

**NATIONAL MARKET SURVEILLANCE PROGRAMME**

**ICELAND 2014**



NEYTENDASTOFA

**Reykjavík 10 January 2014**

## **Contents**

I.	Introduction .....	1
II.	General objectives .....	2
III.	Organisation at national level .....	5
IV.	Border controls .....	10
V.	Checks and risk assessment .....	11
VI.	European cooperation and international activities .....	13
	ANNEXES .....	15

## **I. Introduction**

Iceland participates fully in the Single market of Europe according to the provisions of the Agreement on the European Economic Area (EEA). It is thus necessary in Iceland to ensure in the same way as in Member States of the EU, that products benefiting from the free movement of goods within the Community fulfil requirements providing a high level of protection of public interests such as health and safety in general, health and safety at the workplace, protection of consumers, protection of the environment and security, while ensuring that the free movement of products is not restricted to any extent greater than that which is allowed under Community harmonisation legislation or any other relevant Community rules.

Regulation (EC) No 765/2008 of the EP and of the Council, setting out the requirements for accreditation and market surveillance relating to the marketing of products and repealing Regulation (EEC) No 339/93, was transposed in Iceland with ministerial Regulation No 566/2013, on market surveillance and accreditation on 3 June 2013. According to Article 3 of Regulation No 566/2013 the Consumer Agency (Neytendastofa) has the main responsibility to draw up the National Market Surveillance Plan for Iceland, in cooperation with other authorities responsible for market surveillance according to the legislation in various sectors. On this basis the Consumer Agency has prepared this document which is the annual general National Market Surveillance Programme as required by Article 18(5) of the Regulation. The Consumer Agency is also according to the Act No 134/1995 on safety of products and market surveillance, the authority that shall coordinate general market surveillance in Iceland and promote cooperation of national market surveillance authorities in order to ensure efficiency of market surveillance of products found on the Icelandic market. The first NMSP of Iceland was elaborated and delivered to the EU Commission on 15 January 2010. At Annex to this document are found copies of the respective sectoral national programmes arranged by directives and the responsible market surveillance authorities according to the applicable Icelandic legislation that transposes the EU directives.

## II. General objectives

The EEA Agreement entered into force on 1 January 1994. Subsequently Iceland has implemented all applicable general and sectoral legislation in the field of free movement of goods as well as basic principles of the old and new approach directives. The aforementioned legislation is implemented in Iceland with various sector specific legislations in the field of machinery, road vehicles, medical devices, EMC, and so forth. These EU legal acts are transposed into Icelandic legislation by various legal acts as well as ministerial decrees and regulations.

The General Product Safety Directive (GPSD) 2001/95/EC is also included in the EEA Agreement and transposed into national legislation of Iceland; cf. Act No 134/1995, on safety of products and market surveillance, as amended.

The principles of product liability as regulated in Council Directive 85/374/EEC, concerning liability for defective products and this Directive is also implemented in Iceland, cf. Act No 25/1991, on product liability, as amended.

According to the Icelandic legislation producers, importers, distributors and retailers are required to produce and place on the market only products that are safe and in conformity with national as well as European harmonised legislation in the field of various product categories such as LVD, construction products, toys, PPE, etc. Into the EEA Agreement have been included both New-approach as well as Old-approach Directives.

In order to ensure conformity and safety of products the respective national market surveillance authorities (MSA's) are obliged according to the legislation to carry out market surveillance within the various areas of the EU acquis. The basic objectives of their activities is to ensure that unsafe and/or non-compliant products are not circulated in the market and ensure proper enforcement of the legislation in the field of safety and compliance of products to legal requirements.

The Consumer Agency is a law enforcement authority established by Act No 62/2005, on the Consumer Agency (Neytendastofa). The Agency has vast competencies and operates as general trade inspection authority in Iceland.

