numbered paragraph (1a), second subparagraph				
517b			The product subject to the extension of validity referred to in the first subparagraph shall bear the information that it is placed on the market as a “crisis-relevant good”. The implementing act referred to in the first subparagraph shall specify the modalities of that information. That information, as well as any labelling, shall be clear, understandable and intelligible and, where relevant, in a language which can be easily understood by consumers and other end-users, as determined by the Member State	<u>The product subject to the extension of validity referred to in the first subparagraph shall bear the information that it is placed on the market as a 'crisis-relevant good'. The implementing act referred to in the first subparagraph shall specify the modalities of that information. That information, as well as any labelling, shall be clear, understandable and intelligible and, where relevant, in a language which can be easily understood by consumers and other end-users, as determined by the Member State</u>

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			concerned.	<u>concerned.</u>
	Article 11, first paragraph, amending provision, numbered paragraph (1b)			
Y	517c		1b. On duly justified imperative grounds of urgency relating to the need to preserve the health and safety of persons, the Commission shall adopt immediately applicable implementing acts in accordance with the procedure referred to in Article 39(4).	<u>1b. On duly justified imperative grounds of urgency relating to the need to preserve the health and safety of persons, the Commission shall adopt immediately applicable implementing acts in accordance with the procedure referred to in Article 39(4).</u>
	Article 11, first paragraph, amending provision, numbered paragraph (1c), first subparagraph			
Y	517d		1c. As long as an implementing act referred to in paragraphs 1a or 1b is not adopted, the authorisation granted by a competent national authority in one Member State shall be valid only on the territory of the issuing Member State, as well as on the territories of any other Member States whose competent national authorities have recognised the validity of that authorisation before the adoption of the said implementing act.	<u>1c. As long as an implementing act referred to in paragraphs 1a or 1b is not adopted, the authorisation granted by a competent national authority in one Member State shall be valid only on the territory of the issuing Member State, as well as on the territories of any other Member States whose competent national authorities have recognised the validity of that authorisation before the adoption of the said implementing act.</u>
	Article 11, first paragraph, amending provision, numbered paragraph (1c), second subparagraph			
Y	517e		Member States shall inform the	<u>Member States shall inform the</u>

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			Commission and the other Member States of any decision to recognise the validity of that authorisation.	<u>Commission and the other Member States of any decision to recognise the validity of that authorisation.</u>
	Article 11, first paragraph, amending provision, numbered paragraph (2), first subparagraph			
Y	518 2. The manufacturer of a product subject to the authorisation procedure referred to in paragraph 1 shall declare on his sole responsibility that the product concerned complies with all the applicable essential health and safety requirements and shall be responsible for the fulfilment of all the conformity assessment procedures indicated by the national competent authority.	2. The manufacturer of a product subject to the authorisation procedure referred to in paragraph 1 shall declare on his sole responsibility that the product concerned complies with all the applicable essential health and safety requirements and shall be responsible for the fulfilment of all the conformity assessment procedures indicated by the national competent authority.	2. The manufacturer of a product subject to the authorisation procedure referred to in paragraph 1 shall declare on his sole responsibility that the product concerned complies with all the applicable essential health and safety requirements and shall be responsible for the fulfilment of all the conformity assessment procedures indicated by the competent national-competent authority.	2. The manufacturer of a product subject to the authorisation procedure referred to in paragraph 1 shall declare on his sole responsibility that the product concerned complies with all the applicable essential health and safety requirements and shall be responsible for the fulfilment of all the conformity assessment procedures indicated by the ~~national~~ competent <u>national</u> authority.
	Article 11, first paragraph, amending provision, numbered paragraph (2), second subparagraph			
G	519 The manufacturer shall also deploy all reasonable measures to ensure that the product, which has been granted an authorisation pursuant to paragraph 1 does not leave the territory of the Member State, which issued the authorisation.	<i>deleted</i>	<i>deleted</i>	<i>deleted</i>
	Article 11, first paragraph, amending provision, numbered paragraph (3)			
Y	520			

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	3. Any authorisation issued by a national competent authority pursuant to paragraph 1 shall set out the conditions and requirements under which the product may be placed on the market or put into service, including:	3. Any authorisation issued by a national competent authority pursuant to paragraph 1 shall set out the conditions and requirements under which the product may be placed on the market or put into service, including <u>at least</u> :	3. Any authorisation issued ~~by a national competent authority~~ pursuant to paragraph 1 shall set out the conditions and requirements under which the product may be placed on the market or put into service, ~~including~~ . The authorisations shall at least set out the following:	3. Any authorisation issued ~~by a national competent authority~~ pursuant to paragraph 1 shall set out the conditions and requirements under which the product may be placed on the market or put into service, ~~including~~ . <u>The authorisations shall at least set out the following:</u>
Article 11, first paragraph, amending provision, numbered paragraph (3), point (a)				
G	521 (a) a description of the procedures, by means of which the compliance with the applicable essential health and safety requirements of this Directive was successfully demonstrated;	(a) a description of the procedures, by means of which the compliance with the applicable essential health and safety requirements of this Directive was successfully demonstrated;	(a) a description of the procedures, by means of which the compliance with the applicable essential health and safety requirements of this Directive was successfully demonstrated;	(a) a description of the procedures, by means of which the compliance with the applicable essential health and safety requirements ~~of this Directive~~ was successfully demonstrated;
Article 11, first paragraph, amending provision, numbered paragraph (3), point (b)				
Y	522 (b) specific requirements regarding the traceability of the product concerned;	(b) specific requirements regarding the traceability of the product concerned;	(b) any specific requirements regarding the traceability of the product concerned;	(b) <u>any</u> specific requirements regarding the traceability of the product concerned;
Article 11, first paragraph, amending provision, numbered paragraph (3), point (c)				
Y	523 (c) an end date of validity of the authorisation, which cannot go beyond the last day of the period for which the Single Market emergency mode has been activated;	(c) an end date of validity of the authorisation, which, <u>unless otherwise specified</u> , cannot go beyond the last day of the period for which the ~~Single~~ <u>internal</u> market emergency mode has been activated;	(c) an end date of validity of the authorisation, which cannot go beyond the last day of the period for which the Single Market emergency mode has been activated in accordance with Article 14 of [the	(c) an end date of validity of the authorisation, which cannot go beyond the last day of the period for which the ~~Single~~ <u>internal</u> market emergency mode has been activated <u>in accordance with Article 14 of</u>

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
			SMEI Regulation];	[the IMERA Regulation];
Article 11, first paragraph, amending provision, numbered paragraph (3), point (d)				
G	524	(d) any specific requirements regarding the need to ensure the continuous conformity assessment with respect to the product concerned;	(d) any specific requirements regarding the need to ensure the continuous conformity assessment with respect to the product concerned;	(d) any specific requirements regarding the need to ensure the continuous conformity assessment with respect to the product concerned;
Article 11, first paragraph, amending provision, numbered paragraph (3), point (e)				
Y	525	(e) measures to be taken with respect to the product concerned upon expiry of the authorisation in order to ensure that the product concerned is brought back in compliance with all the requirements of this Directive.	(e) measures to be taken with respect to the product placed on the market concerned upon expiry of the authorisation in order to ensure that the product concerned is brought back in compliance with all the requirements of this Directive Single Market emergency .	(e) measures to be taken ~~with respect to the product concerned~~ upon expiry of the ~~authorisation in order to ensure that~~ internal market emergency with respect to the product ~~concerned is brought back in compliance with all the requirements of this Directive~~ placed on the market .
Article 11, first paragraph, amending provision, numbered paragraph (3), point (ea)				
Y	525a	(ea) labelling requirements, including radio frequency identification, indicating that the product was authorised under the internal market emergency mode.		deleted
Article 11, first paragraph, amending provision, numbered paragraph (4)				
Y	526			

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	4. By way of derogation from Article 38a(3), first subparagraph, where appropriate, the national competent authority may amend the conditions of the authorisation referred to in paragraph 3 of this Article also after the deactivation or expiry of the Single Market Emergency mode.	4. By way of derogation from Article 38a(3), ~~first subparagraph,~~ where appropriate, the national competent authority may <u>also</u> amend the conditions ~~of the authorisation~~ <u>and requirements</u> referred to in paragraph 3 of this Article ~~also~~ after the deactivation or expiry of the ~~Single~~ <u>internal</u> market emergency mode.	<i>deleted</i>	<i>deleted</i>
Article 11, first paragraph, amending provision, numbered paragraph (5)				
527	5. By way of derogation from Articles 5 and 16, products, for which an authorisation has been granted in accordance with paragraph 1 of this Article, shall not leave the territory of the Member State which has issued the authorisation and shall not bear the CE marking.	<i>deleted</i>	5. By way of derogation from Articles 5, 15 and 16, products, for which an authorisation has been granted in accordance with paragraph 1 of this Article, shall not leave the territory of the Member State which has issued the authorisation and bear the CE marking and Article 5 shall not bear the CE marking apply.	5. By way of derogation from Articles 5, 15 and 16, products, for which an authorisation has been granted in accordance with paragraph 1 ~~of this Article,~~ shall not ~~leave the territory of the Member State which has issued the authorisation and~~ bear the CE marking and Article 5 shall not ~~bear the CE marking~~ <u>apply</u> .
Article 11, first paragraph, amending provision, numbered paragraph (5a), numbered paragraph (6)				
528	6. The market surveillance authorities of the Member State, whose competent authority has granted an authorisation pursuant to paragraph 1, shall be entitled to take all corrective and restrictive measures at national level provided for under this Directive with respect	6. The market surveillance authorities of the Member State, whose competent authority has granted an authorisation pursuant to paragraph 1, shall be entitled to take all corrective and restrictive measures at national level provided for under this Directive with respect	65a. The market surveillance authorities of the a Member State, whose competent authority has granted where an authorisation pursuant to paragraph 1, paragraphs 1, 1a and 1c is valid, shall be entitled to take all corrective and restrictive measures actions at	65a. The market surveillance authorities of ~~the a~~ Member State, whose competent authority has granted where an authorisation pursuant to ~~paragraph 1,~~ paragraphs 1, 1a and 1c is valid, shall be entitled to take all corrective and restrictive ~~measures~~ <u>actions</u> at

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	to such products.	to such products. <u>The market surveillance authorities shall keep all records related to products authorised under a derogation for a period of 10 years. They shall make those records available to other market surveillance authorities upon request.</u>	national level provided for under Regulation (EU) 2019/1020 and under this Directive with respect to such products.	national level provided for <u>under Regulation (EU) 2019/1020</u> and under this Directive with respect to such products.
Article 11, first paragraph, amending provision, numbered paragraph (5a), numbered paragraph (6) a				
y	528a		They shall immediately inform the Commission and the market surveillance authorities of other Member States of these actions.	<u>They shall immediately inform the Commission and the market surveillance authorities of other Member States of these actions.</u>
Article 11, first paragraph, amending provision, numbered paragraph (7)				
y	529	7. Member States shall inform the Commission and the other Member States of any decision to authorise the placing on the market or putting into service of a product in accordance with paragraph 1.	deleted	deleted
Article 11, first paragraph, amending provision, numbered paragraph (8)				
y	530	8. The application of Articles 38a to 38g and the use of the authorisation procedure set out in paragraph 1 of this Article ~~does~~ <u>shall</u> not affect the application of the relevant conformity assessment procedures	8. The application of Articles 38a to 38g and the use of the authorisation procedure set out in paragraph 1 of this Article paragraphs 1 to 1c does not affect the application of the relevant conformity assessment	8. ~~The application of Articles 38a to 38g and~~ The use of the authorisation procedure set out in ~~paragraph 1 of this Article~~ <u>paragraphs 1 to 1c</u> does not affect the application of the relevant conformity assessment

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	laid down in Article 13 on the territory of the Member State concerned.	laid down in Article 13 ~~on the territory of the Member State concerned.~~	procedures laid down in Article 13 on the territory of the Member State concerned.	procedures laid down in Article 13 on the territory of the Member State concerned.
Article 11, first paragraph, amending provision, numbered paragraph (8a)				
y	530a	<u>8a. Products subject to derogation under paragraph 1 shall remain valid for six months after deactivation or expiration of the internal market emergency mode. After this period, they shall only be made available on the market after receiving an authorisation under the normal authorisation procedure provided for in this Directive.</u>		deleted
Article 11, first paragraph, amending provision, twenty-second paragraph				
y	531 Article 38d Presumption of conformity based on national and international standards	Article 38d Presumption of conformity based on national and international standards	deleted	deleted
Article 11, first paragraph, amending provision, twenty-third paragraph				
y	532 Member States shall take all appropriate measures to ensure that, for the purposes of placing on the market or putting into service, their competent authorities consider that the products which comply with the relevant international standards or any national standards in force in the	Member States shall take all appropriate measures to ensure that, for the purposes of placing on the market or putting into service, their competent authorities consider that the products which comply with the relevant international standards or any national standards in force in the	deleted	deleted

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	Member State of manufacture, ensuring the safety level required by the essential health and safety requirements set out in Annex II comply with those essential health and safety requirements in either of the following cases:	Member State of manufacture, ensuring the safety level required by the essential health and safety requirements set out in Annex II comply with those essential health and safety requirements in either of the following cases:		
<i>Article 11, first paragraph, amending provision, twenty-third paragraph, point (a)</i>				
533	(a) where no reference to harmonised standards covering the relevant essential health and safety requirements set out in Annex II to this Directive is published in the Official Journal of the European Union in accordance with Regulation (EU) No 1025/2012;	(a) where no reference to harmonised standards covering the relevant essential health and safety requirements set out in Annex II to this Directive is published in the Official Journal of the European Union in accordance with Regulation (EU) No 1025/2012;	<i>deleted</i>	<i>deleted</i>
<i>Article 11, first paragraph, amending provision, twenty-third paragraph, point (b)</i>				
534	(b) where severe disruptions in the functioning of the Single Market, which were taken into consideration when activating the Single Market emergency mode in accordance with Article 15(4) of [the SMEI Regulation] significantly restrict the possibilities of manufacturers to make use of the harmonised standards covering the relevant essential health and safety requirements set out in Annex II to this Directive and already published	(b) where severe disruptions in the functioning of the ~~Single~~ <u>internal</u> market, which were taken into consideration when activating the ~~Single~~ <u>internal</u> market emergency mode in accordance with Article ~~15(4) of [the SMEI]~~ <u>14 of [the IMERA]</u> Regulation] significantly restrict the possibilities of manufacturers to make use of the harmonised standards covering the relevant essential health and safety requirements set out in Annex II to	<i>deleted</i>	<i>deleted</i>

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	in the Official Journal of the European Union in accordance with Regulation (EU) No 1025/2012.	this Directive and already published in the Official Journal of the European Union in accordance with Regulation (EU) No 1025/2012.		
Article 11, first paragraph, amending provision, Article				
535	Article 38e Adoption of common specifications conferring a presumption of conformity	Article 38e Adoption of common specifications conferring a presumption of conformity	Article 38e ~~Article 38e~~ Adoption of common specifications conferring a presumption of conformity Presumption of conformity based on standards and common specifications	<u>Article 38e</u> ~~Article 38e~~ ~~Adoption of common specifications conferring a presumption of conformity~~ <u>Presumption of conformity based on standards and common specifications</u>
Article 11, first paragraph, amending provision, numbered paragraph (1)				
536	1. Where products, have been designated as crisis-relevant goods, the Commission is empowered to adopt implementing acts establishing common specifications for such products to cover the essential health and safety requirements set out in Annex II in either of the following cases:	1. Where products, have been designated as crisis-relevant goods, the Commission is empowered to adopt implementing acts establishing common specifications for such products to cover the essential health and safety requirements set out in Annex II in either of the following cases:	1. Where products, have been designated as crisis-relevant goods, the Commission is empowered to adopt implementing acts listing appropriate standards or establishing common specifications for such products to cover the essential health and safety requirements set out in Annex II in either of the following cases:	1. Where products, have been designated as crisis-relevant goods, the Commission is empowered to adopt implementing acts <u>listing appropriate standards or applicable</u> establishing common specifications for such products to cover the essential health and safety requirements set out in Annex II in either of the following cases:
Article 11, first paragraph, amending provision, numbered paragraph (1), point (-a)				
536a		<u>(-a) where the European standardisation deliverables addressing a request pursuant to</u>		

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
		<u>Article 10(1) of Regulation (EU) No 1025/2012 were not adopted;</u>		
Article 11, first paragraph, amending provision, numbered paragraph (1), point (a)				
537	(a) where no reference to harmonised standards covering the relevant essential health and safety requirements set out in Annex II to this Directive has been published in the Official Journal of the European Union in accordance with Regulation (EU) No 1025/2012;	(a) where no reference to harmonised standards covering the relevant essential health and safety requirements set out in Annex II to this Directive has been published in the Official Journal of the European Union in accordance with Regulation (EU) No 1025/2012 <u>and no such reference is expected to be published within a reasonable timeframe during the internal market emergency mode;</u>	(a) ~~where~~ no reference to harmonised standards covering the relevant essential health and safety requirements set out in Annex II to this Directive has been published in the Official Journal of the European Union in accordance with Regulation (EU) No 1025/2012;	(a) ~~where no reference to harmonised standards covering the relevant essential health and safety requirements set out in Annex II to this Directive has been published in the Official Journal of the European Union in accordance with~~ <u>harmonised standards requested by the Commission on the basis of a pre-existing standardisation request adopted on the basis of Article 10(1) of Regulation (EU) No 1025/2012;</u>
Article 11, first paragraph, amending provision, numbered paragraph (1), point (aa)				
537a				<u>(aa) the request issued by the Commission on the basis of Article 10(1) of Regulation (EU) No 1025/2012 which contained the relevant harmonised standard was not accepted by the relevant European standardisation organisations;</u>
Article 11, first paragraph, amending provision, numbered paragraph (1), point (ab)				

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537b				<u>(ab) the harmonised standards addressing that request are not delivered within the deadline set in accordance with Article 10(1) of Regulation (EU) No 1025/2012;</u>
Article 11, first paragraph, amending provision, numbered paragraph (1), point (ac)				
537c				<u>(ac) the harmonised standards adopted on the basis of a pre-existing standardisation request do not comply with the request;</u>
Article 11, first paragraph, amending provision, numbered paragraph (1), point (ad)				
537d				<u>(ad) no reference to harmonised standards covering the relevant applicable essential health and safety requirements set out in Annex II has been published in the Official Journal of the European Union in accordance with Regulation (EU) No 1025/2012 and no such reference is expected to be published within a reasonable period;</u>
Article 11, first paragraph, amending provision, numbered paragraph (1), point (b)				
538	(b) where severe disruptions in the functioning of the Single Market, which led to the activation of the	(b) where severe disruptions in the functioning of the ~~Single~~ <u>internal</u> market, which led to the activation	(b) ~~where~~ severe disruptions in the functioning of the Single Market, which led to the activation of the	(b) ~~where~~ severe disruptions in the functioning of the ~~Single~~ <u>internal</u> Market, which led to the activation

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	Single Market emergency mode in accordance with Article 15(4) of [the SMEI Regulation], significantly restrict the possibilities of manufacturers to make use of the harmonised standards covering the relevant essential health and safety requirements set out in Annex II to this Directive already published in the Official Journal of the European Union in accordance with Regulation (EU) No 1025/2012.	of the ~~Single~~ <u>internal</u> market emergency mode in accordance with Article ~~15(4) of [the SMEI]~~ <u>14 of [the IMERA]</u> Regulation], significantly restrict the possibilities of manufacturers to make use of the harmonised standards covering the relevant essential health and safety requirements set out in Annex II to this Directive already published in the Official Journal of the European Union in accordance with Regulation (EU) No 1025/2012.	Single Market emergency mode in accordance with Article ~~15(4)~~ <u>14</u> of [the SMEI Regulation], significantly restrict the possibilities of manufacturers to make use of the harmonised standards covering the relevant essential health and safety requirements set out in Annex II to this Directive already published in the ~~Official Journal of the European Union~~ <u>Official Journal of the European Union</u> in accordance with Regulation (EU) No 1025/2012.	of the ~~Single~~ <u>internal</u> Market emergency mode in accordance with Article ~~15(4) of [the SMEI]~~ <u>14 of [the IMERA]</u> Regulation], significantly restrict the possibilities of manufacturers to make use of the harmonised standards covering the relevant <u>applicable</u> essential health and safety requirements set out in Annex II ~~to this Directive~~ <u>and</u> already published in the Official Journal of the European Union in accordance with Regulation (EU) No 1025/2012.
Article 11, first paragraph, amending provision, numbered paragraph (1a)				
538a			1a. The implementing acts referred to in paragraph 1 may :	<u>1a. The implementing acts referred to in paragraph 1 shall deploy the most appropriate alternative technical solution for the purposes of providing a presumption of conformity in accordance with paragraph 3. To this end, the implementing act may publish the references to European standards, to relevant applicable international or national standards or, if there is no relevant applicable European, international or national standard, may establish common specifications.</u>
Article 11, first paragraph, amending provision, numbered paragraph (1a), point (a)				

