



Notification Number: 1997/54/F

Draft Decree on conformity evaluation of terminal equipment and the conditions for its connection.

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Message

REP PERMANENTE ROYAUME UNI

REP PERMANENTE IRLANDE

REP PERMANENTE GRECE

MINISTRY OF INDUSTRY, ENERGY & TECHNOLOGY
ATT. MR. Z.P. MAVROUKAS

HELLINIKOS ORG. TYPOPISOES
ATT. MR. MELAGRAKIS

DGS INTERNATIONAL BELGIUM

DEPT. OF TRADE AND INDUSTRY, QUALITY AND EDUCATION DIVISION,
ATT. MRS. B. O'GRADY

INST INDUST RESEARCH.
ATT. MR. J. NULTY

KOMMERSKOLLEGIUM
ATT. MS. KERSTIN CARLSSON

MINISTRY OF TRADE AND INDUSTRY
ATT. MS. TOLONEN

EUROPEAN FREE TRADE ASSOCIATION SURVEILLANCE AUTHORITY

EUROPEAN FREE TRADE ASSOCIATION
ATT. MS. BAKKE-D'ALOYA

TELEX 002

COMMUNICATION FROM THE COMMISSION - SG (97) D/50294/2
DIRECTIVES 83/189/EEC, 88/182/EEC AND 94/10/EC
TRANSLATION OF TELEX 001



NOTIFICATION 97/0054/F

- 3B1 : 9700294.EN

1. Structured Information Line

TLX 002 IND- 97 0054 F-- EN ----- 970204 --- ---

2. Member State

France

3. Department Responsible

Secrétariat Général du Comité Interministériel pour les
Questions de Coopération Economique Européenne - 2, Bd
Diderot - 75012 PARIS

Délégué Interministériel aux Normes - 22, rue Monge - 75005
PARIS

3. Originating Department

Direction des Postes et Télécommunications
20, avenue de Ségur
75354 PARIS 07 SP

4. Notification Number

97/0054/F

5. Title

Draft Decree on conformity evaluation of terminal equipment
and the conditions for its connection.

6. Products Concerned

Terminal equipment intended or liable to be connected to a
public network and radioelectric equipment.

7. Notification Under Another Act

No

8. Main Content

The purpose of the provisions of the text is to identify the
designations of organisations responsible for issuing
certificates of conformity, the drafting and publication
conditions for technical specifications for equipment which
is submitted for conformity evaluation and the conditions for
the connection of this equipment to public networks, the
conformity evaluation procedure and the issue of the
corresponding certificates.

9. Brief Statement of Grounds

The text is valid pursuant to articles L.32, L.34-9, L.36-6,
L.36-7 and L.40 of the Posts and Telecommunications Code, as
amended by Law No. 96-659 of 26 July 1996 governing



telecommunications. The provisions of the Code are essential for the implementation of the responsibilities and procedures laid down by this law.

10. Reference Documents - Basic Texts

- Articles L.34-9, L.36-6, L.36-7 and L.40 of the Posts and Telecommunications Code
- Article R.610-1 of the Penal Code

11. Invocation of the Emergency Procedure

Yes

12. Grounds for the Emergency

The rapid conclusion of this draft is vital in order to fill the legal void which has been affecting the assessment procedure for terminal equipment since 1 January 1997. The current situation is damaging both to manufacturers and consumers. It creates the risk that equipment which does not meet the requirements of the standards and therefore does not guarantee the safety of users and protection of the networks will be distributed to the public.

The responsibilities relating to the assessment of terminal equipment have been transferred by the Law of 26 July 1996 to the Telecommunications Regulatory Authority as of 1 January 1997. The implementation of transferred responsibilities requires the intervention of a Decree in the Council of State, as laid down by law.

It has not been possible to finalise this draft earlier because of the scale of the regulatory work and the need to carry it all out simultaneously for the implementation of the reform of the telecommunications sector brought about by the telecommunications regulatory law and the law on the national company France Telecom. The beginning of 1997 was, in effect, the deadline for a substantial part of these texts.

13. Confidentiality

No

14. Fiscal measures

No

D. WILLIAMSON
COMEUR
NNNN