According to Art 14 of Act No 134/1995, on general product safety, the Rapex Contact Point role is given to the Consumer Agency (Neytendastofa). The Agency is also the national contact point for ICSMS. The Consumer Agency has the responsibility for the translation to Icelandic of the information found at the CE mark website. The Agency plays an

active role in promoting and informing consumers, other authorities and economic operators on the CE mark and new-approach procedures applicable for the production of products. The Consumer Agency is also the competent authority for market surveillance of various sectoral EU Directives. In addition to inspections in the market the Consumer Agency (Neytendastofa); as well as other authorities, engages in preventive activities in order to prevent that unsafe or non-compliant products are placed on the market. Inspections are done on the basis of notifications received from other EEA market surveillance authorities on goods that are dangerous or not in conformity with the legislation. Notifications are received from the Rapex system, ICSMS and other similar EU alert and information systems. All authorities also receive notifications from consumers and economic operators and process these notifications on dangerous or non-compliant products. Due to very limited human and financial resources proactive inspections are very limited. This however may be somewhat variable between subject areas and sectors since the legislator in case of some products provides more financial resources to some MSAs than authorities in other product areas. The Consumer Agency (Neytendastofa) and other authorities as the case may be, do provide information to the consumers, media as well as economic operators on product safety issues and the EU regulatory framework relating to the safety of goods being placed on the Single market, and information on conformity assessment procedures. The Consumer Agency is also the authority responsible for enforcement of rules on unfair trade practices. The Agency can take any measures as necessary to prohibit or restrict the products being made available on the market, such as laying down order to withdraw or recall products from the market, cf. Article 21 of Regulation (EC) 765/2008. In addition to the general restrictive measures regarding products being placed on the market infringements of the Act No 134/1995, as amended, is punishable with fines or imprisonment for up to 2 years if an infringement is not punishable by more severe penalties according to another Act, cf. the provision of Article 41 of the Regulation (EC) 765/2008. The Consumer Agency as well as other MSAs in Iceland however always seek voluntary compliance by economic operators if a product is found to be unsafe or not in compliance with the legislation.

Usually, as previously mentioned, priority is given to inspections and reactions to notifications on products that have been notified by other MSAs within the EEA regarding products that may pose serious danger to health and life of consumers. Priority is also given in case of vulnerable consumer group's e.g. children by monitoring more closely the safety of toys, childcare articles, etc. In some cases seasonal actions are planned and implemented, e.g. checks on decorative light chains at Christmas, chemicals in face-paintings during annual carnivals, etc. Mostly information on

possibly unsafe or non-compliant products is received from EU notification systems (e.g. RAPEX, ICSMS and Article 9 of LVD) but also from consumers and competitors in the market. It would be useful if in the future more information would be obtained by registration at hospitals of accidents caused by use of products and closer links to European Injury Database (IDB) would of advantage. Recently Iceland has joined the Joint Action on Monitoring Injuries in Europe (JAMIE). The background as described in the JAMIE flyer is that „in 2010, competent governmental authorities from 22 countries signed up for a joint ambition to have by 2015 one common hospital-based injury data collection system in all EU-Member States. Such a system should report on external causes of injuries due to accidents and violence and become integrated part of the existing programme for exchange of Community Statistics on Public Health. The JAMIE project , co-funded by the EU-Health Programme will contribute to the realisation of this ambition by initiating a series of actions over the coming three years (mid 2011 - mid 2014) that lays the ground for a genuine EU-wide injury information system“. It is hoped that participation in this joint action will increase safety of consumers in the future. Usually inspections are carried out at the place of the wholesaler and retailers since the vast majority of products are imported and not locally produced in Iceland. Financial and human resources devoted to market surveillance activities are limited within the national agencies which of course limits the monitoring activities and actions that can possibly be taken by the competent authorities within the respective sectoral fields. More recently the Consumer Agency has enhanced its cooperation with customs authorities in order to improve import controls of products and verify conformity of imported goods before the goods are cleared by customs and placed on the market. This procedure will hopefully increase the efficiency of market surveillance and normally will be more cost-effective than carrying out inspections at various point of sale after the goods have been cleared through customs and placed on the market. However, it is clear that it will be necessary to adapt current customs procedures in order to bring more focus on product safety issues and CE marking of products.