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
y	538b		(a) publish the references to relevant applicable international standards that provide presumption of conformity in accordance with paragraph 3;	<i>deleted</i>
Article 11, first paragraph, amending provision, numbered paragraph (1a), point (b)				
y	538c		(b) if there is no relevant applicable international standards as referred to in point a of this paragraph that cover the essential health and safety requirements set out in Annex II, publish the references to the European standards that provide presumption of conformity in accordance with paragraph 3;	<i>deleted</i>
Article 11, first paragraph, amending provision, numbered paragraph (1a), point (c)				
y	538d		(c) if there is no relevant applicable international or European standard as referred to in points a and b, that cover the essential health and safety requirements set out in Annex II; establish common specifications established by the Commission that provide presumption of conformity in accordance with paragraph 3;	<i>deleted</i>

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	Article 11, first paragraph, amending provision, numbered paragraph (1a), point (d)			
538e			(d) if there is no relevant applicable international standard, European standard or common specifications as referred to in points a, b and c, publish the reference to national standards that provide presumption of conformity in accordance with paragraph 3.	deleted
	Article 11, first paragraph, amending provision, numbered paragraph (2)			
539	2. The implementing acts referred to in paragraph 1 of this Article shall be adopted following a consultation of the sectoral experts and in accordance with the examination procedure referred to in Article 39(3). They shall apply to products placed on the market until the last day of the period for which the Single Market emergency mode remains active. In the early preparation of the draft implementing acts establishing the common specification, the Commission shall gather the views of relevant bodies or expert groups established under relevant sectoral Union legislation. Based on that consultation, the Commission shall prepare the draft implementing act.	2. The implementing acts referred to in paragraph 1 of this Article shall be adopted ~~following a consultation of the sectoral experts and~~ in accordance with the examination procedure referred to in Article 39(3). They shall apply to products placed on the market until the last day of the period for which the ~~Single~~ <u>internal</u> market emergency mode remains active. ~~In the early preparation of~~ <u>When preparing</u> the draft implementing ~~acts~~ <u>act</u> establishing the common specification, the Commission shall ~~gather~~ <u>take into account</u> the views of relevant bodies ~~or expert groups established under relevant sectoral Union legislation. Based on that consultation, the Commission~~ <u>and</u> shall ~~prepare the draft implementing~~	2. The implementing acts referred to in paragraph 1 of this Article shall be adopted following a consultation of the sectoral experts and in accordance with the examination procedure referred to in Article 39(3). They shall apply to products placed on the market until the last day of the period for which the Single Market emergency mode remains active. ~~In the early preparation of the draft implementing acts establishing the common specification, the Commission shall gather the views of relevant bodies or expert groups established under relevant sectoral Union legislation. Based on that consultation, the Commission shall prepare the draft implementing act,~~ unless amended or repealed in	2. The implementing acts referred to in paragraph 1 ~~of this Article~~ shall be adopted ~~following a consultation of the sectoral experts and~~ in accordance with the examination procedure referred to in Article 39(3). ~~and~~ they shall apply ~~to products placed on the market~~ until the last day of the period for which the ~~Single~~ <u>internal</u> market emergency mode remains active. ~~In the early preparation of the draft implementing acts establishing the common specification, the Commission shall gather the views of relevant bodies or expert groups established under relevant sectoral Union legislation. Based on that consultation, the Commission shall prepare the draft implementing act.~~ <u>unless amended or repealed in</u>

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
		~~at~~ <u>duly consult all relevant stakeholders.</u>	accordance with paragraph 5.	<u>accordance with paragraph 5.</u>
Article 11, first paragraph, amending provision, numbered paragraph (2a)				
539a			2a. Before preparing the draft implementing act referred to in paragraph 1, the Commission shall inform the committee referred to in Article 22 of Regulation (EU) No 1025/2012 that it considers that the conditions in paragraph 1 have been fulfilled. When preparing the draft implementing act referred to in paragraph 1, the Commission shall take into account the views of relevant bodies or expert groups established under this Directive and shall duly consult all relevant stakeholders. .	<u>2a. Before preparing the draft implementing act referred to in paragraph 1, the Commission shall inform the committee referred to in Article 22 of Regulation (EU) No 1025/2012 that it considers that the conditions in paragraph 1 have been fulfilled. When preparing the draft implementing act referred to in paragraph 1, the Commission shall take into account the views of relevant bodies or expert groups established under this Directive and shall duly consult all relevant stakeholders.</u>
Article 11, first paragraph, amending provision, numbered paragraph (3)				
540	3. Without prejudice to Article 12, products which are in conformity with common specifications adopted pursuant to paragraph 2 of this Article shall be presumed to be in conformity with the essential health and safety requirements set out in Annex II covered by those common specifications or parts thereof.	3. Without prejudice to Article 12, products which are in conformity with common specifications adopted pursuant to paragraph 2 of this Article shall be presumed to be in conformity with the essential health and safety requirements set out in Annex II covered by those common specifications or parts thereof.	3. Without prejudice to Article 12, products which are in conformity with ~~common specifications adopted pursuant to~~ the standards or common specifications referred to in paragraph 2 of this Article 1, or parts thereof , shall be presumed to be in conformity with the essential health and safety requirements set out in Annex II covered by those	3. Without prejudice to Article ~~12~~ <u>17</u> , products which are in conformity with <u>the standards or</u> common specifications ~~adopted pursuant to~~ <u>referred to in paragraph 2 of this Article 1, or parts thereof.</u> shall be presumed to be in conformity with the <u>applicable</u> essential health and safety requirements set out in Annex II

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
			standards or common specifications or parts thereof. The presumption of conformity provided by the standards or the common specifications referred to in the implementing act referred to in paragraph 1 shall automatically cease to apply on the day the Single Market Emergency mode expires or is deactivated.	covered by those <u>standards</u> , common specifications or parts thereof. <u>The presumption of conformity provided by the standards, parts thereof or the common specifications referred to in the implementing act referred to in paragraph 1 can no longer be relied upon from the day the internal market emergency mode expires or is deactivated.</u>
Article 11, first paragraph, amending provision, numbered paragraph (4)				
541	4. By way of derogation from Article 38a(3), first subparagraph, unless there is sufficient reason to believe that the products covered by the common specifications referred to in paragraph 1 of this Article present a risk to the health or safety of persons, the products in compliance with those common specifications which has been placed on the market shall be deemed compliant with this Directive after the expiry or repeal of an implementing act adopted pursuant to paragraph 2 of this Article and after the expiry or deactivation of the Single Market Emergency mode in accordance with [the SMEI Regulation].	4. By way of derogation from Article 38a(3), ~~first subparagraph,~~ unless there is sufficient reason to believe that the products covered by the common specifications referred to in paragraph 1 of this Article present a risk to the health or safety of persons, the products in compliance with those common specifications which has been placed on the market shall be deemed compliant with this Directive after the expiry or repeal of an implementing act adopted pursuant to paragraph 2 of this Article and after the expiry or deactivation of the ~~Single~~ <u>internal</u> market emergency mode in accordance with [the ~~SMEI~~ <u>IMERA</u> Regulation].	4. By way of derogation from Article 38a(3), first subparagraph, unless there is sufficient reason to believe that the products covered by the standards or common specifications referred to in paragraph 1 ~~of this Article~~ present a risk to the health or safety of persons, the products ~~in compliance with those~~ which are in conformity with the standards or common specifications ~~and~~ which ~~has~~ have been placed on the market shall be deemed compliant with the essential health and safety requirements set out in Annex II ~~this Directive~~ after the expiry or repeal of an implementing act adopted pursuant to paragraph 2 ~~of this Article~~ and after the expiry or deactivation of the Single Market	4. By way of derogation from Article 38a(3), ~~first subparagraph,~~ unless there is sufficient reason to believe that the ~~products~~ covered by the <u>standards or</u> common specifications referred to in paragraph 1 ~~of this Article~~ present a risk to the health or safety of persons, the products <u>which are in conformity</u> ~~in compliance~~ with those <u>standards or</u> common specifications <u>and</u> which ~~has~~ <u>have</u> been placed on the market shall be deemed compliant with ~~this Directive~~ <u>the applicable essential health and safety requirements set out in Annex II</u> after the expiry or repeal of an implementing act adopted pursuant to paragraph 2 ~~of this Article~~ and after the expiry or deactivation of the ~~Single~~ <u>internal</u>

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			Emergency mode in accordance with ~~[the SMEI Regulation]~~ [the SMEI Regulation].	market emergency mode in accordance with [the ~~SMEI~~ <u>IMERA</u> Regulation].
Article 11, first paragraph, amending provision, numbered paragraph (5)				
542	5. When a Member State considers that a common specification referred to in paragraph 1 does not entirely satisfy the essential health and safety requirements which it aims to cover and which are set out in Annex II, it shall inform the Commission thereof with a detailed explanation and the Commission shall assess that information and, if appropriate, amend or withdraw the implementing act establishing the common specification in question.	5. When a Member State considers that a common specification referred to in paragraph 1 does not entirely satisfy the essential health and safety requirements which it aims to cover and which are set out in Annex II, it shall inform the Commission thereof with a detailed explanation and the Commission shall assess that information. <u>The Commission may</u> ~~and, if appropriate,~~ amend, <u>where appropriate,</u> ~~or withdraw~~ the implementing act establishing the common specification in question.	5. When a Member State considers that a standard or common specification referred to in paragraph 1 does not entirely satisfy the essential health and safety requirements ~~which it aims to cover and which are~~ set out in Annex II, it shall inform the Commission thereof by submitting ~~with a detailed explanation and.~~ The Commission shall assess that ~~information~~ detailed explanation and, if appropriate, amend or ~~withdraw~~ repeal the implementing act listing the standard or establishing the common specification in question.	5. When a Member State considers that a <u>standard or</u> common specification referred to in paragraph 1 does not entirely satisfy the <u>applicable</u> essential health and safety ~~requirements which it aims to cover and which are~~ set out in Annex II, it shall inform the Commission thereof ~~with~~ <u>by</u> submitting a detailed explanation ~~and.~~ The Commission shall assess that ~~information and, if~~ <u>detailed explanation and, may, where</u> appropriate, amend or ~~withdraw~~ <u>repeal</u> the implementing act <u>listing the standard or</u> establishing the common specification in question.
Article 11, first paragraph, amending provision, thirtieth paragraph				
543	Article 38f Adoption of mandatory common specifications	<i>deleted</i>	<i>deleted</i>	<i>deleted</i>
Article 11, first paragraph, amending provision, numbered paragraph (1)				
544				

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	1. In exceptional and duly justified cases, the Commission is empowered to adopt implementing acts establishing mandatory common specifications to cover the essential health and safety requirements set out in Annex II for products, which have been designated as crisis-relevant goods.	<i>deleted</i>	<i>deleted</i>	<i>deleted</i>
Article 11, first paragraph, amending provision, numbered paragraph (2)				
545	2. The implementing acts establishing mandatory common specifications, referred to in paragraph 1 of this Article shall be adopted following a consultation of the sectoral experts and in accordance with the examination procedure referred to in Article 39(3). They shall apply to products placed on the market until the last day of the period for which the Single Market emergency mode remains active. In the early preparation of the draft implementing act establishing the common specification, the Commission shall gather the views of relevant bodies or expert groups established under relevant sectoral Union legislation. Based on that consultation, the Commission shall prepare the draft implementing act.	<i>deleted</i>	<i>deleted</i>	<i>deleted</i>

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
<i>Article 11, first paragraph, amending provision, numbered paragraph (3)</i>				
546	3. By way of derogation from Article 38a(3), first subparagraph, unless there is sufficient reason to believe that the products covered by the mandatory common specifications referred to in paragraph 1 of this Article present a risk to the health or safety of persons, the products in compliance with the said common specifications which have been placed on the market shall be deemed compliant with this Directive after the expiry or repeal of an implementing act adopted pursuant to paragraph 2 of this Article and after the expiry or deactivation of the Single Market Emergency mode in accordance with [the SMEI Regulation].	<i>deleted</i>	<i>deleted</i>	<i>deleted</i>
<i>Article 11, first paragraph, amending provision, Article</i>				
547	Article 38g Prioritisation of market surveillance activities and mutual assistance among authorities	Article 38g Prioritisation of market surveillance activities and mutual assistance among authorities	Article 38g ~~Article 38g~~ Prioritisation of market surveillance activities and mutual assistance among authorities	<u>Article 38g</u> ~~Article 38g~~ Prioritisation of market surveillance activities and mutual assistance among authorities
<i>Article 11, first paragraph, amending provision, Article, first paragraph</i>				
548	Member States shall prioritise the market surveillance activities for	Member States shall prioritise the market surveillance activities for	1. Member States shall prioritise the market surveillance activities for	<u>1.</u> Member States shall prioritise the market surveillance activities for

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	products designated as crisis-relevant goods.	products designated as crisis-relevant goods.	products designated as crisis-relevant goods. The Commission shall facilitate coordination of these efforts through the Union Product Compliance Network established under Article 29 of Regulation (EU) 2019/1020.	products designated as crisis-relevant goods. <u>The Commission shall facilitate coordination of these efforts through the Union Product Compliance Network established under Article 29 of Regulation (EU) 2019/1020.</u>
Article 11, first paragraph, amending provision, numbered paragraph (1)				
549	1. The market surveillance authorities of the Member States shall deploy their best efforts to provide assistance to other market surveillance authorities during a Single Market emergency, including by mobilising and dispatching expert teams to temporarily reinforce the staff of market surveillance authorities requesting assistance or by providing logistical support such as reinforcement of the testing capacity for products designated as crisis-relevant goods.	1. The market surveillance authorities of the Member States shall ~~deploy their best~~ <u>ensure all reasonable</u> efforts <u>are made</u> to provide assistance to other market surveillance authorities during ~~a~~ <u>Singlean internal</u> market emergency, including by mobilising and dispatching expert teams to temporarily reinforce the staff of market surveillance authorities requesting assistance or by providing logistical support such as reinforcement of the testing capacity for products designated as crisis-relevant goods.	~~12.~~ The market surveillance authorities of the Member States shall deploy their best efforts to provide assistance to other market surveillance authorities during a Single Market emergency, including by mobilising and dispatching expert teams to temporarily reinforce the staff of market surveillance authorities requesting assistance or by providing logistical support such as reinforcement of the testing capacity for products designated as crisis-relevant goods.’	~~12.~~ The market surveillance authorities of the Member States shall ~~deploy their~~ <u>ensure that</u> best efforts <u>are made</u> to provide assistance to other market surveillance authorities during a ~~Single~~ <u>internal</u> market emergency, including by mobilising and dispatching expert teams to temporarily reinforce the staff of market surveillance authorities requesting assistance or by providing logistical support such as reinforcement of the testing capacity for products designated as crisis-relevant goods.
Article 12				
550	Article 12 Amendments to Directive 2014/35/EU	Article 12 Amendments to Directive 2014/35/EU	Article 12 Amendments to Directive 2014/35/EU	Article 12 Amendments to Directive 2014/35/EU

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	Article 12, first paragraph			
Y	551	In Directive 2014/35/EU, the following Chapter 4a is inserted:	In Directive 2014/35/EU, the following Chapter 4a is inserted is amended as follows:	~~In~~ Directive 2014/35/EU, ~~the following Chapter 4a is inserted~~ is amended as follows:
	Article 12, first paragraph, point (1)			
Y	551a		(1) in Article 2 the following points are added:	<u>(1) in Article 2 the following points are added:</u>
	Article 12, first paragraph, point (1), amending provision, first paragraph			
Y	551b		" (15) 'crisis-relevant goods' means 'crisis-relevant goods' within the meaning of Article 3, point (6) of Regulation (EU) .../.... [SMEI Regulation];	<u>(15) 'crisis-relevant goods' means 'crisis-relevant goods' within the meaning of Article 3, point (6) of Regulation (EU) .../.... [IMERA Regulation];</u>
	Article 12, first paragraph, point (1), amending provision, second paragraph			
Y	551c		(16) 'Single Market Emergency' means 'Single Market Emergency' within the meaning of Article 3, point (3) of Regulation (EU) .../... [SMEI Regulation].;	<u>(16) 'internal market emergency' means 'internal market emergency' within the meaning of Article 3, point (3) of Regulation (EU) .../... [IMERA Regulation].;</u>
	Article 12, first paragraph, point (2)			
Y	551d		(2) the following chapter is	<u>(2) the following chapter is</u>

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
			inserted:	<u>inserted:</u>
	Article 12, first paragraph, amending provision, Chapter I			
G	552 ‘CHAPTER 4a EMERGENCY PROCEDURES	‘CHAPTER 4a EMERGENCY PROCEDURES	‘ Chapter 4a ~~‘CHAPTER 4a~~ EMERGENCY PROCEDURES	‘ <u>Chapter 4a</u> ~~‘CHAPTER 4a~~ EMERGENCY PROCEDURES
	Article 12, first paragraph, amending provision, Article			
G	553 Article 22a Application of emergency procedures,	Article 22a Application of emergency procedures,	Article 22a ~~Article 22a~~ Application of emergency procedures;	<u>Article 22a</u> ~~Article 22a~~ Application of emergency procedures;
	Article 12, first paragraph, amending provision, numbered paragraph (1)			
Y	554 1. Member States shall ensure that measures taken to transpose Articles 22b to 22c and 22d of this Directive I only apply if the Commission has adopted an implementing act pursuant to Article 23 of [the SMEI Regulation] activating Article 26 of [the SMEI Regulation] with respect to this Directive.	1. Member States shall ensure that measures taken to transpose Articles ~~22b to 22c~~ <u>22</u> and 22d of this Directive I only apply if the Commission has adopted an implementing act pursuant to Article ~~23 of [the SMEI Regulation]~~ ~~activating Article 26 of [the~~ ~~SMEI~~ <u>14(5) of [the IMERA</u> Regulation] ~~with respect to this~~ ~~Directive.~~	1. Member States shall ensure that measures taken to transpose Articles 22b to 22c and 22d of this Directive ~~I~~ only apply if the Commission has adopted an implementing act pursuant to Article 23 of [the SMEI Regulation] activating Article 26 of [the SMEI Regulation] with respect to electrical equipment covered by this Directive.	1. Member States shall ensure that measures taken to transpose Articles 22b to 22c and 22d of this Directive ~~I~~ only apply if the Commission has adopted an implementing act pursuant to Article ~~23 of [the SMEI~~ ~~Regulation]~~ <u>activating Article</u> 26 of [the ~~SMEI~~ <u>IMERA</u> Regulation] ~~with~~ ~~respect to this Directive.~~
	Article 12, first paragraph, amending provision, numbered paragraph (2)			

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
y	555	2. Member States shall ensure that measures taken to transpose Articles 22b, 22c and 22d apply exclusively to electrical equipment, which has been designated as crisis-relevant goods in the implementing act referred to in paragraph 1 of this Article.	2. Member States shall ensure that measures taken to transpose Articles 22b, 22c and 22d apply exclusively to electrical equipment, which has been designated as crisis-relevant goods ~~in the implementing act referred to in paragraph 1 of this Article~~ pursuant to Article 14 of [the SMEI Regulation].	2. Member States shall ensure that measures taken to transpose Articles 22b, 22c and 22d apply exclusively to electrical equipment, which has been designated as crisis-relevant goods ~~in the implementing act referred to in paragraph 1 of this Article~~ pursuant to Article 14 of [the IMERA Regulation].
Article 12, first paragraph, amending provision, numbered paragraph (3)				
y	556	3. Member States shall ensure that measures taken to transpose Articles 22b, 22c and 22d apply during the Single ~~internal~~ market emergency mode.	3. Member States shall ensure that measures taken to transpose Articles 22b, 22c and 22d ~~shall~~ apply only during the Single Market emergency mode activated in accordance with Article 14 of [the SMEI Regulation] .	3. Member States shall ensure that measures taken to transpose Articles 22b, 22c and 22d ~~shall~~ apply only during the ~~Single~~ <u>internal</u> market emergency mode activated in accordance with Article 14 of [the IMERA Regulation] .
Article 12, first paragraph, amending provision, numbered paragraph (4)				
y	557	<i>deleted</i>	4. The Commission may adopt implementing acts regarding the corrective or restrictive actions to be taken, the procedures to be followed and the specific labelling and traceability requirements ~~shall be empowered to lay down by means of implementing acts rules regarding the follow-up actions to be taken~~ with respect to electrical equipment placed on the market in accordance	4. The Commission ~~shall be empowered to lay down by means of implementing acts rules regarding the follow-up actions~~ may adopt implementing acts regarding the corrective or restrictive actions to be taken, the procedures to be taken followed and the specific labelling and traceability requirements with respect to electrical equipment placed on the

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
			with Articles 22b and 22c. Those implementing acts shall be adopted in accordance with the examination procedure referred to in Article 23(2).	market in accordance with Articles ~~22b and 22c~~ <u>22c to 22e</u> . Those implementing acts shall be adopted in accordance with the examination procedure referred to in Article ~~23(2)~~ <u>23(3)</u> .
Article 12, first paragraph, amending provision, Article				
558	Article 22b Adoption of common specifications conferring a presumption of conformity	Article 22b Adoption of common specifications conferring a presumption of conformity	Article 22b ~~Article 22b~~ Adoption of common specifications conferring a presumption of conformity Presumption of conformity based on standards and common specifications	<u>Article 22b</u> ~~Article 22b~~ ~~Adoption of common specifications conferring a presumption of conformity~~ <u>Presumption of conformity based on standards and common specifications</u>
Article 12, first paragraph, amending provision, numbered paragraph (1)				
559	1. Where electrical equipment, has been designated as crisis-relevant goods, the Commission is empowered to adopt implementing acts establishing common specifications for such electrical equipment to cover the safety objectives referred to in Article 3 and set out in Annex I in either of the following cases:	1. Where electrical equipment, has been designated as crisis-relevant goods, the Commission is empowered to adopt implementing acts establishing common specifications for such electrical equipment to cover the safety objectives referred to in Article 3 and set out in Annex I in either of the following cases:	1. Where electrical equipment, has been designated as crisis-relevant goods, the Commission is empowered to adopt implementing acts listing appropriate standards or establishing common specifications for such electrical equipment to cover the safety objectives referred to in Article 3 and set out in Annex I in either of the following cases:	1. Where electrical equipment, has been designated as crisis-relevant goods, the Commission is empowered to adopt implementing acts <u>listing appropriate standards or</u> establishing common specifications for such electrical equipment to cover the safety objectives referred to in Article 3 and set out in Annex I in either of the following cases:
Article 12, first paragraph, amending provision, numbered paragraph (1), point (-a)				
559a				