The Consumer Agency as well as other MSAs gives priority to reactions to notifications received from EEA Member States as well as notifications received directly from consumers and other market participants. In general the co-operation of national MSA will be enhanced to the extent possible with more regular meetings and also with economic operators and their federations to ensure knowledge transfer and sharing of information relating to product safety issues to the extent possible. The Consumer Agency held a seminar on the CE Mark on the basis of the EU information campaign in Reykjavík

on 29<sup>th</sup> November 2011. More than 200 persons participated from industry, MSAs and customs and the seminar increased knowledge and understanding issues concerning the CE mark and conformity assessment of products. In 2014 the Consumer Agency will continue to develop further and enhance the cooperation with customs authorities in respect to imports of goods and necessary checks in respect to CE-markings and general conformity of imported goods.

### **III. Organisation at national level**

The Consumer Agency according to Act No 134/1995 is the competent authority for market surveillance and trade inspections as stipulated in the General Safety Product legislation and the applicable sectoral laws falling under the auspices and market surveillance by the Consumer Agency. The Agency is according to Act No 134/1995, the Rapex Contact point as previously mentioned and is also responsible for the general organization of official market control (market surveillance) in cooperation with other sector specific market surveillance authorities (MSAs) in order to ensure effectiveness and coordination of market surveillance activities to the extent possible, cf. Article 14 of Act No 134/1995. This work and consultations shall be carried out in co-ordination committee(s) according to the provisions of Act No 134/1995, as amended. Within this general framework for co-operation of national MSAs consultations take place first and foremost regarding new approach directives. Old approach directives and national legislation implementing those directives is in principle also covered by the general organisation of market surveillance at national level and enforcement is entrusted various sectoral MSAs. On the basis of the aforementioned legislation the Consumer Agency has organised coordination meetings with other market surveillance authorities responsible for sector specific legislation in order to increase awareness and give scope for further co-operation as necessary. Representatives of customs authorities have also attended such meetings.

The Consumer Agency is the competent authority for several sector specific fields and enforcement of the relevant directives. Several national authorities are responsible for various sectoral legislations. In the table below can be found an overview of the Icelandic market surveillance authorities (MSAs) that are responsible for the respective new approach Directives (cf the list at [newapproach.org](http://newapproach.org)) indicated in the table. However, as mentioned previously, old approach directives in the field of free movement of goods are also implemented in Iceland and covered by various sector specific

market surveillance authorities, such as the Icelandic Transport Authority (ICETRA), the Environment Agency of Iceland, Icelandic Medicines Control Agency and also in some cases, such as textiles and crystal glass, the Consumer Agency, but these are not included in the table below.

<b>Council Directive</b> (in order of doption dates)	<b>Subject directive</b>	<b>Responsible Market Surveillance Authority (MSA) in Iceland</b>	<b>Website</b>
75/324/EEC	Aerosol dispensers	Administration of Occupational Safety and Health in Iceland	<a href="http://www.vinnueftirlit.is">www.vinnueftirlit.is</a>
89/686/EEC	Personal protective equipment: consumer market	Consumer Agency	<a href="http://www.neytendastofa.is">www.neytendastofa.is</a>
	PPE – in the workplace	Administration of Occupational Safety and Health in Iceland	<a href="http://www.vinnueftirlit.is">www.vinnueftirlit.is</a>
90/385/EEC	Medical devices: Active implantable medical devices	Icelandic Medicines Agency	<a href="http://www.lyfjastofnun.is">www.lyfjastofnun.is</a>
92/42/EEC	New hot-water boilers fired with liquid or gaseous fluids (efficiency requirements)	Consumer Agency	<a href="http://www.neytendastofa.is">www.neytendastofa.is</a>
93/15/EEC	Explosives for civil uses	Administration of Occupational Safety and Health in Iceland	<a href="http://www.vinnueftirlit.is">www.vinnueftirlit.is</a>
93/42/EEC	Medical devices: General	Icelandic Medicines Agency	<a href="http://www.lyfjastofnun.is">www.lyfjastofnun.is</a>
94/9/EC	Equipment and protective systems in potentially explosive atmospheres	Iceland Construction Authority	<a href="http://www.mvs.is">www.mvs.is</a>
94/25/EC	Recreational craft	Icelandic Maritime Administration	<a href="http://www.samgongustofa.is">www.samgongustofa.is</a>
94/62/EC	Packaging and packaging waste	The Environment Agency of	<a href="http://www.ust.is">www.ust.is</a>



		Iceland	
95/16/EC	Lifts	Administration of Occupational Safety and Health in Iceland	<a href="http://www.vinnueftirlit.is">www.vinnueftirlit.is</a>
96/98/EC	Marine	Icelandic Maritime Administration	<a href="http://www.samgongustofa.is">www.samgongustofa.is</a>
97/23/EC	Pressure equipment	Administration of Occupational Safety and Health in Iceland	<a href="http://www.vinnueftirlit.is">www.vinnueftirlit.is</a>
97/68/EC	Machinery	Administration of Occupational Safety and Health in Iceland	<a href="http://www.vinnueftirlit.is">www.vinnueftirlit.is</a>
98/79/EC	Medical devices: In vitro diagnostic	Icelandic Medicines Agency	<a href="http://www.lyfjastofnun.is">www.lyfjastofnun.is</a>
1999/5/EC	Radio and telecommunications terminal equipment	The Post and Telecom administration in Iceland	<a href="http://www.pfs.is">www.pfs.is</a>
2000/9/EC	Cableway installations designed to carry persons	Administration of Occupational Safety and Health in Iceland	<a href="http://www.vinnueftirlit.is">www.vinnueftirlit.is</a>
2001/95/EC	General Products	Consumer Agency	<a href="http://www.neytendastofa.is">www.neytendastofa.is</a>
2004/22/EC	Measuring instruments	Consumer Agency	<a href="http://www.neytendastofa.is">www.neytendastofa.is</a>
2004/108/EC	EMC - Electromagnetic compatibility in consumer market	Consumer Agency	<a href="http://www.neytendastofa.is">www.neytendastofa.is</a>
2004/108/EC	–Fixed installations and apparatus other than specifically intended for consumers	Iceland Construction Authority	<a href="http://www.mvs.is">www.mvs.is</a>
2006/42/EC	Machinery	Administration of Occupational Safety and Health in Iceland	<a href="http://www.vinnueftirlit.is">www.vinnueftirlit.is</a>
2006/95/EC	LVD:Low voltage equipment in consumer market	Consumer Agency	<a href="http://www.neytendastofa.is">www.neytendastofa.is</a>
2006/95/EC	LVD – Equipment for fixed	Iceland Construction Authority	<a href="http://www.mvs.is">www.mvs.is</a>