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
		<u>(-a) where the European standardisation deliverables addressing a request pursuant to Article 10(1) of Regulation (EU) No 1025/2012 were not adopted;</u>		
Article 12, first paragraph, amending provision, numbered paragraph (1), point (a)				
560	(a) where no reference to harmonised standards covering the safety objective set out in Annex I to this Directive has been published in the Official Journal of the European Union in accordance with Regulation (EU) No 1025/2012;	(a) where no reference to harmonised standards covering the safety objective set out in Annex I to this Directive has been published in the Official Journal of the European Union in accordance with Regulation (EU) No 1025/2012 <u>and no such reference is expected to be published within a reasonable timeframe during the internal market emergency mode;</u>	(a) ~~where~~ no reference to harmonised standards covering the safety objective set out in Annex I to this Directive has been published in the Official Journal of the European Union Official Journal of the European Union in accordance with Regulation (EU) No 1025/2012;	(a) ~~where no reference to harmonised standards covering the safety objective set out in Annex I to this Directive has been published in the Official Journal of the European Union in accordance with the~~ <u>relevant European standardisation organisations have not adopted the relevant harmonised standards requested by the Commission on the basis of a pre-existing standardisation request adopted on the basis of Article 10(1) of Regulation (EU) No 1025/2012;</u>
Article 12, first paragraph, amending provision, numbered paragraph (1), point (aa)				
560a				<u>(aa) the request issued by the Commission on the basis of Article 10(1) of Regulation (EU) No 1025/2012 which contained the relevant harmonised standard was not accepted by the relevant European standardisation organisations;</u>

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Article 12, first paragraph, amending provision, numbered paragraph (1), point (ab)				
560b				<u>(ab) the harmonised standards addressing that request are not delivered within the deadline set in accordance with Article 10(1) of Regulation (EU) No 1025/2012;</u>
Article 12, first paragraph, amending provision, numbered paragraph (1), point (ac)				
560c				<u>(ac) the harmonised standards adopted on the basis of a pre-existing standardisation request do not comply with the request;</u>
Article 12, first paragraph, amending provision, numbered paragraph (1), point (ad)				
560d				<u>(ad) no reference to harmonised standards covering the safety objectives referred to in Article 3 and set out in Annex I has been published in the Official Journal of the European Union in accordance with Regulation (EU) No 1025/2012 and no such reference is expected to be published within a reasonable period;</u>
Article 12, first paragraph, amending provision, numbered paragraph (1), point (b)				
561	(b) where severe disruptions in the functioning of the Single Market, which led to the activation of the	(b) where severe disruptions in the functioning of the ~~Single~~ internal market, which led to the activation	(b) ~~where~~ severe disruptions in the functioning of the Single Market, which led to the activation of the	(b) ~~where~~ severe disruptions in the functioning of the ~~Single~~ internal Market, which led to the activation

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	Single Market emergency mode in accordance with Article 15(4) of [the SMEI Regulation], significantly restrict the possibilities of manufacturers to make use of the harmonised standards covering the safety objectives referred to in Article 3 and set out in Annex I to this Directive and already published in the Official Journal of the European Union in accordance with Regulation (EU) No 1025/2012.	of the ~~Single~~ <u>internal</u> market emergency mode in accordance with Article ~~15(4) of [the SMEI]~~ <u>14 of [the IMERA]</u> Regulation], significantly restrict the possibilities of manufacturers to make use of the harmonised standards covering the safety objectives referred to in Article 3 and set out in Annex I to this Directive and already published in the Official Journal of the European Union in accordance with Regulation (EU) No 1025/2012.	Single Market emergency mode in accordance with Article ~~15(4)~~ <u>14</u> of [the SMEI Regulation], significantly restrict the possibilities of manufacturers to make use of the harmonised standards covering the safety objectives referred to in Article 3 and set out in Annex I to this Directive and already published in the ~~Official Journal of the European Union~~ <u>Official Journal of the European Union</u> in accordance with Regulation (EU) No 1025/2012.	of the ~~Single~~ <u>internal</u> Market emergency mode in accordance with Article ~~15(4) of [the SMEI]~~ <u>14 of [the IMERA]</u> Regulation], significantly restrict the possibilities of manufacturers to make use of the harmonised standards covering the safety objectives referred to in Article 3 and set out in Annex I ~~to this Directive~~ <u>and already published in the Official Journal of the European Union in accordance with Regulation (EU) No 1025/2012.</u>
Article 12, first paragraph, amending provision, numbered paragraph (1a)				
561a			1a. The implementing acts referred to in paragraph 1 may :	<u>1a. The implementing acts referred to in paragraph 1 shall deploy the most appropriate alternative technical solution for the purposes of providing a presumption of conformity in accordance with paragraph 3. To this end, the implementing act may publish the references to European standards, to relevant applicable international or national standards or, if there is no relevant applicable European, international or national standard, may establish common specifications.</u>
Article 12, first paragraph, amending provision, numbered paragraph (1a), point (a)				

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y	561b		(a) publish the references to relevant applicable international standards that provide presumption of conformity in accordance with paragraph 3;	<i>deleted</i>
Article 12, first paragraph, amending provision, numbered paragraph (1a), point (b)				
y	561c		(b) if there is no relevant applicable international standards as referred to in point a of this paragraph that cover the safety objectives referred to in Article 3 and set out in Annex I, publish the references to the European standards that provide presumption of conformity in accordance with paragraph 3;	<i>deleted</i>
Article 12, first paragraph, amending provision, numbered paragraph (1a), point (c)				
y	561d		(c) if there is no relevant applicable international or European standard as referred to in points a and b, that cover the safety objectives referred to in Article 3 and set out in Annex I; establish common specifications established by the Commission that provide presumption of conformity in accordance with paragraph 3;	<i>deleted</i>

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	Article 12, first paragraph, amending provision, numbered paragraph (1a), point (d)			
561e			(d) if there is no relevant applicable international standard, European standard or common specifications as referred to in points a, b and c, publish the reference to national standards that provide presumption of conformity in accordance with paragraph 3.	deleted
	Article 12, first paragraph, amending provision, numbered paragraph (2)			
562	2. The implementing acts referred to in paragraph 1 of this Article shall be adopted following a consultation of the sectoral experts and in accordance with the examination procedure referred to in Article 23(2). They shall apply to electrical equipment placed on the market until the last day of the period for which the Single Market emergency mode remains active. In the early preparation of the draft implementing act establishing the common specification, the Commission shall gather the views of relevant bodies or expert groups established under relevant sectoral Union legislation. Based on that consultation, the Commission shall prepare the draft implementing act.	2. The implementing acts referred to in paragraph 1 of this Article shall be adopted ~~following a consultation of the sectoral experts and~~ in accordance with the examination procedure referred to in Article 23(2). They shall apply to electrical equipment placed on the market until the last day of the period for which the ~~Single~~ <u>internal</u> market emergency mode remains active. ~~In the early preparation of the draft~~ <u>When preparing</u> the draft implementing act establishing the common specification, the Commission shall ~~gather~~ <u>take into account</u> the views of relevant bodies ~~or expert groups established under relevant sectoral Union legislation. Based on that consultation, the Commission and~~ shall ~~prepare the draft implementing~~	2. The implementing acts referred to in paragraph 1 of this Article shall be adopted following a consultation of the sectoral experts and in accordance with the examination procedure referred to in Article 23(2). They shall apply to electrical equipment placed on the market until the last day of the period for which the Single Market emergency mode remains active. ~~In the early preparation of the draft~~ implementing act establishing the common specification, the Commission shall gather the views of relevant bodies or expert groups established under relevant sectoral Union legislation. Based on that consultation, the Commission shall prepare the draft implementing act, unless amended or repealed in	2. The implementing acts referred to in paragraph 1 ~~of this Article~~ shall be adopted ~~following a consultation of the sectoral experts and~~ in accordance with the examination procedure referred to in Article 23(2). They shall apply ~~to electrical equipment placed on the market~~ until the last day of the period for which the ~~Single~~ <u>internal</u> Market emergency mode remains active. ~~In the early preparation of the draft~~ <u>implementing act establishing the common specification, the Commission shall gather the views of relevant bodies or expert groups established under relevant sectoral Union legislation. Based on that consultation, the Commission shall prepare the draft implementing act, unless amended or repealed in</u>

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		~~and~~ <u>duly consult all relevant stakeholders.</u>	accordance with paragraph 5.	<u>accordance with paragraph 5.</u>
Article 12, first paragraph, amending provision, numbered paragraph (2a)				
562a			2a. Before preparing the draft implementing act referred to in paragraph 1, the Commission shall inform the committee referred to in Article 22 of Regulation (EU) No 1025/2012 that it considers that the conditions in paragraph 1 have been fulfilled. When preparing the draft implementing act referred to in paragraph 1, the Commission shall take into account the views of relevant bodies or expert groups established under this Directive and shall duly consult all relevant stakeholders. .	<u>2a. Before preparing the draft implementing act referred to in paragraph 1, the Commission shall inform the committee referred to in Article 22 of Regulation (EU) No 1025/2012 that it considers that the conditions in paragraph 1 have been fulfilled. When preparing the draft implementing act referred to in paragraph 1, the Commission shall take into account the views of relevant bodies or expert groups established under this Directive and shall duly consult all relevant stakeholders.</u>
Article 12, first paragraph, amending provision, numbered paragraph (3)				
563	3. Without prejudice to Articles 12, 13 and 14, electrical equipment which is in conformity with common specifications adopted pursuant to paragraph 2 of this Article shall be presumed to be in conformity with the safety objectives referred to in Article 3 and set out in Annex I covered by those common specifications or parts thereof.	3. Without prejudice to Articles 12, 13 and 14, electrical equipment which is in conformity with common specifications adopted pursuant to paragraph 2 of this Article shall be presumed to be in conformity with the safety objectives referred to in Article 3 and set out in Annex I covered by those common specifications or parts thereof.	3. Without prejudice to Articles 12, 13 and 14, electrical equipment which is in conformity with ~~common specifications adopted pursuant to~~ the standards or common specifications referred to in paragraph 2 of this Article 1, or parts thereof , shall be presumed to be in conformity with the safety objectives referred to in Article 3	3. Without prejudice to Articles 12, 13 and 14, electrical equipment which is in conformity with <u>the standards or</u> common specifications ~~adopted pursuant to~~ <u>referred to in paragraph 2 of this Article 1, or parts thereof</u> , shall be presumed to be in conformity with the safety objectives referred to in Article 3 and set out in Annex I covered by those <u>standards</u>

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			and set out in Annex I covered by those standards or common specifications or parts thereof. The presumption of conformity provided by the standards or the common specifications referred to in the implementing act referred to in paragraph 1 shall automatically cease to apply on the day the Single Market Emergency mode expires or is deactivated.	<u>or</u> common specifications or parts thereof. <u>The presumption of conformity provided by the standards or the common specifications referred to in the implementing act referred to in paragraph 1 shall automatically cease to apply on the day the internal Market Emergency mode expires or is deactivated.</u>
Article 12, first paragraph, amending provision, numbered paragraph (4)				
564	4. By way of derogation from Article 22a(3), unless there is sufficient reason to believe that the electrical equipment covered by the common specifications referred to in paragraph 1 of this Article present a risk to the health or safety of persons, the electrical equipment in compliance with those common specifications which has been placed on the market, shall be deemed compliant with this Directive after the expiry or repeal of an implementing act adopted pursuant to paragraph 2 of this Article and after the expiry or deactivation of the Single Market Emergency mode in accordance with [the SMEI Regulation].	4. By way of derogation from Article 22a(3), unless there is sufficient reason to believe that the electrical equipment covered by the common specifications referred to in paragraph 1 of this Article present a risk to the health or safety of persons, the electrical equipment in compliance with those common specifications which has been placed on the market, shall be deemed compliant with this Directive after the expiry or repeal of an implementing act adopted pursuant to paragraph 2 of this Article and after the expiry or deactivation of the ~~Single~~ <u>internal</u> market emergency mode in accordance with [the ~~SMEI~~ <u>IMERA</u> Regulation].	4. By way of derogation from Article 22a(3), unless there is sufficient reason to believe that the electrical equipment covered by the standards or common specifications referred to in paragraph 1 ~~of this Article~~ present a risk to the health or safety of persons, the electrical equipment in compliance with those which is in conformity with the standards or common specifications and which has been placed on the market, shall be deemed compliant with the safety objectives referred to in Article 3 and set out in Annex I ~~this Directive~~ after the expiry or repeal of an implementing act adopted pursuant to paragraph 2 ~~of this Article~~ and after the expiry or	4. By way of derogation from Article 22a(3), unless there is sufficient reason to believe that ~~the~~ electrical equipment <u>components</u> covered by the <u>standards or</u> common specifications referred to in paragraph 1 ~~of this Article~~ present a risk to the health or safety of persons, the electrical equipment <u>which are in conformity in</u> ~~compliance~~ with those <u>standards or</u> common specifications <u>and</u> which ~~has have~~ been placed on the market, shall be deemed compliant with ~~this Directive~~ <u>the safety objectives referred to in Article 3 and set out in Annex I</u> after the expiry or repeal of an implementing act adopted pursuant to paragraph 2 ~~of this Article~~ and after the expiry or

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
			deactivation of the Single Market Emergency mode in accordance with ~~[the SMEI Regulation]~~ [the SMEI Regulation].	deactivation of the ~~Single~~ <u>internal</u> market emergency mode in accordance with [the ~~SMEI~~ <u>IMERA</u> Regulation].
Article 12, first paragraph, amending provision, numbered paragraph (5)				
Y	565	5. When a Member State considers that a common specification referred to in paragraph 1 does not entirely satisfy the safety objectives referred to in Article 3 and set out in Annex I, it shall inform the Commission thereof with a detailed explanation and the Commission shall assess that information and, if appropriate, amend or withdraw the implementing act establishing the common specification in question.	5. When a Member State considers that a standard or common specification referred to in paragraph 1 does not entirely satisfy the safety objectives referred to in Article 3 and set out in Annex I, it shall inform the Commission thereof by submitting with a detailed explanation ~~and~~ . The Commission shall assess that ~~information~~ detailed explanation and, if appropriate, amend or ~~withdraw~~ repeal the implementing act listing the standard or establishing the common specification in question.	5. When a Member State considers that a <u>standard or</u> common specification referred to in paragraph 1 does not entirely satisfy the safety objectives referred to in Article 3 and set out in Annex I, it shall inform the Commission thereof ~~with~~ <u>by submitting</u> a detailed explanation ~~and~~ . The Commission shall assess that ~~information~~ <u>detailed explanation</u> and, if appropriate, amend or ~~withdraw~~ <u>repeal</u> the implementing act <u>listing the standard or</u> establishing the common specification in question.
Article 12, first paragraph, amending provision, thirteenth paragraph				
G	566	Article 22c Adoption of mandatory common specifications	<i>deleted</i>	<i>deleted</i>
Article 12, first paragraph, amending provision, numbered paragraph (1)				
G	567	1. In exceptional and duly justified cases, the Commission is	<i>deleted</i>	<i>deleted</i>

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	empowered to adopt implementing acts establishing mandatory common specifications to cover the safety objectives referred to in Article 3 and set out in Annex I for electrical equipment, which has been designated as crisis-relevant goods.			
Article 12, first paragraph, amending provision, numbered paragraph (2)				
568	2. The implementing acts establishing mandatory common specifications, referred to in paragraph 1 of this Article, shall be adopted following a consultation of the sectoral experts and in accordance with the examination procedure referred to in Article 23(2). They shall apply to electrical equipment placed on the market until the last day of the period for which the Single Market emergency mode remains active. In the early preparation of the draft implementing act establishing the common specification, the Commission shall gather the views of relevant bodies or expert groups established under relevant sectoral Union legislation. Based on that consultation, the Commission shall prepare the draft implementing act.	<i>deleted</i>	<i>deleted</i>	<i>deleted</i>
Article 12, first paragraph, amending provision, numbered paragraph (3)				

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
G	569	deleted	deleted	deleted
Article 12, first paragraph, amending provision, Article				
G	570	Article 22d Prioritisation of market surveillance activities and mutual assistance among authorities	Article 22d ~~Article 22d~~ Prioritisation of market surveillance activities and mutual assistance among authorities	Article 22d ~~Article 22d~~ Prioritisation of market surveillance activities and mutual assistance among authorities
Article 12, first paragraph, amending provision, numbered paragraph (1)				
Y	571	1. Member States shall prioritise the market surveillance activities for electrical equipment designated as	1. Member States shall prioritise the market surveillance activities for electrical equipment designated as	1. Member States shall prioritise the market surveillance activities for electrical equipment designated as

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	crisis-relevant goods.	crisis-relevant goods.	crisis-relevant goods. The Commission shall facilitate coordination of these efforts through the Union Product Compliance Network established under Article 29 of Regulation (EU) 2019/1020.	crisis-relevant goods. <u>The Commission shall facilitate coordination of these efforts through the Union Product Compliance Network established under Article 29 of Regulation (EU) 2019/1020.</u>
Article 12, first paragraph, amending provision, numbered paragraph (2)				
572	2. The market surveillance authorities of the Member States shall deploy their best efforts to provide assistance to other market surveillance authorities during a Single Market emergency, including by mobilising and dispatching expert teams to temporarily reinforce the staff of market surveillance authorities requesting assistance or by providing logistical support such as reinforcement of the testing capacity for electrical equipment designated as crisis-relevant goods.	2. The market surveillance authorities of the Member States shall ~~deploy their best~~ <u>ensure all reasonable</u> efforts <u>are made</u> to provide assistance to other market surveillance authorities during a ~~Single~~ <u>an internal</u> market emergency, including by mobilising and dispatching expert teams to temporarily reinforce the staff of market surveillance authorities requesting assistance or by providing logistical support such as reinforcement of the testing capacity for electrical equipment designated as crisis-relevant goods.	2. The market surveillance authorities of the Member States shall deploy their best efforts to provide assistance to other market surveillance authorities during a Single Market emergency, including by mobilising and dispatching expert teams to temporarily reinforce the staff of market surveillance authorities requesting assistance or by providing logistical support such as reinforcement of the testing capacity for electrical equipment designated as crisis-relevant goods.	2. The market surveillance authorities of the Member States shall ~~deploy their~~ <u>ensure that</u> best efforts <u>are made</u> to provide assistance to other market surveillance authorities during a ~~Single~~ <u>internal</u> market emergency, including by mobilising and dispatching expert teams to temporarily reinforce the staff of market surveillance authorities requesting assistance or by providing logistical support such as reinforcement of the testing capacity for ~~electrical~~ equipment designated as crisis-relevant goods.
Article 13				
573	Article 13 Amendments to Directive 2014/53/EU	Article 13 Amendments to Directive 2014/53/EU	Article 13 Amendments to Directive 2014/53/EU	Article 13 Amendments to Directive 2014/53/EU

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	Article 13, first paragraph			
Y	574	In Directive 2014/53/EU, the following Chapter 5a is inserted:	In Directive 2014/53/EU, the following Chapter 5a is inserted is amended as follows:	~~In~~ Directive 2014/53/EU, ~~the following Chapter 5a is inserted~~ is amended as follows:
	Article 13, first paragraph, point (1)			
Y	574a		(1) in Article 2 (1) the following points are added:	<u>(1) in Article 2 (1) the following points are added:</u>
	Article 13, first paragraph, point (1), amending provision, first paragraph			
Y	574b		" (27) 'crisis-relevant goods' means 'crisis-relevant goods' within the meaning of Article 3, point (6) of Regulation (EU) .../.... [SMEI Regulation];	<u>(27) 'crisis-relevant goods' means 'crisis-relevant goods' within the meaning of Article 3, point (6) of Regulation (EU) .../.... [IMERA Regulation];</u>
	Article 13, first paragraph, point (1), amending provision, second paragraph			
Y	574c		(28) 'Single Market Emergency' means 'Single Market Emergency' within the meaning of Article 3, point (3) of Regulation (EU) .../... [SMEI Regulation].;	<u>(28) 'internal market emergency' means 'internal market emergency' within the meaning of Article 3, point (3) of Regulation (EU) .../... [IMERA Regulation].;</u>
	Article 13, first paragraph, point (2)			
Y	574d		(2) the following chapter is	<u>(2) the following chapter is</u>