	installations and other than specifically intended for consumers		
2006/95/EC	Leyser pointers (LVD&battery) Sunbeds	Iceland Radiation Safety Authority	<a href="http://www.gr.is">www.gr.is</a>
(EC) 1907/2006	Chemical substances (REACH)	The Environment Agency of Iceland	<a href="http://www.ust.is">www.ust.is</a>
2007/23/EC <sup>1</sup>	Directive on the placing on the market of pyrotechnic articles	Consumer Agency	<a href="http://www.neytendastofa.is">www.neytendastofa.is</a>
2008/57/EC	Rail system interoperability		
(EC) 2008/765	NLF	Consumer Agency	<a href="http://www.neytendastofa.is">www.neytendastofa.is</a>
2009/23/EC	Non-automatic weighing instruments	Consumer Agency	<a href="http://www.neytendastofa.is">www.neytendastofa.is</a>
2009/48/EC (88/378/EEC)	Toys safety	Consumer Agency	<a href="http://www.neytendastofa.is">www.neytendastofa.is</a>
2009/125/EC <sup>2</sup>	Directive for establishing a framework for the setting of ecodesign requirements for energy-related products	Consumer Agency	<a href="http://www.neytendastofa.is">www.neytendastofa.is</a>
2009/141/EC	Appliances burning gaseous fuels	Administration of Occupational Safety and Health in Iceland	<a href="http://www.vinnueftirlit.is">www.vinnueftirlit.is</a>
2009/142/EC	Gas appliances (GAD)	Administration of Occupational Safety and Health in Iceland	<a href="http://www.vinnueftirlit.is">www.vinnueftirlit.is</a>
(EC) 1223/2009 (76/768/EEC)	Cosmetics	The Environment Agency of Iceland	<a href="http://www.ust.is">www.ust.is</a>

<sup>1</sup> It is expected that the directive will be transposed into Icelandic legislation in spring 2013 and that the Consumer Agency will be the MSA.

<sup>2</sup> The Directive is a recast and will be transposed into Icelandic legislation in 2013 however Directive 2005/32/EC is implemented in Iceland

2009/105/EU	Simple pressure vessels	Administration of Occupational Safety and Health in Iceland	<a href="http://www.vinnueftirlit.is">www.vinnueftirlit.is</a>
(EC) 1221/2009	Eco-management and audit schemes (EMAS)	The Environment Agency of Iceland	<a href="http://www.ust.is">www.ust.is</a>
2010/30/EC <sup>3</sup>	Directive on the indication by labelling and standard product information of the consumption of energy and other resources by energy-related products	Consumer Agency	<a href="http://www.neytendastofa.is">www.neytendastofa.is</a>
2010/35/EU (76/767/EEC, 84/525/EEC 84/526/EEC 84/527/EEC 1999/36/EC)	Transportable pressure equipment and repealing Council Directives 76/767/EEC, 84/525/EEC, 84/526/EEC, 84/527/EEC and 1999/36/EC Pressure Vessels	Administration of Occupational Safety and Health in Iceland	<a href="http://www.vinnueftirlit.is">www.vinnueftirlit.is</a>
2011/65/EU (2002/95/EU)	Restriction of the use of certain hazardous substances (RoHS)	The Environment Agency of Iceland	<a href="http://www.ust.is">www.ust.is</a>
(EU) 305/2011 <sup>4</sup> 89/106/EEC	Construction products	Iceland Construction Authority	<a href="http://www.mvs.is">www.mvs.is</a>
(EU) 528/2012 (98/8/EC)	Biocides	The Environment Agency of Iceland	<a href="http://www.ust.is">www.ust.is</a>

<sup>3</sup> The Directive is a recast and will be incorporated into the EEA Agreement in 2013 however Directive 92/75/EC is implemented in Iceland

<sup>4</sup> The Construction Products Regulation No 305/2011 is in Alþingi (Icelandic Parliament) and transposition expected in spring 2014.

More detailed information on the sectoral and national plans, as well as distribution of responsibilities between national market surveillance authorities in Iceland can be found in the Annex to this document. Further information may also be found on MSA national activities at the MSAs websites respectively.