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			inserted:	<u>inserted:</u>
	Article 13, first paragraph, amending provision, Chapter I			
G	575	‘CHAPTER Va EMERGENCY PROCEDURES	‘CHAPTER Va EMERGENCY PROCEDURES	‘ <u>Chapter Va</u> ~~‘CHAPTER Va~~ EMERGENCY PROCEDURES
	Article 13, first paragraph, amending provision, Article			
G	576	Article 43a Application of emergency procedures,	Article 43a ~~Article 43a~~ Application of emergency procedures;	<u>Article 43a</u> ~~Article 43a~~ Application of emergency procedures;
	Article 13, first paragraph, amending provision, numbered paragraph (1)			
Y	577	1. Member States shall ensure that measures taken to transpose Articles 43b to 43g of this Directive only apply if the Commission has adopted an implementing act pursuant to Article 23 of [the SMEI Regulation] activating Article 26 of [the SMEI Regulation] with respect to this Directive.	1. Member States shall ensure that measures taken to transpose Articles 43b to 43g of this Directive– only apply if the Commission has adopted an implementing act pursuant to Article 23 of [the SMEI Regulation] activating Article 26 of [the SMEI Regulation] with respect to radio equipment covered by this Directive.	1. Member States shall ensure that measures taken to transpose Articles 43b to 43g ~~of this Directive only~~ ~~apply~~ <u>shall apply only</u> if the Commission has adopted an implementing act pursuant to Article ~~23 of [the SMEI Regulation]~~ ~~activating Article 26 of [the~~ ~~SMEI~~ <u>IMERA</u> Regulation] ~~with~~ ~~respect to this Directive.~~
	Article 13, first paragraph, amending provision, numbered paragraph (2)			
Y	578			

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	2. Member States shall ensure that measures taken to transpose Articles 43b to 43g apply exclusively to radio equipment, which has been designated as crisis-relevant goods in the implementing act referred to in paragraph 1 of this Article.	2. Member States shall ensure that measures taken to transpose Articles 43b to 43g apply exclusively to radio equipment, which has been designated as crisis-relevant goods in the implementing act referred to in paragraph 1 of this Article.	2. Member States shall ensure that measures taken to transpose Articles 43b to 43g apply exclusively to radio equipment, which has been designated as crisis-relevant goods ~~in the implementing act referred to in paragraph 1 of this Article~~ pursuant to Article 14 of [the SMEI Regulation].	2. Member States shall ensure that measures taken to transpose Articles 43b to 43g <u>shall</u> apply exclusively to radio equipment, which has been designated as crisis-relevant goods ~~in the implementing act referred to in paragraph 1 of this Article~~ pursuant to Article 14(3) of <u>the IMERA Regulation</u> .
Article 13, first paragraph, amending provision, numbered paragraph (3), first subparagraph				
579	3. Member States shall ensure that measures taken to transpose Articles 43b to 43g apply during the Single Market emergency mode.	3. Member States shall ensure that measures taken to transpose Articles 43b to 43g apply during the ~~Single~~ <u>internal</u> market emergency mode.	3. Member States shall ensure that measures taken to transpose Articles 43b to 43g shall apply only during the Single Market emergency mode activated in accordance with Article 14 of [the SMEI Regulation] .	3. Member States shall ensure that measures taken to transpose Articles 43b to 43g <u>shall</u> apply <u>only</u> during the ~~Single~~ <u>internal</u> market emergency mode <u>activated in accordance with Article 14 of [the IMERA Regulation]</u> .
Article 13, first paragraph, amending provision, numbered paragraph (3), second subparagraph				
580	However, Article 43c(2), second subparagraph, and Article 43c(5) shall apply during the Single Market emergency mode and after its deactivation or expiry.	<i>deleted</i>	However, ~~Article 43c(2), second subparagraph, and Article 43c(5)~~ shall apply during the Single Market emergency mode and after its deactivation or expiry.	However, Article 43 ~~c(2), second subparagraph, and Article 43c(5)~~ shall apply during the ~~Single~~ <u>internal</u> Market emergency mode and after its deactivation or expiry.
Article 13, first paragraph, amending provision, numbered paragraph (4)				
581	4. The Commission shall be empowered to lay down by means of implementing acts rules regarding	<i>deleted</i>	4. The Commission may adopt implementing acts regarding the corrective or restrictive actions to	4. The Commission ~~shall be empowered to lay down by means of implementing acts rules regarding~~

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	the follow-up actions to be taken with respect to radio equipment placed on the market in accordance with Articles 43c to 43f. Those implementing acts shall be adopted in accordance with the examination procedure referred to in Article 45(3).		be taken, the procedures to be followed and the specific labelling and traceability requirements shall be empowered to lay down by means of implementing acts rules regarding the follow-up actions to be taken with respect to radio equipment placed on the market in accordance with Articles 43c to 43f. Those implementing acts shall be adopted in accordance with the examination procedure referred to in Article 45(3).	~~the follow-up actions~~ <u>may adopt implementing acts regarding the corrective or restrictive actions to be taken, the procedures</u> to be ~~taken~~ <u>followed and the specific labelling and traceability requirements</u> with respect to radio equipment placed on the market in accordance with Articles 43c to ~~43f~~ <u>43e</u> . Those implementing acts shall be adopted in accordance with the examination procedure referred to in Article 45(3).
Article 13, first paragraph, amending provision, Article				
582	Article 43b Prioritisation of the conformity assessment of crisis-relevant radio equipment	Article 43b Prioritisation of the conformity assessment of crisis-relevant radio equipment	Article 43b ~~Article 43b~~ Prioritisation of the conformity assessment of crisis-relevant radio equipment	<u>Article 43b</u> ~~Article 43b~~ Prioritisation of the conformity assessment of crisis-relevant radio equipment
Article 13, first paragraph, amending provision, numbered paragraph (1)				
583	1. This Article shall apply to all radio equipment designated as crisis-relevant goods, which are subject to conformity assessment procedures in accordance with Article 17 requiring mandatory involvement of a notified body.	1. This Article shall apply to all radio equipment designated as crisis-relevant goods, which are subject to conformity assessment procedures in accordance with Article 17 requiring mandatory involvement of a notified body.	1. This Article shall apply to all radio equipment designated as crisis-relevant goods, which are subject to conformity assessment procedures in accordance with Article 17 requiring mandatory involvement of a notified body.	1. This Article shall apply to all radio equipment designated as crisis-relevant goods, which are subject to conformity assessment procedures in accordance with Article 17 requiring mandatory involvement of a notified body.
Article 13, first paragraph, amending provision, numbered paragraph (2)				

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584	2. The notified bodies shall process all applications for conformity assessment of radio equipment designated as crisis-relevant goods as a matter of priority.	2. The notified bodies shall <u>ensure all reasonable efforts are made to</u> process all applications for conformity assessment of radio equipment designated as crisis-relevant goods as a matter of priority.	2. The notified bodies shall process all applications for conformity assessment of radio equipment designated as crisis-relevant goods as a matter of priority, irrespective of whether they have been lodged before or after the activation of the emergency procedures pursuant to Article 43a.	2. The notified bodies shall <u>make best efforts to</u> process all applications for conformity assessment ~~of~~ radio equipment designated as crisis-relevant goods as a matter of priority, <u>irrespective of whether they have been lodged before or after the activation of the emergency procedures pursuant to Article 43a.</u>
Article 13, first paragraph, amending provision, numbered paragraph (3)				
585	3. All pending applications for conformity assessment of such radio equipment shall be processed as a matter of priority, ahead of any other applications for conformity assessment of radio equipment, which has not been designated as crisis-relevant goods. This requirement applies with respect to all applications for conformity assessment of radio equipment designated as crisis-relevantgood, irrespective of whether they have been lodged before or after the activation of the emergency procedures pursuant to Article 43a.	3. All pending applications for conformity assessment of such radio equipment shall be processed as a matter of priority, ahead of any other applications for conformity assessment of radio equipment, which has not been designated as crisis-relevant goods. This requirement applies with respect to all applications for conformity assessment of radio equipment designated as crisis-relevantgood, irrespective of whether they have been lodged before or after the activation of the emergency procedures pursuant to Article 43a.	<i>deleted</i>	<i>deleted</i>
Article 13, first paragraph, amending provision, numbered paragraph (4)				
586	4. The prioritisation of applications	4. The prioritisation of applications	4. The prioritisation of applications	4. The prioritisation of applications

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	for conformity assessment of radio equipment pursuant to paragraph 3 shall not give rise to any additional costs for the manufacturers, who have lodged those applications.	for conformity assessment of radio equipment pursuant to paragraph 3 shall not give rise to any <u>extraordinary</u> additional costs for the manufacturers, who have lodged those applications.	for conformity assessment of radio equipment pursuant to paragraph 32 shall not give rise to ~~any~~ disproportionate additional costs for the manufacturers, who have lodged those applications.	for conformity assessment of radio equipment pursuant to paragraph ~~32~~ shall not give rise to ~~any~~ <u>additional</u> <u>disproportionate</u> costs for the manufacturers, who have lodged those applications.
Article 13, first paragraph, amending provision, numbered paragraph (5)				
Y	587	5. The notified bodies shall deploy their best efforts to increase their testing capacities for radio equipment designated as crisis-relevant goods in respect to which they have been notified.	5. The notified bodies shall ~~deploy~~ ~~their best~~ <u>ensure all reasonable efforts are made</u> to increase their testing capacities for radio equipment designated as crisis-relevant goods in respect ~~to~~ <u>of</u> which they have been notified.	5. The notified bodies shall ~~deploy~~ ~~their best~~ <u>make reasonable</u> efforts to increase their testing capacities for radio equipment designated as crisis-relevant goods in respect ~~to~~ <u>of</u> which they have been notified.
Article 13, first paragraph, amending provision, Article				
G	588	Article 43c Derogation from the conformity assessment procedures requiring mandatory involvement of a notified body	Article 43c ~~Article 43e~~ Derogation from the conformity assessment procedures requiring mandatory involvement of a notified body	<u>Article 43c</u> ~~Article 43e~~ Derogation from the conformity assessment procedures requiring mandatory involvement of a notified body
Article 13, first paragraph, amending provision, numbered paragraph (1)				
Y	589	1. By way of derogation from Article 17, any competent national authority may authorise, on a duly justified request, the placing on the	1. By way of derogation from Article 17, any competent national authority may authorise, on a duly justified request, the placing on the	1. By way of derogation from Article 17, ~~any competent national authority~~ <u>the Member State</u> may authorise, on a duly justified request

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	market within the territory of the Member State concerned, of specific radio equipment which has been designated as crisis-relevant good and for which the conformity assessment procedures requiring mandatory involvement of a notified body, referred to in that Article have not been carried out by a notified body but for which the compliance with all the applicable essential requirements has been demonstrated.	a duly justified request <u>from an economic operator established in its Member State</u> , the placing on the market within the territory of ~~the~~ <u>that</u> Member State ~~concerned~~ , of specific radio equipment which has been designated as crisis-relevant good and for which the conformity assessment procedures requiring mandatory involvement of a notified body, referred to in that Article have not been carried out by a notified body but for which the compliance with all the applicable essential requirements has been demonstrated.	market within the territory of the Member State concerned, of specific radio equipment which has been designated as crisis-relevant good and for which the conformity assessment procedures requiring mandatory involvement of a notified body, referred to in that Article have not been carried out by a notified body but for which the compliance with all the applicable essential requirements has been demonstrated in accordance with procedures referred to in that authorisation.	<u>from an economic operator</u> , the placing on the market within the territory of the Member State concerned, of <u>a</u> specific radio equipment which has been designated as crisis-relevant good and for which the conformity assessment procedures requiring <u>the</u> mandatory involvement of a notified body, referred to in ~~that~~ <u>Article Article 17</u> have not been carried out by a notified body but for which the compliance with all the applicable essential requirements has been demonstrated <u>in accordance with procedures referred to in that authorisation.</u>
Article 13, first paragraph, amending provision, numbered paragraph (1a), first subparagraph				
589a			1a. The Member State shall immediately inform the Commission and the other Member States of any authorisation granted in accordance with paragraph 1. Unless the requirements set in the authorisation do not ensure conformity with the essential requirements laid down in this Directive, the Commission shall without delay adopt an implementing act extending for a limited period of time the validity of the authorisation granted by a	<u><i>1a. The Member State shall immediately inform the Commission and the other Member States of any authorisation granted in accordance with paragraph 1. Unless the requirements set in the authorisation do not ensure the conformity with the applicable essential requirements laid down in this Directive, the Commission shall without delay adopt an implementing act extending the validity of the authorisation granted by a Member State in accordance with paragraph 1 to the territory of</i></u>

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
			Member State in accordance with paragraph 1 to the territory of the Union and set the conditions under which the radio equipment may be placed on the market. When preparing the draft implementing act, the Commission may request national market surveillance authorities to provide relevant information or comments regarding the technical assessment that served as the basis for the authorisation referred to in paragraph 1. The implementing act shall be adopted in accordance with the examination procedure referred to in Article 45(3).	<u>the Union and set the conditions under which the specific radio equipment may be placed on the market. When preparing the draft implementing act, the Commission may request national market surveillance authorities to provide relevant information or comments regarding the technical assessment that served as the basis for the authorisation referred to in paragraph 1. The implementing act shall be adopted in accordance with the examination procedure referred to in Article 44(3).</u>
Article 13, first paragraph, amending provision, numbered paragraph (1a), second subparagraph				
589b			The radio equipment subject to the extension of validity referred to in the first subparagraph shall bear the information that it is placed on the market as a “crisis-relevant good”. The implementing act referred to in the first subparagraph shall specify the modalities of that information. That information, as well as any labelling, shall be clear, understandable and intelligible and, where relevant, in a language which can be easily understood by consumers and other end-users, as	<u>The specific radio equipment subject to the extension of validity referred to in the first subparagraph shall bear the information that it is placed on the market as a "crisis-relevant good". The implementing act referred to in the first subparagraph shall specify the modalities of that information. That information, as well as any labelling, shall be clear, understandable and intelligible and, where relevant, in a language which can be easily understood by consumers and other end-users, as</u>

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
			determined by the Member State concerned.	<u>determined by the Member State concerned.</u>
	Article 13, first paragraph, amending provision, numbered paragraph (1b)			
Y	589c		1b. On duly justified imperative grounds of urgency relating to the need to preserve the health and safety of persons, the Commission shall adopt immediately applicable implementing acts in accordance with the procedure referred to in Article 45(4).	<u>1b. On duly justified imperative grounds of urgency relating to the need to preserve the health and safety of persons, the Commission shall adopt immediately applicable implementing acts in accordance with the procedure referred to in Article 45(4).</u>
	Article 13, first paragraph, amending provision, numbered paragraph (1c), first subparagraph			
Y	589d		1c. As long as an implementing act referred to in paragraphs 1a or 1b is not adopted, the authorisation granted by a competent national authority in one Member State shall be valid only on the territory of the issuing Member State, as well as on the territories of any other Member States whose competent national authorities have recognised the validity of that authorisation before the adoption of the said implementing act.	<u>1c. As long as an implementing act referred to in paragraphs 1a or 1b is not adopted, the authorisation granted by a competent national authority in one Member State shall be valid only on the territory of the issuing Member State, as well as on the territories of any other Member States whose competent national authorities have recognised the validity of that authorisation before the adoption of the said implementing act.</u>
	Article 13, first paragraph, amending provision, numbered paragraph (1c), second subparagraph			
Y	589e			

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
			Member States shall inform the Commission and the other Member States of any decision to recognise the validity of that authorisation.	<u>Member States shall inform the Commission and the other Member States of any decision to recognise the validity of that authorisation.</u>
Article 13, first paragraph, amending provision, numbered paragraph (2), first subparagraph				
590	2. The manufacturer of radio equipment subject to the authorisation procedure referred to in paragraph 1 shall declare on his sole responsibility that the radio equipment concerned complies with all the applicable essential requirements and shall be responsible for the fulfilment of all the conformity assessment procedures indicated by the national competent authority.	2. The manufacturer of radio equipment subject to the authorisation procedure referred to in paragraph 1 shall declare on his sole responsibility that the radio equipment concerned complies with all the applicable essential requirements and shall be responsible for the fulfilment of all the conformity assessment procedures indicated by the national competent authority.	2. The manufacturer of radio equipment subject to the authorisation procedure referred to in paragraph 1 shall declare on his sole responsibility that the radio equipment concerned complies with all the applicable essential requirements and shall be responsible for the fulfilment of all the conformity assessment procedures indicated by the competent national-competent authority.	2. The manufacturer of radio equipment subject to the authorisation procedure referred to in paragraph 1 shall declare on his sole responsibility that the radio equipment concerned complies with all the applicable essential requirements and shall be responsible for the fulfilment of all the conformity assessment procedures indicated by the <u>competent</u> national ~~competent~~ authority.
Article 13, first paragraph, amending provision, numbered paragraph (2), second subparagraph				
591	The manufacturer, the importer and the distributor shall also deploy all reasonable measures to ensure that the radio equipment, which has been granted an authorisation pursuant to paragraph 1 does not leave the territory of the Member State, which has granted the authorisation.	<i>deleted</i>	<i>deleted</i>	<i>deleted</i>
Article 13, first paragraph, amending provision, numbered paragraph (3)				

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
y	592 3. Any authorisation issued by a national competent authority pursuant to paragraph 1 shall set out the conditions and requirements under which the radio equipment may be placed on the market, including:	3. Any authorisation issued by a national competent authority pursuant to paragraph 1 shall set out the conditions and requirements under which the radio equipment may be placed on the market, including <u>at least</u> :	3. Any authorisation issued ~~by a national competent authority~~ pursuant to paragraph 1 shall set out the conditions and requirements under which the radio equipment may be placed on the market; ~~including~~ . The authorisations shall at least set out the following:	3. Any authorisation issued ~~by a national competent authority~~ pursuant to paragraph 1 shall set out the conditions and requirements under which the radio equipment may be placed on the market; ~~including~~ . <u>The authorisations shall at least set out the following:</u>
Article 13, first paragraph, amending provision, numbered paragraph (3), point (a)				
g	593 (a) a description of the procedures, by means of which the compliance with the applicable essential requirements of this Directive was successfully demonstrated;	(a) a description of the procedures, by means of which the compliance with the applicable essential requirements of this Directive was successfully demonstrated;	(a) a description of the procedures, by means of which the compliance with the applicable essential requirements of this Directive was successfully demonstrated;	(a) a description of the procedures, by means of which ~~the~~ compliance with the applicable essential requirements ~~of this Directive~~ was successfully demonstrated;
Article 13, first paragraph, amending provision, numbered paragraph (3), point (b)				
y	594 (b) specific requirements regarding the traceability of the radio equipment concerned;	(b) specific requirements regarding the traceability of the radio equipment concerned;	(b) any specific requirements regarding the traceability of the radio equipment concerned;	(b) <u>any</u> specific requirements regarding the traceability of the radio equipment concerned;
Article 13, first paragraph, amending provision, numbered paragraph (3), point (c)				
y	595 (c) an end date of validity of the authorisation, which cannot go beyond the last day of the period for which the Single Market emergency mode has been activated;	(c) an end date of validity of the authorisation, which, <u>unless otherwise specified</u> , cannot go beyond the last day of the period for which the ~~Single~~ <u>internal</u> market emergency mode has been activated;	(c) an end date of validity of the authorisation, which cannot go beyond the last day of the period for which the Single Market emergency mode has been activated in accordance with Article 14 of [the SMEI Regulation];	(c) an end date of validity of the authorisation, which cannot go beyond the last day of the period for which the ~~Single~~ <u>internal</u> market emergency mode has been activated <u>in accordance with Article 14 of IMERA Regulation;</u>

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	Article 13, first paragraph, amending provision, numbered paragraph (3), point (d)			
G	596 (d) any specific requirements regarding the need to ensure the continuous conformity assessment with respect to the radio equipment concerned;	(d) any specific requirements regarding the need to ensure the continuous conformity assessment with respect to the radio equipment concerned;	(d) any specific requirements regarding the need to ensure the continuous conformity assessment with respect to the radio equipment concerned;	(d) any specific requirements regarding the need to ensure the continuous conformity assessment with respect to the radio equipment concerned;
	Article 13, first paragraph, amending provision, numbered paragraph (3), point (e)			
Y	597 (e) measures to be taken with respect to the radio equipment concerned upon expiry of the authorisation in order to ensure that the radio equipment concerned is brought back in compliance with all the requirements of this Directive.	(e) measures to be taken with respect to the radio equipment concerned upon expiry of the authorisation in order to ensure that the radio equipment concerned is brought back in compliance with all the requirements of this Directive.	(e) measures to be taken with respect to the radio equipment placed on the market concerned upon expiry of the Single Market emergency authorisation in order to ensure that the radio equipment concerned is brought back in compliance with all the requirements of this Directive.	(e) measures to be taken ~~with respect to the radio equipment concerned~~ upon expiry of the ~~authorisation in order to ensure that~~ <u>internal market emergency with respect to</u> the radio equipment ~~concerned is brought back in compliance with all the requirements of this Directive~~ <u>placed on the market</u> .
	Article 13, first paragraph, amending provision, numbered paragraph (3), point (ea)			
Y	597a	<u>(ea) labelling requirements, including radio frequency identification, indicating that the radio equipment, was authorised under the internal market emergency mode.</u>		deleted
	Article 13, first paragraph, amending provision, numbered paragraph (4)			

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598	4. By way of derogation from Articles 9 and 20, radio equipment, for which an authorisation has been granted in accordance with paragraph 1 of this Article shall not leave the territory of the Member State which has issued the authorisation and shall not bear the CE marking.	<i>deleted</i>	4. By way of derogation from Articles 9, 19 and 20, radio equipment, for which an authorisation has been granted in accordance with paragraph 1 of this Article shall not leave the territory of the Member State which has issued the authorisation and bear the CE marking and Article 9 shall not bear the CE marking apply.	4. By way of derogation from Articles 9, <u>19</u> and 20, radio equipment, for which an authorisation has been granted in accordance with paragraph 1 ~~of this Article~~ shall not ~~leave the territory of the Member State which has issued the authorisation and~~ <u>bear the CE marking and Article 9</u> shall not ~~bear the CE marking~~ <u>apply</u> .
Article 13, first paragraph, amending provision, numbered paragraph (4a), numbered paragraph (5)				
599	5. The market surveillance authorities of the Member State, whose competent authority has granted an authorisation pursuant to paragraph 1, shall be entitled to take all corrective and restrictive measures at national level provided for under this Directive with respect to such radio equipment.	5. The market surveillance authorities of the Member State, whose competent authority has granted an authorisation pursuant to paragraph 1, shall be entitled to take all corrective and restrictive measures at national level provided for under this Directive with respect to such radio equipment. <u>The market surveillance authorities shall keep all records related to products authorised under a derogation for a period of 10 years. They shall make those records available to other market surveillance authorities upon request.</u>	5. The market surveillance authorities of ~~the a~~ Member State, whose competent authority has ~~granted~~ where an authorisation pursuant to ~~paragraph 1,~~ paragraphs 1, 1a and 1c is valid, shall be entitled to take all corrective and restrictive ~~measures~~ actions at national level provided for under Regulation (EU) 2019/1020 and under this Directive with respect to such radio equipment.	5. The market surveillance authorities of ~~the a~~ Member State, whose competent authority has ~~granted~~ where an authorisation pursuant to ~~paragraph 1,~~ <u>paragraphs 1, 1a and 1c is valid,</u> shall be entitled to take all corrective and restrictive ~~measures~~ <u>actions</u> at national level provided for <u>under Regulation (EU) 2019/1020 and</u> under this Directive with respect to such radio equipment.
Article 13, first paragraph, amending provision, numbered paragraph (4a), numbered paragraph (5) a				
599a			They shall immediately inform the	<u>They shall immediately inform the</u>

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			Commission and the market surveillance authorities of other Member States of these actions.	<u>Commission and the market surveillance authorities of other Member States of these actions.</u>
Article 13, first paragraph, amending provision, numbered paragraph (6)				
600	6. Member States shall inform the Commission and the other Member States of any decision to authorise the placing on the market of radio equipment in accordance with paragraph 1.	6. Member States shall inform the Commission and the other Member States of any decision to authorise the placing on the market of radio equipment in accordance with paragraph 1.	deleted	deleted
Article 13, first paragraph, amending provision, numbered paragraph (7)				
601	7. The application of Articles 43a to 43g and the use of the authorisation procedure set out in paragraph 1 of this Article does not affect the application of the relevant conformity assessment procedures laid down in Article 17 on the territory of the Member State concerned.	7. The application of Articles 43a to 43g and the use of the authorisation procedure set out in paragraph 1 of this Article ~~does~~ <u>shall</u> not affect the application of the relevant conformity assessment procedures laid down in Article 17 ~~on the territory of the Member State concerned.~~	7. ~~The application of Articles 43a to 43g and~~ The use of the authorisation procedure set out in paragraph 1 paragraphs 1 to 1c of this Article does not affect the application of the relevant conformity assessment procedures laid down in Article 17 on the territory of the Member State concerned.	7. ~~The application of Articles 43a to 43g and~~ The use of the authorisation procedure set out in ~~paragraph 1 of this Article does~~ <u>paragraphs 1 to 1c shall</u> not affect the application of the relevant conformity assessment procedures laid down in Article 17 on the territory of the Member State concerned.
Article 13, first paragraph, amending provision, numbered paragraph (7a)				
601a		<u>7a. Radio equipment subject to derogation under paragraph 1 shall remain valid for six months after deactivation or expiration of the internal market emergency mode. After this period, they shall only be</u>		deleted

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		<u>made available on the market after receiving an authorisation under the normal authorisation procedure provided for in this Directive.</u>		
Article 13, first paragraph, amending provision, twenty-first paragraph				
y	602	Article 43d Presumption of conformity based on national and international standards	deleted	deleted
Article 13, first paragraph, amending provision, twenty-second paragraph				
y	603	Member States shall take all appropriate measures to ensure that, for the purposes of placing on the market, their competent authorities consider that the radio equipment which complies with the relevant international standards or any national standards in force in the Member State of manufacture, ensuring the safety level required by the essential requirements set out in Article 3, complies with those essential requirements in either of the following cases:	deleted	deleted
Article 13, first paragraph, amending provision, twenty-second paragraph, point (a)				
y	604	(a) where no reference to harmonised standards covering the relevant essential requirements set	deleted	deleted

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	out in Article 3 of this Directive is published in the Official Journal of the European Union in accordance with Regulation (EU) No 1025/2012;	out in Article 3 of this Directive is published in the Official Journal of the European Union in accordance with Regulation (EU) No 1025/2012;		
Article 13, first paragraph, amending provision, twenty-second paragraph, point (b)				
605	(b) severe disruptions in the functioning of the Single Market, which were taken into consideration when activating the Single Market emergency mode in accordance with Article 15(4) of [the SMEI Regulation] significantly restrict the possibilities of manufacturers to make use of the harmonised standards covering the relevant essential requirements set out in Article 3 of this Directive and already published in the Official Journal of the European Union in accordance with Regulation (EU) No 025/2012.	(b) <u>where</u> severe disruptions in the functioning of the ~~Single~~ <u>internal</u> market, which were taken into consideration when activating the ~~Single~~ <u>internal</u> market emergency mode in accordance with Article ~~15(4) of [the SMEI]~~ <u>14 of [the IMERA]</u> Regulation] significantly restrict the possibilities of manufacturers to make use of the harmonised standards covering the relevant essential requirements set out in Article 3 of this Directive and already published in the Official Journal of the European Union in accordance with Regulation (EU) ~~No 025/2012~~ <u>No 1025/2012</u> .	deleted	deleted
Article 13, first paragraph, amending provision, Article				
606	Article 43e Adoption of common specifications conferring a presumption of conformity	Article 43e Adoption of common specifications conferring a presumption of conformity	Article 43e ~~Article 43e~~ Adoption of common specifications conferring a presumption of conformity Presumption of conformity based on standards	<u>Article 43e</u> ~~Article 43e~~ ~~Adoption of common specifications conferring a presumption of conformity~~ <u>Presumption of conformity based on standards and</u>

	Commission Proposal	EP Mandate	Council Mandate and common specifications	Draft Agreement <u>common specifications</u>
	Article 13, first paragraph, amending provision, numbered paragraph (1)			
607	1. Where radio equipment, has been designated as crisis-relevant goods, the Commission is empowered to adopt implementing acts establishing common specifications for such radio equipment to cover the essential requirements set out in Article 3 in either of the following cases:	1. Where radio equipment, has been designated as crisis-relevant goods, the Commission is empowered to adopt implementing acts establishing common specifications for such radio equipment to cover the essential requirements set out in Article 3 in either of the following cases:	1. Where radio equipment, has been designated as crisis-relevant goods, the Commission is empowered to adopt implementing acts listing appropriate standards or establishing common specifications for such radio equipment to cover the essential requirements set out in Article 3 in either of the following cases:	1. Where radio equipment, has been designated as crisis-relevant goods, the Commission is empowered to adopt implementing acts, <u>listing appropriate standards or</u> establishing common specifications for such radio equipment to cover the <u>applicable</u> essential requirements set out in Article 3 in either of the following cases:
	Article 13, first paragraph, amending provision, numbered paragraph (1), point (-a)			
607a		<u>(-a) where the European standardisation deliverables addressing a request pursuant to Article 10(1) of Regulation (EU) No 1025/2012 were not adopted;</u>		deleted
	Article 13, first paragraph, amending provision, numbered paragraph (1), point (a)			
608	(a) where no reference to harmonised standards covering the relevant essential requirements set out in Article 3 has been published in the Official Journal of the European Union in accordance with Regulation (EU) No 1025/2012;	(a) where no reference to harmonised standards covering the relevant essential requirements set out in Article 3 has been published in the Official Journal of the European Union in accordance with Regulation (EU) No 1025/2012 <u>and no such reference is expected to be</u>	(a) ~~where~~ no reference to harmonised standards covering the relevant essential requirements set out in Article 3 has been published in the Official Journal of the European Union Official Journal of the European Union in accordance with Regulation (EU) No	(a) ~~where no reference to harmonised standards covering the relevant essential requirements set out in Article 3 has been published in the Official Journal of the European Union in accordance~~ <u>the relevant European standardisation organisations have not adopted</u> the relevant ~~essential requirements set out in Article 3 has been published in the Official Journal of the European Union in accordance~~

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
		<u>published within a reasonable timeframe during the internal market emergency mode;</u>	1025/2012;	~~with~~ <u>harmonised standards requested by the Commission on the basis of a pre-existing standardisation request adopted on the basis of Article 10(1) of Regulation (EU) No 1025/2012;</u>
Article 13, first paragraph, amending provision, numbered paragraph (1), point (aa)				
608a				<u>(aa) the request issued by the Commission on the basis of Article 10(1) of Regulation (EU) No 1025/2012 which contained the relevant harmonised standard was not accepted by the relevant European standardisation organisations;</u>
Article 13, first paragraph, amending provision, numbered paragraph (1), point (ab)				
608b				<u>(ab) the harmonised standards addressing that request are not delivered within the deadline set in accordance with Article 10(1) of Regulation (EU) No 1025/2012;</u>
Article 13, first paragraph, amending provision, numbered paragraph (1), point (ac)				
608c				<u>(ac) the harmonised standards adopted on the basis of a pre-existing standardisation request do not comply with the request;</u>

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	Article 13, first paragraph, amending provision, numbered paragraph (1), point (ad)			
608d				<u>(ad) no reference to harmonised standards covering the relevant applicable essential requirements set out in Article 3 has been published in the Official Journal of the European Union in accordance with Regulation (EU) No 1025/2012 and no such reference is expected to be published within a reasonable period;</u>
	Article 13, first paragraph, amending provision, numbered paragraph (1), point (b)			
609	(b) where severe disruptions in the functioning of the Single Market, which led to the activation of the Single Market emergency mode in accordance with Article 15(4) of [the SMEI Regulation], significantly restrict the possibilities of manufacturers to make use of the harmonised standards covering the relevant essential requirements set out in Article 3 of this Article and already published in the Official Journal of the European Union in accordance with Regulation (EU) No 1025/2012.	(b) where severe disruptions in the functioning of the ~~Single~~ <u>internal</u> market, which led to the activation of the ~~Single~~ <u>internal</u> market emergency mode in accordance with Article ~~15(4) of [the SMEI]~~ <u>14 of [the IMERA]</u> Regulation],—significantly restrict the possibilities of manufacturers to make use of the harmonised standards covering the relevant essential requirements set out in Article 3 of this Article and already published in the Official Journal of the European Union in accordance with Regulation (EU) No 1025/2012.	(b) ~~where~~ severe disruptions in the functioning of the Single Market, which led to the activation of the Single Market emergency mode in accordance with Article ~~15(4)~~ <u>14</u> of [the SMEI Regulation], significantly restrict the possibilities of manufacturers to make use of the harmonised standards covering the relevant essential requirements set out in Article 3 of this Article and already published in the Official Journal of the European Union ~~Official Journal of the European Union~~ in accordance with Regulation (EU) No 1025/2012.	(b) ~~where~~ severe disruptions in the functioning of the ~~Single~~ <u>internal</u> Market, which led to the activation of the ~~Single~~ <u>internal</u> Market emergency mode in accordance with Article ~~15(4) of [the SMEI]~~ <u>14 of [the IMERA]</u> Regulation],—significantly restrict the possibilities of manufacturers to make use of the harmonised standards covering the relevant <u>applicable</u> essential requirements set out in Article 3 ~~of this Article~~ and already published in the Official Journal of the European Union in accordance with Regulation (EU) No 1025/2012.
	Article 13, first paragraph, amending provision, numbered paragraph (1a)			
609a				

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
			1a. The implementing acts referred to in paragraph 1 may :	<u>1a. The implementing acts referred to in paragraph 1 shall deploy the most appropriate alternative technical solution for the purposes of providing a presumption of conformity in accordance with paragraph 3. To this end, the implementing act may publish the references to European standards, to relevant applicable international or national standards or, if there is no relevant applicable European, international or national standard, may establish common specifications.</u>
Article 13, first paragraph, amending provision, numbered paragraph (1a), point (a)				
609b			(a) publish the references to relevant applicable international standards that provide presumption of conformity in accordance with paragraph 3;	<i>deleted</i>
Article 13, first paragraph, amending provision, numbered paragraph (1a), point (b)				
609c			(b) if there is no relevant applicable international standards as referred to in point a of this paragraph that cover the essential requirements set out in Article 3, publish the references to the European standards that provide presumption of conformity in	<i>deleted</i>

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
			accordance with paragraph 3;	
Article 13, first paragraph, amending provision, numbered paragraph (1a), point (c)				
y	609d		(c) if there is no relevant applicable international or European standard as referred to in points a and b, that cover the essential requirements set out in Article 3; establish common specifications established by the Commission that provide presumption of conformity in accordance with paragraph 3;	deleted
Article 13, first paragraph, amending provision, numbered paragraph (1a), point (d)				
y	609e		(d) if there is no relevant applicable international standard, European standard or common specifications as referred to in points a, b and c, publish the reference to national standards that provide presumption of conformity in accordance with paragraph 3.	deleted
Article 13, first paragraph, amending provision, numbered paragraph (2)				
y	610	2. The implementing acts referred to in paragraph 1 of this Article shall be adopted following a consultation of the sectoral experts and in	2. The implementing acts referred to in paragraph 1 of this Article shall be adopted following a consultation of the sectoral experts and in	2. The implementing acts referred to in paragraph 1 of this Article shall be adopted following a consultation of the sectoral experts and in

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	accordance with the examination procedure referred to in Article 45(3). They shall apply to radio equipment placed on the market until the last day of the period for which the Single Market emergency remains active. In the early preparation of the draft implementing acts establishing the common specifications, the Commission shall gather the views of relevant bodies or expert groups established under relevant sectoral Union legislation. Based on that consultation, the Commission shall prepare the draft implementing act.	accordance with the examination procedure referred to in Article 45(3). They shall apply to radio equipment placed on the market until the last day of the period for which the ~~Single~~<u>internal</u> market emergency <u>mode</u> remains active. ~~In the early preparation of the draft~~ <u>When preparing</u> the draft implementing ~~acts~~<u>act</u> establishing the common ~~specifications~~<u>specification</u>, the Commission shall ~~gather~~<u>take into account</u> the views of relevant bodies ~~or expert groups established under~~ <u>and shall duly consult all</u> relevant ~~sectoral Union legislation.~~ <u>Based on that consultation, the Commission shall prepare the draft implementing act</u> <u>stakeholders</u>.	accordance with the examination procedure referred to in Article 45(3). They shall apply to radio equipment placed on the market until the last day of the period for which the Single Market emergency remains active. ~~In the early preparation of the draft~~ implementing acts establishing the common specifications, the Commission shall gather the views of relevant bodies or expert groups established under relevant sectoral Union legislation. Based on that consultation, the Commission shall prepare the draft implementing act, unless amended or repealed in accordance with paragraph 5.	accordance with the examination procedure referred to in Article 45(3). <u>and</u> they shall apply ~~to radio equipment placed on the market~~ until the last day of the period for which the ~~Single~~<u>internal</u> market emergency <u>mode</u> remains active. ~~In the early preparation of the draft~~ <u>When preparing</u> the draft implementing ~~acts~~<u>act</u> establishing the common specifications, the Commission shall gather the views of relevant bodies or expert groups established under relevant sectoral Union legislation. Based on that consultation, the Commission shall prepare the draft implementing act, <u>unless amended or repealed in accordance with paragraph 5.</u>
Article 13, first paragraph, amending provision, numbered paragraph (2a)				
610a			2a. Before preparing the draft implementing act referred to in paragraph 1, the Commission shall inform the committee referred to in Article 22 of Regulation (EU) No 1025/2012 that it considers that the conditions in paragraph 1 have been fulfilled. When preparing the draft implementing act referred to in paragraph 1, the Commission shall take into account the views of relevant bodies or expert	<u>2a. Before preparing the draft implementing act referred to in paragraph 1, the Commission shall inform the committee referred to in Article 22 of Regulation (EU) No 1025/2012 that it considers that the conditions in paragraph 1 have been fulfilled. When preparing the draft implementing act referred to in paragraph 1, the Commission shall take into account the views of relevant bodies or expert groups established under this Directive and</u>

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
			groups established under this Directive and shall duly consult all relevant stakeholders.	<u>shall duly consult all relevant stakeholders.</u>
	Article 13, first paragraph, amending provision, numbered paragraph (3)			
611	3. Without prejudice to Article 16, radio equipment which is in conformity with common specifications adopted pursuant to paragraph 2 of this Article shall be presumed to be in conformity with the essential requirements set out in Article 3 covered by those common specifications or parts thereof.	3. Without prejudice to Article 16, radio equipment which is in conformity with common specifications adopted pursuant to paragraph 2 of this Article shall be presumed to be in conformity with the essential requirements set out in Article 3 covered by those common specifications or parts thereof.	3. Without prejudice to Article 16, radio equipment which is in conformity with common specifications adopted pursuant to ~~the standards or common specifications~~ referred to in paragraph 2 of this Article 1 , or parts thereof, shall be presumed to be in conformity with the essential requirements set out in Article 3 covered by those standards or common specifications or parts thereof. The presumption of conformity provided by the standards or the common specifications referred to in the implementing act referred to in paragraph 1 shall automatically cease to apply on the day the Single Market Emergency mode expires or is deactivated.	3. Without prejudice to Article 16, radio equipment which is in conformity with <u>the standards or common specifications adopted pursuant to</u> referred to in paragraph 2 of this Article 1 , or parts thereof, shall be presumed to be in conformity with the <u>applicable</u> essential requirements set out in Article 3 covered by those <u>standards, common specifications or parts thereof. The presumption of conformity provided by the standards, parts thereof or the common specifications referred to in the implementing act referred to in paragraph 1 can no longer be relied upon from the day the internal market emergency mode expires or is deactivated.</u>
	Article 13, first paragraph, amending provision, numbered paragraph (4)			
612	4. By way of derogation from Article 43a(3), first subparagraph, unless there is sufficient reason to believe that the radio equipment	4. By way of derogation from Article 43a(3), ~~first subparagraph,~~ unless there is sufficient reason to believe that the radio equipment	4. By way of derogation from Article 43a(3), first subparagraph, ~~unless~~ unless there is sufficient reason to believe that the radio	4. By way of derogation from Article 43a(3), ~~first subparagraph,~~ ~~unless~~ unless there is sufficient reason to believe that the radio

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	covered by the common specifications referred to in paragraph 1 of this Article presents a risk to the health or safety of persons, the radio equipment in compliance with those common specifications which has been placed on the market shall be deemed compliant with this Directive after the expiry or repeal of an implementing act adopted pursuant to paragraph 2 of this Article and after the expiry or deactivation of the Single Market Emergency mode in accordance with [the SMEI Regulation]	covered by the common specifications referred to in paragraph 1 of this Article presents a risk to the health or safety of persons, the radio equipment in compliance with those common specifications which has been placed on the market shall be deemed compliant with this Directive after the expiry or repeal of an implementing act adopted pursuant to paragraph 2 of this Article and after the expiry or deactivation of the ~~Single~~ <u>internal</u> market emergency mode in accordance with [the ~~SMEI~~ <u>IMERA</u> Regulation]	equipment covered by the ~~standards or~~ common specifications referred to in paragraph 1 of ~~this Article~~ presents a risk to the health or safety of persons, the radio equipment which is in conformity with the standards or in compliance with ~~those~~ common specifications and which has been placed on the market shall be deemed compliant with the essential requirements set out in Article 3 ~~this Directive~~ after the expiry or repeal of an implementing act adopted pursuant to paragraph 2 of ~~this Article~~ and after the expiry or deactivation of the Single Market Emergency mode in accordance with ~~[the SMEI Regulation]~~ <u>[the SMEI Regulation]</u>	equipment covered by the <u>standards or</u> common specifications referred to in paragraph 1 ~~of this Article~~ presents a risk to the health or safety of persons, the radio equipment which is in conformity ~~in compliance~~ with those <u>standards or</u> common specifications <u>and</u> which has been placed on the market shall be deemed compliant with ~~this Directive~~ <u>the applicable essential requirements set out in Article 3</u> after the expiry or repeal of an implementing act adopted pursuant to paragraph 2 ~~of this Article~~ and after the expiry or deactivation of the ~~Single~~ <u>internal</u> market emergency mode in accordance with [the ~~SMEI~~ <u>IMERA</u> Regulation].

Article 13, first paragraph, amending provision, numbered paragraph (5)

613	5. When a Member State considers that a common specification referred to in paragraph 1 does not entirely satisfy the essential requirements which it aims to cover and which are set out in Article 3, it shall inform the Commission thereof with a detailed explanation and the Commission shall assess that information and, if appropriate, amend or withdraw the implementing act establishing the common specification in question.	5. When a Member State considers that a common specification referred to in paragraph 1 does not entirely satisfy the essential requirements which it aims to cover and which are set out in Article 3, it shall inform the Commission thereof with a detailed explanation and the Commission shall assess that information. <u>The Commission may</u> ~~and, if appropriate,~~ amend, <u>where appropriate,</u> ~~or withdraw~~ the implementing act establishing the	5. When a Member State considers that a standard or common specification referred to in paragraph 1 does not entirely satisfy the essential requirements ~~which it aims to cover and which are~~ set out in Article 3, it shall inform the Commission thereof by submitting ~~with~~ a detailed explanation ~~and~~ . The Commission shall assess that information ~~detailed explanation~~ and, if appropriate, amend or ~~withdraw~~ repeal the implementing	5. When a Member State considers that a <u>standard or</u> common specification referred to in paragraph 1 does not entirely satisfy the <u>applicable</u> essential requirements ~~which it aims to cover and which are~~ set out in Article 3, it shall inform the Commission thereof ~~with~~ <u>by</u> <u>submitting</u> a detailed explanation ~~and~~ . The Commission shall assess that ~~information and, if~~ <u>detailed explanation and, may, where</u> appropriate, amend or

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		common specification in question.	act listing the standard or establishing the common specification in question.	~~withdraw~~ <u>repeal</u> the implementing act <u>listing the standard or</u> establishing the common specification in question.
Article 13, first paragraph, amending provision, twenty-ninth paragraph				
614	Article 43f Adoption of mandatory common specifications	<i>deleted</i>	<i>deleted</i>	<i>deleted</i>
Article 13, first paragraph, amending provision, numbered paragraph (1)				
615	1. In exceptional and duly justified cases, the Commission is empowered to adopt implementing acts establishing mandatory common specifications to cover the essential requirements set out in Article 3 for radio equipment, which has been designated as crisis-relevant goods.	<i>deleted</i>	<i>deleted</i>	<i>deleted</i>
Article 13, first paragraph, amending provision, numbered paragraph (2)				
616	2. The implementing acts establishing mandatory common specifications, referred to in paragraph 1 of this Article shall be adopted following a consultation of the sectoral experts and in accordance with the examination procedure referred to in Article 45(3) and they shall apply to radio	<i>deleted</i>	<i>deleted</i>	<i>deleted</i>

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	equipment placed on the market until the last day of the period for which the Single Market emergency mode remains active. In the early preparation of the draft implementing acts establishing the common specifications, the Commission shall gather the views of relevant bodies or expert groups established under relevant sectoral Union legislation. Based on that consultation, the Commission shall prepare the draft implementing act.			
Article 13, first paragraph, amending provision, numbered paragraph (3)				
617	3. By way of derogation from Article 43a(3), first subparagraph, unless there is sufficient reason to believe that the radio equipment covered by the mandatory common specifications referred to in paragraph 1 of this Article present a risk to the health or safety of persons, the radio equipment in compliance with those common specifications which has been placed on the market shall be deemed compliant with this Directive after the expiry or repeal of an implementing act adopted pursuant to paragraph 2 of this Article and after the expiry or deactivation of the Single Market Emergency mode in accordance with [the SMEI	<i>deleted</i>	<i>deleted</i>	<i>deleted</i>

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	Regulation].			
Article 13, first paragraph, amending provision, Article				
618	Article 43g Prioritisation of market surveillance activities and mutual assistance among authorities	Article 43g Prioritisation of market surveillance activities and mutual assistance among authorities	Article 43g ~~Article 43g~~ Prioritisation of market surveillance activities and mutual assistance among authorities	Article 43g ~~Article 43g~~ Prioritisation of market surveillance activities and mutual assistance among authorities
Article 13, first paragraph, amending provision, numbered paragraph (1)				
619	1. Member States shall prioritise the market surveillance activities for radio equipment designated as crisis-relevant goods.	1. Member States shall prioritise the market surveillance activities for radio equipment designated as crisis-relevant goods.	1. Member States shall prioritise the market surveillance activities for radio equipment designated as crisis-relevant goods. The Commission shall facilitate coordination of these efforts through the Union Product Compliance Network established under Article 29 of Regulation (EU) 2019/1020.	1. Member States shall prioritise the market surveillance activities for radio equipment designated as crisis-relevant goods. The Commission shall facilitate coordination of these efforts through the Union Product Compliance Network established under Article 29 of Regulation (EU) 2019/1020.
Article 13, first paragraph, amending provision, numbered paragraph (2)				
620	2. The market surveillance authorities of the Member States shall deploy their best efforts to provide assistance to other market surveillance authorities during a Single Market emergency, including by mobilising and dispatching expert teams to temporarily reinforce the staff of market surveillance	2. The market surveillance authorities of the Member States shall ~~deploy their best~~ ensure all reasonable efforts are made to provide assistance to other market surveillance authorities during ~~a~~ Singlean internal market emergency, including by mobilising and dispatching expert teams to	2. The market surveillance authorities of the Member States shall deploy their best efforts to provide assistance to other market surveillance authorities during a Single Market emergency, including by mobilising and dispatching expert teams to temporarily reinforce the staff of market surveillance	2. The market surveillance authorities of the Member States shall ~~deploy their~~ ensure that best efforts are made to provide assistance to other market surveillance authorities during a ~~Single~~ internal market emergency, including by mobilising and dispatching expert teams to

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	authorities requesting assistance or by providing logistical support such as reinforcement of the testing capacity for radio equipment designated as crisis-relevant goods.	temporarily reinforce the staff of market surveillance authorities requesting assistance or by providing logistical support such as reinforcement of the testing capacity for radio equipment designated as crisis-relevant goods.	authorities requesting assistance or by providing logistical support such as reinforcement of the testing capacity for radio equipment designated as crisis-relevant goods.	temporarily reinforce the staff of market surveillance authorities requesting assistance or by providing logistical support such as reinforcement of the testing capacity for radio equipment designated as crisis-relevant goods.
	Article 14			
621	Article 14 Amendments to Directive 2014/68/EU	Article 14 Amendments to Directive 2014/68/EU	Article 14 Amendments to Directive 2014/68/EU	Article 14 Amendments to Directive 2014/68/EU
	Article 14, first paragraph			
622	In Directive 2014/68/EU, the following Chapter 5a is inserted:	In Directive 2014/68/EU, the following Chapter 5a is inserted:	~~In~~ Directive 2014/68/EU, the following Chapter 5a is inserted is amended as follows:	~~In~~ Directive 2014/68/EU, ~~the following Chapter 5a is inserted~~ <u>is amended as follows:</u>
	Article 14, first paragraph, point (1)			
622a			(1) in Article 2 the following points are added:	<u>(1) in Article 2 the following points are added:</u>
	Article 14, first paragraph, point (1), amending provision, first paragraph			
622b			" (33) 'crisis-relevant goods' means 'crisis-relevant goods' within the meaning of Article 3, point (6) of	" <u>(33) 'crisis-relevant goods' means 'crisis-relevant goods' within the meaning of Article 3, point (6) of</u>

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			Regulation (EU) .../.... [SMEI Regulation];	<u>Regulation (EU) .../.... [IMERA Regulation];</u>
	Article 14, first paragraph, point (1), amending provision, second paragraph			
Y	622c		(34) ‘Single Market Emergency’ means ‘Single Market Emergency’ within the meaning of Article 3, point (3) of Regulation (EU) .../... [SMEI Regulation].;	<u>(34) ‘internal market emergency’ means ‘internal market emergency’ within the meaning of Article 3, point (3) of Regulation (EU) .../... [IMERA Regulation].;</u>
	Article 14, first paragraph, point (2)			
Y	622d		(2) the following chapter is inserted:	<u>(2) the following chapter is inserted:</u>
	Article 14, first paragraph, amending provision, Chapter I			
G	623	‘CHAPTER 5a EMERGENCY PROCEDURES	Chapter 5a ~~‘CHAPTER 5a~~ EMERGENCY PROCEDURES	<u>Chapter 5a</u> ~~‘CHAPTER 5a~~ EMERGENCY PROCEDURES
	Article 14, first paragraph, amending provision, Article			
G	624	Article 43a Application of emergency procedures,	Article 43a ~~Article 43a~~ Application of emergency procedures;	<u>Article 43a</u> ~~Article 43a~~ Application of emergency procedures;

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
Article 14, first paragraph, amending provision, numbered paragraph (1)				
625	1. Member States shall ensure that measures taken to transpose Articles 43b to 43g of this Directive only apply if the Commission has adopted an implementing act pursuant to Article 23 of [the SMEI Regulation] activating Article 26 of [the SMEI Regulation] with respect to this Directive.	1. Member States shall ensure that measures taken to transpose Articles 43b to 43g of this Directive only apply if the Commission has adopted an implementing act pursuant to Article ~~23 of [the SMEI Regulation]~~ <u>activating Article 26 of [the SMEI 14(5) of [the IMERA Regulation]</u> ~~with respect to this Directive.~~	1. Member States shall ensure that measures taken to transpose Articles 43b to 43g of this Directive only apply if the Commission has adopted an implementing act pursuant to Article 23 of [the SMEI Regulation] activating Article 26 of [the SMEI Regulation] with respect to pressure equipment and assemblies covered by this Directive.	1. Member States shall ensure that measures taken to transpose Articles 43b to 43g of this Directive <u>shall</u> only apply if the Commission has adopted an implementing act pursuant to Article ~~23 of [the SMEI Regulation]~~ <u>activating Article 26 of [the SMEI IMERA Regulation]</u> ~~with respect to this Directive.~~
Article 14, first paragraph, amending provision, numbered paragraph (2)				
626	2. Member States shall ensure that measures taken to transpose Articles 43b to 43g apply exclusively to pressure equipment and assemblies, which have been designated as crisis-relevant goods in the implementing act referred to in paragraph 1 of this Article.	2. Member States shall ensure that measures taken to transpose Articles 43b to 43g apply exclusively to pressure equipment and assemblies, which have been designated as crisis-relevant goods in the implementing act referred to in paragraph 1 of this Article.	2. Member States shall ensure that measures taken to transpose Articles 43b to 43g apply exclusively to pressure equipment and assemblies, which have been designated as crisis-relevant goods ~~in the implementing act referred to in paragraph 1 of this Article~~ pursuant to Article 14 of [the SMEI Regulation].	2. Member States shall ensure that measures taken to transpose Articles 43b to 43g <u>shall</u> apply exclusively to pressure equipment and assemblies, which have been designated as crisis-relevant goods ~~in the implementing act referred to in paragraph 1 of this Article~~ <u>pursuant to Article [14(3) of the IMERA Regulation].</u>
Article 14, first paragraph, amending provision, numbered paragraph (3), first subparagraph				
627	3. Member States shall ensure that measures taken to transpose Articles 43b to 43g apply during the Single Market emergency mode.	3. Member States shall ensure that measures taken to transpose Articles 43b to 43g apply during the ~~Single~~ <u>internal</u> market emergency mode.	3. Member States shall ensure that measures taken to transpose Articles 43b to 43g shall apply only during the Single Market emergency mode activated in accordance with Article 14 of [the SMEI	3. Member States shall ensure that measures taken to transpose Articles 43b to 43g <u>shall</u> apply <u>only</u> during the ~~Single~~ <u>internal</u> market emergency mode <u>activated in accordance with Article 14 of [the</u>

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
			Regulation].	IMERA Regulation].
	Article 14, first paragraph, amending provision, numbered paragraph (3), second subparagraph			
y	628 However, Article 43c(2), second subparagraph, and Article 17c(5) shall apply during the Single Market emergency mode and after its deactivation or expiry.	<i>deleted</i>	However, Article ~~43c(2), second subparagraph, and Article 17~~ 43c(5) shall apply during the Single Market emergency mode and after its deactivation or expiry.	However, Article 43 ~~e(2), second subparagraph, and Article 17~~ c(5) shall apply during the ~~Single~~ internal Market emergency mode and after its deactivation or expiry.
	Article 14, first paragraph, amending provision, numbered paragraph (4)			
y	629 4. The Commission shall be empowered to lay down by means of implementing acts rules regarding the follow-up actions to be taken with respect to pressure equipment and assemblies placed on the market in accordance with Articles 43c to 43f. Those implementing acts shall be adopted in accordance with the examination procedure referred to in Article 44(3).	<i>deleted</i>	4. The Commission may adopt implementing acts regarding the corrective or restrictive actions to be taken, the procedures to be followed and the specific labelling and traceability requirements ~~shall be empowered to lay down by means of implementing acts rules regarding the follow-up actions to be taken~~ with respect to pressure equipment and assemblies placed on the market in accordance with Articles 43c to 43f. Those implementing acts shall be adopted in accordance with the examination procedure referred to in Article 44(3).	4. The Commission ~~shall be empowered to lay down by means of implementing acts rules regarding the follow-up actions~~ may adopt implementing acts regarding the corrective or restrictive actions to be taken, the procedures to be taken followed and the specific labelling and traceability requirements with respect to pressure equipment and assemblies placed on the market in accordance with Articles 43c to ~~43f~~ 43e . Those implementing acts shall be adopted in accordance with the examination procedure referred to in Article 44(3).
	Article 14, first paragraph, amending provision, Article			
g	630 Article 43b	Article 43b	Article 43b	Article 43b

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	Prioritisation of the conformity assessment of crisis-relevant pressure equipment and assemblies	Prioritisation of the conformity assessment of crisis-relevant pressure equipment and assemblies	~~Article 43b~~ Prioritisation of the conformity assessment of crisis-relevant pressure equipment and assemblies	~~Article 43b~~ Prioritisation of the conformity assessment of crisis-relevant pressure equipment and assemblies
Article 14, first paragraph, amending provision, numbered paragraph (1)				
G	631 1. This Article shall apply to pressure equipment or assemblies designated as crisis-relevant goods, which are subject to conformity assessment procedures, which require the mandatory involvement of a notified body, in accordance with Article 14.	1. This Article shall apply to pressure equipment or assemblies designated as crisis-relevant goods, which are subject to conformity assessment procedures, which require the mandatory involvement of a notified body, in accordance with Article 14.	1. This Article shall apply to pressure equipment or assemblies designated as crisis-relevant goods, which are subject to conformity assessment procedures, which require the mandatory involvement of a notified body, in accordance with Article 14.	1. This Article shall apply to pressure equipment or assemblies designated as crisis-relevant goods, which are subject to conformity assessment procedures, which require the mandatory involvement of a notified body, in accordance with Article 14.
Article 14, first paragraph, amending provision, numbered paragraph (2)				
Y	632 2. The notified bodies shall process all applications for conformity assessment of pressure equipment and assemblies designated as crisis-relevant goods as a matter of priority.	2. The notified bodies shall <u>ensure all reasonable efforts are made to</u> process all applications for conformity assessment of pressure equipment and assemblies designated as crisis-relevant goods as a matter of priority.	2. The notified bodies shall process all applications for conformity assessment of pressure equipment and assemblies designated as crisis-relevant goods as a matter of priority, irrespective of whether they have been lodged before or after the activation of the emergency procedures pursuant to Article 43a.	2. The notified bodies shall <u>make best efforts to</u> process all applications for conformity assessment of pressure equipment and assemblies designated as crisis-relevant goods as a matter of priority, <u>irrespective of whether they have been lodged before or after the activation of the emergency procedures pursuant to Article 43a.</u>
Article 14, first paragraph, amending provision, numbered paragraph (3)				
Y	633 3. All pending applications for conformity assessment of such in	3. All pending applications for conformity assessment of such in	<i>deleted</i>	<i>deleted</i>

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	accordance with Article 14 shall be processed as a matter of priority, ahead of any other applications for conformity assessment of pressure equipment or assemblies, which have not been designated as crisis-relevant goods. This requirement applies with respect to all applications for conformity assessment of pressure equipment and assemblies designated as crisis-relevant goods, irrespective of whether they have been lodged before or after the activation of the emergency procedures pursuant to Article 43a.	accordance with Article 14 shall be processed as a matter of priority, ahead of any other applications for conformity assessment of pressure equipment or assemblies, which have not been designated as crisis-relevant goods. This requirement applies with respect to all applications for conformity assessment of pressure equipment and assemblies designated as crisis-relevant goods, irrespective of whether they have been lodged before or after the activation of the emergency procedures pursuant to Article 43a.		
Article 14, first paragraph, amending provision, numbered paragraph (4)				
634	4. The prioritisation of applications for conformity assessment of pressure equipment and assemblies pursuant to paragraph 3 shall not give rise to any additional costs for the manufacturers, who have lodged those applications.	4. The prioritisation of applications for conformity assessment of pressure equipment and assemblies pursuant to paragraph 3 shall not give rise to any <u>extraordinary</u> additional costs for the manufacturers, who have lodged those applications.	4. The prioritisation of applications for conformity assessment of pressure equipment and assemblies pursuant to paragraph 32 shall not give rise to ~~any~~ disproportionate additional costs for the manufacturers, who have lodged those applications.	4. The prioritisation of applications for conformity assessment of pressure equipment and assemblies pursuant to paragraph ~~32~~ shall not give rise to ~~any additional~~ <u>additional</u> <u>disproportionate</u> costs for the manufacturers, who have lodged those applications.
Article 14, first paragraph, amending provision, numbered paragraph (5)				
635	5. The notified bodies shall deploy their best efforts to increase their testing capacities for pressure equipment and assemblies	5. The notified bodies shall ~~deploy~~ ~~their best~~ <u>ensure all reasonable</u> efforts <u>are made</u> to increase their testing capacities for pressure	<i>deleted</i>	5. The notified bodies shall ~~deploy~~ ~~their best~~ <u>make reasonable</u> efforts to increase their testing capacities for pressure equipment and assemblies

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	designated as crisis-relevant goods in respect of which they have been notified.	equipment and assemblies designated as crisis-relevant goods in respect of which they have been notified.		designated as crisis-relevant goods in respect of which they have been notified.
	Article 14, first paragraph, amending provision, Article			
636	Article 43c Derogation from the conformity assessment procedures requiring mandatory involvement of a notified body	Article 43c Derogation from the conformity assessment procedures requiring mandatory involvement of a notified body	Article 43c ~~Article 43e~~ Derogation from the conformity assessment procedures requiring mandatory involvement of a notified body	<u>Article 43c</u> ~~Article 43e~~ Derogation from the conformity assessment procedures requiring mandatory involvement of a notified body
	Article 14, first paragraph, amending provision, numbered paragraph (1)			
637	1. By way of derogation from Article 14, any competent national authority may authorise, on a duly justified request, the placing on the market or putting into service within the territory of the Member State concerned, of specific pressure equipment or assembly designated as crisis-relevant good and for which the conformity assessment procedures referred to in that Article have not been carried out by a notified body but for which the compliance with all the applicable essential safety requirements has been demonstrated.	1. By way of derogation from Article 14, ~~any~~ <u>the</u> competent national authority, <u>after carrying out a risk assessment</u> , may authorise, on a duly justified request <u>from an economic operator established in its Member State</u> , the placing on the market or putting into service within the territory of ~~the~~ <u>that</u> Member State ~~concerned~~ , of specific pressure equipment or assembly designated as crisis-relevant good and for which the conformity assessment procedures referred to in that Article have not been carried out by a notified body but for which the compliance with all the applicable essential safety requirements has	1. By way of derogation from Article 14, any competent national authority may authorise, on a duly justified request, the placing on the market or putting into service within the territory of the Member State concerned, of specific pressure equipment or assembly designated as crisis-relevant good and for which the conformity assessment procedures referred to in that Article have not been carried out ~~by a notified body~~ but for which the compliance with all the applicable essential safety requirements has been demonstrated in accordance with procedures referred to in that authorisation.	1. By way of derogation from Article 14, ~~any competent national authority~~ <u>the Member State</u> may authorise, on a duly justified request <u>from an economic operator</u> , the placing on the market or putting into service within the territory of the Member State concerned, of <u>a</u> specific pressure equipment or assembly <u>which has been</u> designated as crisis-relevant good and for which the conformity assessment procedures <u>requiring the mandatory involvement of a notified body</u> , referred to in ~~that~~ Article <u>14</u> have not been carried out by a notified body but for which the compliance with all the applicable essential

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		been demonstrated.		safety requirements has been demonstrated <u>in accordance with procedures referred to in that authorisation</u> .
Article 14, first paragraph, amending provision, numbered paragraph (1a), first subparagraph				
637a			1a. The Member State shall immediately inform the Commission and the other Member States of any authorisation granted in accordance with paragraph 1. Unless the requirements set in the authorisation do not ensure conformity with the applicable essential safety requirements laid down in this Directive, the Commission shall without delay adopt an implementing act extending for a limited period of time the validity of the authorisation granted by a Member State in accordance with paragraph 1 to the territory of the Union and set the conditions under which the pressure equipment or assemblies may be placed on the market or put into service. When preparing the draft implementing act, the Commission may request national market surveillance authorities to provide relevant information or comments regarding the technical assessment	<u>1a. The Member State shall immediately inform the Commission and the other Member States of any authorisation granted in accordance with paragraph 1. Unless the requirements set in the authorisation do not ensure the conformity with the applicable essential safety requirements laid down in this Directive, the Commission shall without delay adopt an implementing act extending the validity of the authorisation granted by a Member State in accordance with paragraph 1 to the territory of the Union and set the conditions under which the specific pressure equipment or assemblies may be placed on the market. When preparing the draft implementing act, the Commission may request national market surveillance authorities to provide relevant information or comments regarding the technical assessment that served as the basis for the authorisation referred to in paragraph 1. The implementing act</u>

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			that served as the basis for the authorisation referred to in paragraph 1. The implementing act shall be adopted in accordance with the examination procedure referred to in Article 44(3).	<u>shall be adopted in accordance with the examination procedure referred to in Article 44(3).</u>
Article 14, first paragraph, amending provision, numbered paragraph (1a), second subparagraph				
637b			The pressure equipment or assemblies subject to the extension of validity referred to in the first subparagraph shall bear the information that it is placed on the market as a “crisis-relevant good”. The implementing act referred to in the first subparagraph shall specify the modalities of that information. That information, as well as any labelling, shall be clear, understandable and intelligible and, where relevant, in a language which can be easily understood by consumers and other end-users, as determined by the Member State concerned.	<u>The pressure equipment or assemblies subject to the extension of validity referred to in the first subparagraph shall bear the information that it is placed on the market as a "crisis-relevant good". The implementing act referred to in the first subparagraph shall specify the modalities of that information. That information, as well as any labelling, shall be clear, understandable and intelligible and, where relevant, in a language which can be easily understood by consumers and other end-users, as determined by the Member State concerned.</u>
Article 14, first paragraph, amending provision, numbered paragraph (1b)				
637c			1b. On duly justified imperative grounds of urgency relating to the need to preserve the health and safety of persons, the Commission shall adopt immediately applicable	<u>1b. On duly justified imperative grounds of urgency relating to the need to preserve the health and safety of persons, the Commission shall adopt immediately applicable</u>

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
			implementing acts in accordance with the procedure referred to in Article 44(4).	<u>implementing acts in accordance with the procedure referred to in Article 44(4).</u>
	Article 14, first paragraph, amending provision, numbered paragraph (1c), first subparagraph			
y	637d		1c. As long as an implementing act referred to in paragraphs 1a or 1b is not adopted, the authorisation granted by a competent national authority in one Member State shall be valid only on the territory of the issuing Member State, as well as on the territories of any other Member States whose competent national authorities have recognised the validity of that authorisation before the adoption of the said implementing act.	<u>1c. As long as an implementing act referred to in paragraphs 1a or 1b is not adopted, the authorisation granted by a competent national authority in one Member State shall be valid only on the territory of the issuing Member State, as well as on the territories of any other Member States whose competent national authorities have recognised the validity of that authorisation before the adoption of the said implementing act.</u>
	Article 14, first paragraph, amending provision, numbered paragraph (1c), second subparagraph			
y	637e		Member States shall inform the Commission and the other Member States of any decision to recognise the validity of that authorisation.	<u>Member States shall inform the Commission and the other Member States of any decision to recognise the validity of that authorisation.</u>
	Article 14, first paragraph, amending provision, numbered paragraph (2), first subparagraph			
y	638	2. The manufacturer of pressure equipment or assembly subject to the	2. The manufacturer of pressure equipment or assembly subject to the	2. The manufacturer of pressure equipment or assembly subject to the

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	authorisation procedure referred to in paragraph 1 of this Article shall declare on his sole responsibility that the pressure equipment or assembly concerned complies with all the applicable essential safety requirements and shall be responsible for the fulfilment of all the conformity assessment procedures indicated by the national competent authority.	authorisation procedure referred to in paragraph 1 of this Article shall declare on his sole responsibility that the pressure equipment or assembly concerned complies with all the applicable essential safety requirements and shall be responsible for the fulfilment of all the conformity assessment procedures indicated by the national competent authority.	authorisation procedure referred to in paragraph 1 of this Article shall declare on his sole responsibility that the pressure equipment or assembly concerned complies with all the applicable essential safety requirements and shall be responsible for the fulfilment of all the conformity assessment procedures indicated by the competent national- ~~competent~~ authority.	authorisation procedure referred to in paragraph 1 ~~of this Article~~ shall declare on his sole responsibility that the pressure equipment or assembly concerned complies with all the applicable essential safety requirements and shall be responsible for the fulfilment of all the conformity assessment procedures indicated by the <u>competent</u> national- ~~competent~~ authority.
Article 14, first paragraph, amending provision, numbered paragraph (2), second subparagraph				
639	The manufacturer shall also deploy all reasonable measures to ensure that the pressure equipment or assembly, which has been granted an authorisation pursuant to paragraph 1 does not leave the territory of the Member State, issued the authorisation.	<i>deleted</i>	<i>deleted</i>	<i>deleted</i>
Article 14, first paragraph, amending provision, numbered paragraph (3)				
640	3. Any authorisation issued by a national competent authority pursuant to paragraph 1 shall set out the conditions and requirements under which the pressure equipment or assembly may be placed on the market or put into service, including:	3. Any authorisation issued by a national competent authority pursuant to paragraph 1 shall set out the conditions and requirements under which the pressure equipment or assembly may be placed on the market or put into service, including <u>at least</u> :	3. Any authorisation issued ~~by a national competent authority~~ pursuant to paragraph 1 shall set out the conditions and requirements under which the pressure equipment or assembly may be placed on the market or put into service, ~~including~~ . The authorisations shall at least	3. Any authorisation issued ~~by a national competent authority~~ pursuant to paragraph 1 shall set out the conditions and requirements under which the pressure equipment or assembly may be placed on the market or put into service, ~~including~~ . <u>The authorisations shall at least set</u>

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			set out the following:	<u>out the following:</u>
	Article 14, first paragraph, amending provision, numbered paragraph (3), point (a)			
G	641 (a) a description of the procedures, by means of which the compliance with the applicable essential health and safety requirements of this Directive was successfully demonstrated;	(a) a description of the procedures, by means of which the compliance with the applicable essential health and safety requirements of this Directive was successfully demonstrated;	(a) a description of the procedures, by means of which the compliance with the applicable essential health and safety requirements of this Directive was successfully demonstrated;	(a) a description of the procedures, by means of which ~~the~~ compliance with the applicable essential health and safety requirements ~~of this Directive~~ was successfully demonstrated;
	Article 14, first paragraph, amending provision, numbered paragraph (3), point (b)			
Y	642 (b) specific requirements regarding the traceability of the pressure equipment or assembly concerned;	(b) specific requirements regarding the traceability of the pressure equipment or assembly concerned;	(b) any specific requirements regarding the traceability of the pressure equipment or assembly concerned;	(b) <u>any</u> specific requirements regarding the traceability of the pressure equipment or assembly concerned;
	Article 14, first paragraph, amending provision, numbered paragraph (3), point (c)			
Y	643 (c) an end date of validity of the authorisation, which cannot go beyond the last day of the period for which the Single Market emergency mode has been activated;	(c) an end date of validity of the authorisation, which, <u>unless otherwise specified</u> , cannot go beyond the last day of the period for which the ~~Single~~ <u>internal</u> market emergency mode has been activated;	(c) an end date of validity of the authorisation, which cannot go beyond the last day of the period for which the Single Market emergency mode has been activated in accordance with Article 14 of [the SMEI Regulation] ;	(c) an end date of validity of the authorisation, which cannot go beyond the last day of the period for which the ~~Single~~ <u>internal</u> market emergency mode has been activated <u>in accordance with Article 14 of [the IMERA Regulation]</u> ;
	Article 14, first paragraph, amending provision, numbered paragraph (3), point (d)			
G	644 (d) any specific requirements regarding the need to ensure the	(d) any specific requirements regarding the need to ensure the	(d) any specific requirements regarding the need to ensure the	(d) any specific requirements regarding the need to ensure the

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	continuous conformity assessment with respect to the pressure equipment or assembly concerned;	continuous conformity assessment with respect to the pressure equipment or assembly concerned;	continuous conformity assessment with respect to the pressure equipment or assembly concerned;	continuous conformity assessment with respect to the pressure equipment or assembly concerned;
	Article 14, first paragraph, amending provision, numbered paragraph (3), point (e)			
y	645	(e) measures to be taken with respect to the pressure equipment or assembly concerned upon expiry of the authorisation in order to ensure that the pressure equipment or assembly concerned is brought back in compliance with all the requirements of this Directive.	(e) measures to be taken with respect to the pressure equipment or assembly placed on the market ~~concerned~~ upon expiry of the Single Market emergency ~~authorisation in order to ensure that the pressure equipment or assembly concerned is brought back in compliance with all the requirements of this Directive.~~	(e) measures to be taken ~~with respect to the pressure equipment or assembly concerned~~ upon expiry of the ~~authorisation in order to ensure that~~ <u>internal market emergency with respect to</u> the pressure equipment or assembly ~~concerned is brought back in compliance with all the requirements of this Directive~~ <u>placed on the market.</u>
	Article 14, first paragraph, amending provision, numbered paragraph (3), point (ea)			
y	645a	<u>(ea) labelling requirements, including radio frequency identification, indicating that the pressure equipment and assembly was authorised under the internal market emergency mode.</u>		deleted
	Article 14, first paragraph, amending provision, numbered paragraph (4)			
y	646	4. By way of derogation from Article 43a(3), first subparagraph, where appropriate, the national competent authority may amend the conditions of the authorisation	deleted	deleted

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	referred to in paragraph 3 of this Article, also after the deactivation or expiry of the Single Market Emergency mode.	~~authorisation~~ <u>and requirements</u> referred to in paragraph 3 of this Article, ~~also~~ after the deactivation or expiry of the ~~Single~~ <u>internal</u> market emergency mode.		
Article 14, first paragraph, amending provision, numbered paragraph (5)				
647	5. By way of derogation from Articles 5 and 19, pressure equipment or assemblies, for which an authorisation has been granted in accordance with paragraph 1 of this Article shall not leave the territory of the Member State which has issued the authorisation and shall not bear the CE marking.	<i>deleted</i>	5. By way of derogation from Articles 5, 18 and 19, pressure equipment or assemblies, for which an authorisation has been granted in accordance with paragraph 1 of this Article shall not leave the territory of the Member State which has issued the authorisation and bear the CE marking and Article 5 shall not bear the CE marking apply .	5. By way of derogation from Articles 5, 18 and 19, pressure equipment or assemblies, for which an authorisation has been granted in accordance with paragraph 1 ~~of this Article~~ shall not ~~leave the territory of the Member State which has issued the authorisation and~~ bear the CE marking and Article 5 shall not ~~bear the CE marking~~ apply .
Article 14, first paragraph, amending provision, numbered paragraph (5a), numbered paragraph (6)				
648	6. The market surveillance authorities of the Member State, whose competent authority has granted an authorisation pursuant to paragraph 1, shall be entitled to take all corrective and restrictive measures at national level provided for under this Directive with respect to such pressure equipment or assemblies.	6. The market surveillance authorities of the Member State, whose competent authority has granted an authorisation pursuant to paragraph 1, shall be entitled to take all corrective and restrictive measures at national level provided for under this Directive with respect to such pressure equipment or assemblies. <u>The market surveillance authorities shall keep all records related to products authorised under a derogation for a period of</u>	~~65a.~~ The market surveillance authorities of ~~the a~~ Member State, whose competent authority has ~~granted~~ where an authorisation pursuant to paragraph 1, paragraphs 1, 1a and 1c is valid, shall be entitled to take all corrective and restrictive ~~measures~~ actions at national level provided for under Regulation (EU) 2019/1020 and under this Directive with respect to such pressure equipment or assemblies.	~~65a.~~ The market surveillance authorities of ~~the a~~ Member State, whose competent authority has ~~granted~~ where an authorisation pursuant to ~~paragraph 1,~~ paragraphs 1, 1a and 1c is valid, shall be entitled to take all corrective and restrictive ~~measures~~ actions at national level provided for under Regulation (EU) 2019/1020 and under this Directive with respect to such pressure equipment or assemblies.

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		<u>10 years. They shall make those records available to other market surveillance authorities upon request.</u>		
	Article 14, first paragraph, amending provision, numbered paragraph (5a), numbered paragraph (6) a			
648a			They shall immediately inform the Commission and the market surveillance authorities of other Member States of these actions.	<u>They shall immediately inform the Commission and the market surveillance authorities of other Member States of these actions.</u>
	Article 14, first paragraph, amending provision, numbered paragraph (7)			
649	7. Member States shall inform the Commission and the other Member States of any decision to authorise the placing on the market of a pressure equipment or assembly in accordance with paragraph 1.	7. Member States shall inform the Commission and the other Member States of any decision to authorise the placing on the market of a pressure equipment or assembly in accordance with paragraph 1.	deleted	deleted
	Article 14, first paragraph, amending provision, numbered paragraph (8)			
650	8. The application of Articles 43a to 43g and the use of the authorisation procedure set out in paragraph 1 of this Article does not affect the application of the relevant conformity assessment procedures laid down in Article 14 on the territory of the Member State concerned.	8. The application of Articles 43a to 43g and the use of the authorisation procedure set out in paragraph 1 of this Article ~~does~~ <u>shall</u> not affect the application of the relevant conformity assessment procedures laid down in Article 14 ~~on the territory of the Member State concerned.~~	8. The application of Articles 43a to 43g and the use of the authorisation procedure set out in paragraph 1 of this Article ~~paragraphs 1 to 1c~~ does not affect the application of the relevant conformity assessment procedures laid down in Article 14 on the territory of the Member State concerned.	8. ~~The application of Articles 43a to 43g and~~ The use of the authorisation procedure set out in ~~paragraph 1 of this Article does~~ <u>paragraphs 1 to 1c shall</u> not affect the application of the relevant conformity assessment procedures laid down in Article 14 on the territory of the Member State concerned.

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Article 14, first paragraph, amending provision, numbered paragraph (8a)				
y	650a	<u>8a. Pressure equipment and assemblies subject to derogation under paragraph 1 shall remain valid for six months after deactivation or expiration of the internal market emergency mode. After this period, they shall only be made available on the market after receiving an authorisation under the normal authorisation procedure provided for in this Directive.</u>	PUBLIC	deleted
Article 14, first paragraph, amending provision, twenty-second paragraph				
y	651	Article 43d Presumption of conformity based on national and international standards	deleted	deleted
Article 14, first paragraph, amending provision, twenty-third paragraph				
y	652	Member States shall take all appropriate measures to ensure that, for the purposes of placing on the market, their competent authorities consider that the pressure equipment or assemblies which comply with relevant international standards or any national standards in force in the Member State of manufacture, ensuring the safety level required by the essential safety requirements set out in Annex II, comply with those	deleted	deleted

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	essential safety requirements in either of the following cases:	essential safety requirements in either of the following cases:		
<i>Article 14, first paragraph, amending provision, twenty-third paragraph, point (a)</i>				
653	(a) where no reference to harmonised standards covering the relevant essential safety requirements set out in Annex II to this Directive is published in the Official Journal of the European Union in accordance with Regulation (EU) No 1025/2012;	(a) where no reference to harmonised standards covering the relevant essential safety requirements set out in Annex II to this Directive is published in the Official Journal of the European Union in accordance with Regulation (EU) No 1025/2012;	<i>deleted</i>	<i>deleted</i>
<i>Article 14, first paragraph, amending provision, twenty-third paragraph, point (b)</i>				
654	(b) where severe disruptions in the functioning of the Single Market, which were taken into consideration when activating the Single Market emergency mode in accordance with Article 15(4) of [the SMEI Regulation] significantly restrict the possibilities of manufacturers to make use of the harmonised standards covering the relevant essential safety requirements set out in Annex II to this Directive and already published in the Official Journal of the European Union in accordance with Regulation (EU) No 1025/2012.	(b) where severe disruptions in the functioning of the ~~Single~~ <u>internal</u> market, which were taken into consideration when activating the ~~Single~~ <u>internal</u> market emergency mode in accordance with Article ~~15(4) of [the SMEI]~~ <u>14 of [the IMERA]</u> Regulation] significantly restrict the possibilities of manufacturers to make use of the harmonised standards covering the relevant essential safety requirements set out in Annex II to this Directive and already published in the Official Journal of the European Union in accordance with Regulation (EU) No 1025/2012.	<i>deleted</i>	<i>deleted</i>

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Article 14, first paragraph, amending provision, Article				
655	Article 43e Adoption of common specifications conferring a presumption of conformity	Article 43e Adoption of common specifications conferring a presumption of conformity	Article 43e ~~Article 43e~~ Adoption of common specifications conferring a presumption of conformity Presumption of conformity based on standards and common specifications	<u>Article 43e</u> ~~Article 43e~~ ~~Adoption of common specifications conferring a presumption of conformity~~ <u>Presumption of conformity based on standards and common specifications</u>
Article 14, first paragraph, amending provision, numbered paragraph (1)				
656	1. Where pressure equipment and assemblies have been designated as crisis-relevant goods, the Commission is empowered to adopt implementing acts for such pressure equipment and assemblies establishing common specifications to cover the essential safety requirements set out in Annex II in either of the following cases:	1. Where pressure equipment and assemblies have been designated as crisis-relevant goods, the Commission is empowered to adopt implementing acts for such pressure equipment and assemblies establishing common specifications to cover the essential safety requirements set out in Annex II in either of the following cases:	1. Where pressure equipment and assemblies have been designated as crisis-relevant goods, the Commission is empowered to adopt implementing acts listing appropriate standards or establishing common specifications for such pressure equipment and assemblies ~~establishing common specifications~~ to cover the essential safety requirements set out in Annex ~~II~~ in either of the following cases:	1. Where pressure equipment and assemblies have been designated as crisis-relevant goods, the Commission is empowered to adopt implementing acts, <u>listing appropriate standards or establishing common specifications</u> for such pressure equipment and assemblies ~~establishing common specifications~~ to cover the <u>applicable</u> essential safety requirements set out in Annex ~~II~~ in either of the following cases:
Article 14, first paragraph, amending provision, numbered paragraph (1), point (-a)				
656a		<u>(-a) where the European standardisation deliverables addressing a request pursuant to Article 10(1) of Regulation (EU) No 1025/2012 were not adopted;</u>		

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Article 14, first paragraph, amending provision, numbered paragraph (1), point (a)				
657	(a) where no reference to harmonised standards covering the relevant essential safety requirements set out in Annex II to this Directive has been published in the Official Journal of the European Union in accordance with Regulation (EU) No 1025/2012;	(a) where no reference to harmonised standards covering the relevant essential safety requirements set out in Annex II to this Directive has been published in the Official Journal of the European Union in accordance with Regulation (EU) No 1025/2012 <u>and no such reference is expected to be published within a reasonable timeframe during the internal market emergency mode;</u>	(a) ~~where no reference to~~ harmonised standards covering the relevant essential safety requirements set out in Annex ~~II~~ III to this Directive has been published in the Official Journal of the European Union ~~Official Journal of the European Union~~ in accordance with Regulation (EU) No 1025/2012;	(a) ~~where no reference to~~ <u>harmonised standards covering the relevant European standardisation organisations have not adopted</u> the relevant ~~essential safety~~ <u>requirements set out in Annex II to this Directive has been published in the Official Journal of the European Union in accordance</u> ~~with~~ <u>harmonised standards requested by the Commission on the basis of a pre-existing standardisation request adopted on the basis of Article 10(1) of</u> Regulation (EU) No 1025/2012;
Article 14, first paragraph, amending provision, numbered paragraph (1), point (aa)				
657a				<u>(aa) the request issued by the Commission on the basis of Article 10(1) of Regulation (EU) No 1025/2012 which contained the relevant harmonised standard was not accepted by the relevant European standardisation organisations;</u>
Article 14, first paragraph, amending provision, numbered paragraph (1), point (ab)				
657b				<u>(ab) the harmonised standards addressing that request are not delivered within the deadline set in</u>

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				<u>accordance with Article 10(1) of Regulation (EU) No 1025/2012;</u>
Article 14, first paragraph, amending provision, numbered paragraph (1), point (ac)				
657c				<u>(ac) the harmonised standards adopted on the basis of a pre-existing standardisation request do not comply with the request;</u>
Article 14, first paragraph, amending provision, numbered paragraph (1), point (ad)				
657d				<u>(ad) no reference to harmonised standards covering the relevant applicable essential safety requirements set out in Annex I has been published in the Official Journal of the European Union in accordance with Regulation (EU) No 1025/2012 and no such reference is expected to be published within a reasonable period;</u>
Article 14, first paragraph, amending provision, numbered paragraph (1), point (b)				
658	(b) where severe disruptions in the functioning of the Single Market, which led to the activation of the Single Market emergency mode significantly restrict the possibilities of manufacturers to make use of the harmonised standards covering the	(b) where severe disruptions in the functioning of the <u>Singleinternal</u> market, which led to the activation of the <u>Singleinternal</u> market emergency mode <u>in accordance with Article 14 of [the IMERA Regulation]</u> significantly restrict the	(b) ~~where~~ severe disruptions in the functioning of the Single Market, which led to the activation of the Single Market emergency mode in accordance with Article 14 of [the SMEI Regulation] , significantly restrict the possibilities of	(b) ~~where~~ severe disruptions in the functioning of the <u>Singleinternal</u> Market, which led to the activation of the <u>Singleinternal</u> Market emergency mode <u>in accordance with Article 14 of [the IMERA Regulation]</u> , significantly restrict the

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	relevant essential safety requirements set out in Annex II to this Directive already published in the Official Journal of the European Union in accordance with Regulation (EU) No 1025/2012.	possibilities of manufacturers to make use of the harmonised standards covering the relevant essential safety requirements set out in Annex II to this Directive already published in the Official Journal of the European Union in accordance with Regulation (EU) No 1025/2012.	manufacturers to make use of the harmonised standards covering the relevant essential safety requirements set out in Annex ~~II~~ to this Directive already published in the Official Journal of the European Union ~~Official Journal of the European Union~~ in accordance with Regulation (EU) No 1025/2012.	possibilities of manufacturers to make use of the harmonised standards covering the relevant applicable essential safety requirements set out in Annex ~~II to this Directive~~ I and already published in the Official Journal of the European Union in accordance with Regulation (EU) No 1025/2012.
Article 14, first paragraph, amending provision, numbered paragraph (1a)				
658a			1a. The implementing acts referred to in paragraph 1 may :	<u>1a. The implementing acts referred to in paragraph 1 shall deploy the most appropriate alternative technical solution for the purposes of providing a presumption of conformity in accordance with paragraph 3. To this end, the implementing act may publish the references to European standards, to relevant applicable international or national standards or, if there is no relevant applicable European, international or national standard, may establish common specifications.</u>
Article 14, first paragraph, amending provision, numbered paragraph (1a), point (a)				
658b			(a) publish the references to relevant applicable international standards that provide	deleted

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			presumption of conformity in accordance with paragraph 3;	
Article 14, first paragraph, amending provision, numbered paragraph (1a), point (b)				
y	658c		(b) if there is no relevant applicable international standards as referred to in point a of this paragraph that cover the essential safety requirements set out in Annex I, publish the references to the European standards that provide presumption of conformity in accordance with paragraph 3;	deleted
Article 14, first paragraph, amending provision, numbered paragraph (1a), point (c)				
y	658d		(c) if there is no relevant applicable international or European standard as referred to in points a and b, that cover the essential safety requirements set out in Annex I; establish common specifications established by the Commission that provide presumption of conformity in accordance with paragraph 3;	deleted
Article 14, first paragraph, amending provision, numbered paragraph (1a), point (d)				
y	658e		(d) if there is no relevant applicable international standard,	deleted

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			European standard or common specifications as referred to in points a, b and c, publish the reference to national standards that provide presumption of conformity in accordance with paragraph 3.	
Article 14, first paragraph, amending provision, numbered paragraph (2)				
659	2. The implementing acts referred to in paragraph 1 of this Directive shall be adopted following a consultation of the sectoral experts and in accordance with the examination procedure referred to in Article 44(3). They shall apply to the pressure equipment and assemblies placed on the market until the last day of the period for which the Single Market emergency mode remains active. In the early preparation of the draft implementing acts establishing the common specifications, the Commission shall gather the views of relevant bodies or expert groups established under relevant sectoral Union legislation. Based on that consultation, the Commission shall prepare the draft implementing act.	2. The implementing acts referred to in paragraph 1 of this Directive shall be adopted ~~following a consultation of the sectoral experts and~~ in accordance with the examination procedure referred to in Article 44(3). They shall apply to the pressure equipment and assemblies placed on the market until the last day of the period for which the ~~Single~~<u>internal</u> market emergency mode remains active. ~~In the early preparation of the draft~~ <u>When preparing the draft implementing acts</u> ~~establishing the common specifications~~<u>specification</u>, the Commission shall ~~gather~~<u>take into account</u> the views of relevant bodies ~~or expert groups established under relevant sectoral Union legislation.~~ ~~Based on that consultation, the Commission~~ <u>and shall prepare the draft implementing act</u> <u>duly consult all relevant stakeholders.</u>	2. The implementing acts referred to in paragraph 1 ~~of this Directive~~ shall be adopted ~~following a consultation of the sectoral experts and~~ in accordance with the examination procedure referred to in Article 44(3). They shall apply to the pressure equipment and assemblies placed on the market until the last day of the period for which the Single Market emergency mode remains active. ~~In the early preparation of the draft~~ <u>When preparing the draft implementing acts</u> ~~establishing the common specifications, the Commission shall gather the views of relevant bodies or expert groups established under relevant sectoral Union legislation. Based on that consultation, the Commission shall prepare the draft implementing act, <u>unless amended or repealed in accordance with paragraph 5.</u>~~	2. The implementing acts referred to in paragraph 1 ~~of this Directive~~ shall be adopted ~~following a consultation of the sectoral experts and~~ in accordance with the examination procedure referred to in Article 44(3). <u>and</u> they shall apply ~~to the pressure equipment and assemblies placed on the market~~ until the last day of the period for which the ~~Single~~<u>internal</u> market emergency mode remains active. ~~In the early preparation of the draft~~ <u>When preparing the draft implementing acts</u> ~~establishing the common specifications, the Commission shall gather the views of relevant bodies or expert groups established under relevant sectoral Union legislation. Based on that consultation, the Commission shall prepare the draft implementing act, <u>unless amended or repealed in accordance with paragraph 5.</u>~~

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	Article 14, first paragraph, amending provision, numbered paragraph (2a)			
659a			2a. Before preparing the draft implementing act referred to in paragraph 1, the Commission shall inform the committee referred to in Article 22 of Regulation (EU) No 1025/2012 that it considers that the conditions in paragraph 1 have been fulfilled. When preparing the draft implementing act referred to in paragraph 1, the Commission shall take into account the views of relevant bodies or expert groups established under this Directive and shall duly consult all relevant stakeholders.	<u>2a. Before preparing the draft implementing act referred to in paragraph 1, the Commission shall inform the committee referred to in Article 22 of Regulation (EU) No 1025/2012 that it considers that the conditions in paragraph 1 have been fulfilled. When preparing the draft implementing act referred to in paragraph 1, the Commission shall take into account the views of relevant bodies or expert groups established under this Directive and shall duly consult all relevant stakeholders.</u>
	Article 14, first paragraph, amending provision, numbered paragraph (3)			
660	3. Without prejudice to Article 12, pressure equipment or assemblies which are in conformity with common specifications adopted pursuant to paragraph 2 of this Article shall be presumed to be in conformity with the essential safety requirements set out in Annex II covered by those common specifications or parts thereof.	3. Without prejudice to Article 12, pressure equipment or assemblies which are in conformity with common specifications adopted pursuant to paragraph 2 of this Article shall be presumed to be in conformity with the essential safety requirements set out in Annex II covered by those common specifications or parts thereof.	3. Without prejudice to Article 12, pressure equipment or assemblies which are in conformity with ~~common specifications adopted pursuant to the standards or common specifications referred to in paragraph 2 of this Article~~ 1, or parts thereof , shall be presumed to be in conformity with the essential safety requirements set out in Annex ~~II~~ covered by those standards or common specifications or parts thereof. The presumption of conformity provided by the	3. Without prejudice to Article 12, pressure equipment or assemblies which are in conformity with <u>the standards or</u> common specifications ~~adopted pursuant to~~ <u>referred to in paragraph 2 of this Article</u> 1, or parts thereof , shall be presumed to be in conformity with the <u>applicable</u> essential safety requirements set out in Annex ~~II~~ covered by those <u>standards</u> , common specifications or parts thereof. <u>The presumption of conformity provided by the standards, parts thereof or the</u>

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			standards or the common specifications referred to in the implementing act referred to in paragraph 1 shall automatically cease to apply on the day the Single Market Emergency mode expires or is deactivated.	<u>common specifications referred to in the implementing act referred to in paragraph 1 can no longer be relied upon from the day the internal market emergency mode expires or is deactivated.</u>
Article 14, first paragraph, amending provision, numbered paragraph (4)				
661	4. By way of derogation from Article 43a(3), first subparagraph, unless there is sufficient reason to believe that the pressure equipment and assemblies covered by the common specifications referred to in paragraph 1 of this Article present a risk to the health or safety of persons, the pressure equipment and assemblies in compliance with those common specifications which have been placed on the market shall be deemed compliant with this Directive after the expiry or repeal of an implementing act adopted pursuant to paragraph 2 of this Article and after the expiry or deactivation of the Single Market Emergency mode in accordance with [the SMEI Regulation].	4. By way of derogation from Article 43a(3), ~~first subparagraph,~~ unless there is sufficient reason to believe that the pressure equipment and assemblies covered by the common specifications referred to in paragraph 1 of this ~~Article present~~ <u>Article present</u> a risk to the health or safety of persons, the pressure equipment and assemblies in compliance with those common specifications which have been placed on the market shall be deemed compliant with this Directive after the expiry or repeal of an implementing act adopted pursuant to paragraph 2 of this Article and after the expiry or deactivation of the ~~Single internal~~ <u>market emergency mode</u> in accordance with [the ~~SMEI~~ <u>IMERA</u> Regulation].	4. By way of derogation from Article 43a(3), first subparagraph, ~~unless~~ unless there is sufficient reason to believe that the pressure equipment and assemblies covered by the standards or common specifications referred to in paragraph 1 of this Article ~~present~~ present a risk to the health or safety of persons, the pressure equipment and assemblies ~~in compliance with those~~ which are in conformity with the standards or common specifications and which have been placed on the market shall be deemed compliant with the essential safety requirements set out in Annex I ~~this Directive after the expiry or repeal of an implementing act adopted pursuant to paragraph 2 of this Article~~ and after the expiry or deactivation of the Single Market Emergency mode in accordance with [the SMEI Regulation] ~~[the SMEI Regulation]~~ .	4. By way of derogation from Article 43a(3), ~~first subparagraph,~~ ~~unless~~ <u>unless</u> there is sufficient reason to believe that the pressure equipment and assemblies covered by the <u>standards or</u> common specifications referred to in paragraph 1 ~~of this~~ ~~Article present~~ <u>present</u> a risk to the health or safety of persons, the pressure equipment and assemblies ~~which are in conformity with~~ ~~compliance~~ with those <u>standards or</u> common specifications <u>and</u> which have been placed on the market shall be deemed compliant with ~~this Directive~~ <u>the applicable essential safety requirements set out in Annex I</u> after the expiry or repeal of an implementing act adopted pursuant to paragraph 2 ~~of this~~ ~~Article~~ and after the expiry or deactivation of the ~~Single internal~~ <u>market emergency mode</u> in accordance with [the ~~SMEI~~ <u>IMERA</u> Regulation].

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				Regulation].
Article 14, first paragraph, amending provision, numbered paragraph (5)				
662	5. When a Member State considers that a common specification referred to in paragraph 1 does not entirely satisfy the essential safety requirements which it aims to cover and which are set out in Annex I, it shall inform the Commission thereof with a detailed explanation and the Commission shall assess that information and, if appropriate, amend or withdraw the implementing act establishing the common specification in question.	5. When a Member State considers that a common specification referred to in paragraph 1 does not entirely satisfy the essential safety requirements which it aims to cover and which are set out in Annex I, it shall inform the Commission thereof with a detailed explanation and the Commission shall assess that information. <u>The Commission may and, if appropriate, amend, where appropriate, or withdraw</u> the implementing act establishing the common specification in question.	5. When a Member State considers that a standard or common specification referred to in paragraph 1 does not entirely satisfy the essential safety requirements ~~which it aims to cover and which are~~ set out in Annex I, it shall inform the Commission thereof by submitting with a detailed explanation ~~and~~ . The Commission shall assess that ~~information~~ detailed explanation and, if appropriate, amend or ~~withdraw~~ repeal the implementing act listing the standard or establishing the common specification in question.	5. When a Member State considers that a <u>standard or</u> common specification referred to in paragraph 1 does not entirely satisfy the <u>applicable</u> essential safety requirements ~~which it aims to cover and which are~~ set out in Annex I, it shall inform the Commission thereof ~~with~~ <u>by submitting</u> a detailed explanation ~~and~~ . The Commission shall assess that ~~information and, if detailed explanation and, may, where~~ appropriate, amend or ~~withdraw~~ <u>repeal</u> the implementing act <u>listing the standard or</u> establishing the common specification in question.
Article 14, first paragraph, amending provision, Article				
663	Article 43f Adoption of mandatory common specifications	<i>deleted</i>	<i>deleted</i>	<i>deleted</i>
Article 14, first paragraph, amending provision, numbered paragraph (1)				
664	1. In exceptional and duly justified cases, the Commission is empowered to adopt implementing	<i>deleted</i>	<i>deleted</i>	<i>deleted</i>

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	acts establishing mandatory common specifications to cover the essential safety requirements set out in Annex II, for pressure equipment or assemblies, which have been designated as crisis-relevant goods.			
<i>Article 14, first paragraph, amending provision, numbered paragraph (2)</i>				
665	2. The implementing acts establishing mandatory common specifications, referred to in paragraph 1 of this Article shall be adopted following a consultation of the sectoral experts and in accordance with the examination procedure referred to in Article 44(3). They shall apply to pressure equipment and assemblies placed on the market until the last day of the period for which the Single Market emergency mode remains active. In the early preparation of the draft implementing acts establishing the common specifications, the Commission shall gather the views of relevant bodies or expert groups established under relevant sectoral Union legislation. Based on that consultation, the Commission shall prepare the draft implementing act.	<i>deleted</i>	<i>deleted</i>	<i>deleted</i>
<i>Article 14, first paragraph, amending provision, numbered paragraph (3)</i>				
666				

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	3. By way of derogation from Article 43a(3), first subparagraph, unless there is sufficient reason to believe that the pressure equipment and assemblies covered by the common specifications referred to in paragraph 1 of this Article present a risk to the health or safety of persons, the pressure equipment and assemblies in compliance with the said common specifications which have been placed on the market shall be deemed compliant with this Directive after the expiry or repeal of an implementing act adopted pursuant to paragraph 2 of this Article and after the expiry or deactivation of the Single Market Emergency mode in accordance with [the SMEI Regulation].	<i>deleted</i>	<i>deleted</i>	<i>deleted</i>
Article 14, first paragraph, amending provision, Article				
667	Article 43g Prioritisation of market surveillance activities and mutual assistance among authorities	Article 43g Prioritisation of market surveillance activities and mutual assistance among authorities	Article 43g ~~Article 43g~~ Prioritisation of market surveillance activities and mutual assistance among authorities	<u>Article 43g</u> ~~Article 43g~~ Prioritisation of market surveillance activities and mutual assistance among authorities
Article 14, first paragraph, amending provision, numbered paragraph (1)				
668	1. Member States shall prioritise the market surveillance activities for pressure equipment and assemblies	1. Member States shall prioritise the market surveillance activities for pressure equipment and assemblies	1. Member States shall prioritise the market surveillance activities for pressure equipment and assemblies	1. Member States shall prioritise the market surveillance activities for pressure equipment and assemblies

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	designated as crisis-relevant goods.	designated as crisis-relevant goods.	designated as crisis-relevant goods. The Commission shall facilitate coordination of these efforts through the Union Product Compliance Network established under Article 29 of Regulation (EU) 2019/1020.	designated as crisis-relevant goods. <u>The Commission shall facilitate coordination of these efforts through the Union Product Compliance Network established under Article 29 of Regulation (EU) 2019/1020.</u>
Article 14, first paragraph, amending provision, numbered paragraph (2)				
669	2. The market surveillance authorities of the Member States shall deploy their best efforts to provide assistance to other market surveillance authorities during a Single Market emergency, including by mobilising and dispatching expert teams to temporarily reinforce the staff of market surveillance authorities requesting assistance or by providing logistical support such as reinforcement of the testing capacity for pressure equipment and assemblies designated as crisis-relevant goods.	2. The market surveillance authorities of the Member States shall ~~deploy their best~~ <u>ensure all reasonable</u> efforts <u>are made</u> to provide assistance to other market surveillance authorities during ~~a~~ <u>Singlean internal</u> market emergency, including by mobilising and dispatching expert teams to temporarily reinforce the staff of market surveillance authorities requesting assistance or by providing logistical support such as reinforcement of the testing capacity for pressure equipment and assemblies designated as crisis-relevant goods.	2. The market surveillance authorities of the Member States shall deploy their best efforts to provide assistance to other market surveillance authorities during a Single Market emergency, including by mobilising and dispatching expert teams to temporarily reinforce the staff of market surveillance authorities requesting assistance or by providing logistical support such as reinforcement of the testing capacity for pressure equipment and assemblies designated as crisis-relevant goods.'	2. The market surveillance authorities of the Member States shall ~~deploy their~~ <u>ensure that</u> best efforts <u>are made</u> to provide assistance to other market surveillance authorities during a ~~Single~~ <u>internal</u> market emergency, including by mobilising and dispatching expert teams to temporarily reinforce the staff of market surveillance authorities requesting assistance or by providing logistical support such as reinforcement of the testing capacity for pressure equipment and assemblies designated as crisis-relevant goods.
Article 15				
670	Article 15 Transposition	Article 15 Transposition	Article 15 Transposition	Article 15 Transposition

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
				Text Origin: Commission Proposal
Article 15(1)				
671	1. Member States shall adopt and publish, by [OP – please insert date – 6 months after entry into force of this Directive] at the latest, the laws, regulations and administrative provisions necessary to comply with this Directive. They shall forthwith communicate to the Commission the text of those provisions.	1. Member States shall adopt and publish, by [OP – please insert date – 6 months after entry into force of this Directive] at the latest, the laws, regulations and administrative provisions necessary to comply with this Directive. They shall forthwith communicate to the Commission the text of those provisions.	1. ~~Member States shall adopt and publish, by [OP – By ... [OP: Please insert the date – 6 months after entry into force of this Directive] at the latest, the laws, regulations and administrative provisions~~ application of the SMEI Regulation] Member States shall adopt and publish the measures necessary to comply with this Directive. They shall forthwith communicate to immediately inform the Commission the text of those provisions thereof.	1. ~~Member States shall adopt and publish, by [OP – By ... [OP: Please insert the date – 6 months after entry into force of this Directive] at the latest, the laws, regulations and administrative provisions~~ application of the IMERA Regulation] Member States shall adopt and publish the measures necessary to comply with this Directive. They shall forthwith communicate to immediately inform the Commission the text of those provisions thereof. Text Origin: Council Mandate
Article 15(2), first subparagraph				
672	2. They shall apply those provisions from [...] [OP please add date – 6 months after the date of entry into force of this Directive].	2. They shall apply those provisions from [...] [OP please add date – 6 months after the date of entry into force of this Directive].	2- They shall apply those ~~provisions~~ measures from [...] ~~[OP]~~ [OP: please add date – 6 months after insert the date of the entry into force of this Directive application of the SMEI Regulation + 1 day] .	2. They shall apply those ~~provisions~~ measures from [...] ~~[OP]~~ [OP: please add date – 6 months after insert the date of the entry into force of this Directive application of the IMERA Regulation + 1 day] . Text Origin: Council Mandate
Article 15(2), second subparagraph				

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
673	When Member States adopt those provisions, they shall contain a reference to this Directive or be accompanied by such a reference on the occasion of their official publication. Member States shall determine how such reference is to be made.	When Member States adopt those provisions, they shall contain a reference to this Directive or be accompanied by such a reference on the occasion of their official publication. Member States shall determine how such reference is to be made.	When Member States adopt those provisions ~~measures~~ , they shall contain a reference to this Directive or ~~shall~~ be accompanied by such a reference on the occasion of their official publication. ~~Member States shall determine how~~ The methods of making such reference ~~is to be made~~ shall be laid down by Member States.	When Member States adopt those ~~provisions~~ measures , they shall contain a reference to this Directive or ~~shall~~ be accompanied by such a reference on the occasion of their official publication. ~~Member States shall determine how~~ The methods of making such reference ~~is to be made~~ shall be laid down by Member States.
Article 15(3)				
674	3. Member States shall communicate to the Commission the text of the main provisions of national law which they adopt in the field covered by this Directive.	3. Member States shall communicate to the Commission the text of the main provisions of national law which they adopt in the field covered by this Directive.	32. As soon as this Directive has entered into force , Member States shall ~~communicate to ensure that~~ the Commission ~~the text of the main provisions of national law is~~ informed, in sufficient time for it to submit its comments, of any draft laws, regulations or administrative provisions which they intend to adopt in the field covered by this Directive.	3. As soon as this Directive has entered into force , Member States shall ~~communicate to ensure that~~ the Commission ~~the text of the main provisions of national law is~~ informed, in sufficient time for it to submit its comments, of any draft laws, regulations or administrative provisions which they intend to adopt in the field covered by this Directive.
Article 16				
675	Article 16 Entry into force	Article 16 Entry into force	Article 16 Entry into force	Article 16 Entry into force Text Origin: Commission Proposal

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	Article 16, first paragraph			
676	This Directive shall enter into force on the twentieth day following that of its publication in the Official Journal of the European Union.	This Directive shall enter into force on the twentieth day following that of its publication in the Official Journal of the European Union.	This Directive shall enter into force on the twentieth day following that of its publication in the Official Journal of the European Union.	This Directive shall enter into force on the twentieth day following that of its publication in the Official Journal of the European Union. Text Origin: Commission Proposal
	Article 17			
677	Article 17 Addressees	Article 17 Addressees	Article 17 Addressees	Article 17 Addressees
	Article 17, first paragraph			
678	This Directive is addressed to the Member States.	This Directive is addressed to the Member States.	This Directive is addressed to the Member States.	This Directive is addressed to the Member States.
	Formula			
679	Done at Brussels,	Done at Brussels,	Done at Brussels,	Done at Brussels,
	Formula			
680	For the European Parliament	For the European Parliament	For the European Parliament	For the European Parliament
	Formula			
681	The President	The President	The President	The President

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
Formula				
682	For the Council	For the Council	For the Council	For the Council
Formula				
683	The President	The President	The President	The President