#### **IV. Border controls**

Regulation No 566/2013 is the national transposition of Regulation (EC) 765/2008, on market surveillance, accreditation and repealing Regulation 339/93/EC. Regulation 339/93/EEC was previously implemented in Iceland by a Ministerial regulation No 237/1996, on the surveillance of conformity of import of products from countries outside the European Economic Area (third countries), but it has now been repealed with the adoption of Regulation No 566/2013. Provisions of (EC) 765/2008 therefore apply now fully in Iceland in respect to border controls in same way as is the case for EU Member States and EFTA EEA States. It should however be noted that Iceland is not a member of the EU Customs Union. In the Icelandic Customs Act No 88/2005 provision is found in Article 60 of the Act that enables the customs authorities to stop import of goods and consult relevant and competent authorities if the import of these goods is in breach of national legislation and/or administrative provisions on goods. The customs authorities have all documents related to imports from third countries as well as EEA Member States and this information can be of use in order to target products that are likely to present risk to consumers or may not be in conformity with the legislation. The customs authority however does not have any special knowledge of the product fields covered by Icelandic sectoral MSAs but can play an important role for detection of unsafe or non-compliant products that are imported to Iceland.

The Icelandic customs authorities therefore do contact national competent authorities in various sectoral fields when necessary and if there is reason to believe that goods that are in customs clearance do not fulfill national legislation concerning the safety of the products or the product(s) in question is not in conformity. It is expected that cooperation with customs in Iceland will be enhanced even further in 2014 in light of provisions of Regulation (EC) 765/2008. The translation of the “Guidelines for import controls in the area of product safety and compliance” has been requested by the Consumer Agency to the Directorate of Customs also with request to make the guidelines available for economic operators at the internet site of the national authorities. Furthermore the Icelandic Directorate of Customs has also at

their disposition check lists for 26 various product categories that have been elaborated in order to guarantee the same check list structure to be used by all customs authorities within the EEA.

The Consumer Agency also obtained information from Iceland Statistics on imports of various goods. In the future it will be further considered how such information can help target products for inspection in the field of product safety and assist with risk assessments.

## **V. Checks and risk assessment**

National competent authorities are responsible for checks and risk assessments in their respective fields of competencies as well as their annual market surveillance programmes. The Consumer Agency is the contact point for RAPEX notifications and ICSMS. In 2012 the GRAS-RAPEX platform was introduced to all national market surveillance authorities and their direct access to the system was ensured. The Consumer Agency has also the role of being the “national validator” of notifications submitted by other MSAs in Iceland. The tasks and role of the national RAPEX Contact Points of the EEA EFTA Member States is equivalent to the tasks and role of the national RAPEX Contact points of Member States to the European Union. During the validation process the national RAPEX Contact Points of the EEA EFTA Member States will notify the EFTA Surveillance Authority that a validation is pending. The role and tasks of the RAPEX Contact Points of EEA EFTA Member States are equivalent to those of the Member States of the European Unions as outlined in “Guidelines for RAPEX, COM Decision No 2010/15/EU” (OJ 26.01.2010, L 22, p.1).

The Agency has based its risk assessments on the general basis for risk assessments found in the RAPEX guidelines. The „Book“ that PROSAFE published in 2009 also gives national market surveillance authorities a good overview of main issues that need to be taken into consideration regarding risk assessments, checks and other market surveillance activities. Furthermore the more recent tool of the EU Commission on risk assessments and guidelines (RAG) is also of value and great help for national officials responsible for the enforcement of the EU legislation. Risk assessment by MSAs in Iceland is therefore carried out in accordance with best practices. It must however be underlined that financial and human resources are limited in all competent authorities in Iceland. Inspection and product checks are planned and organised mostly as regular activity of the competent authorities, respectively. In some cases, the on-site checks are carried out by accredited

inspection bodies based on a request from the market surveillance authority responsible in that particular field of product safety. The inspectors and/or accredited body after inspection and visits to the importer or shop in question file a report concerning their inspections and results to be further processed by the relevant competent authority (MSA). On the basis of reports and findings made by the relevant inspection body it is the task of the officials of the MSA that is the responsible market surveillance authority in the respective sectoral field to take decision on necessary enforcement measures, e.g recalls, salesbans, etc. if necessary and based on the relevant provisions of the sectoral legislation in question. Due to decrease in the the state budget financial resources to pay for services of accredited bodies has been reduced and reduction of internal staff of many MSAs may in the long term lead to less inspections and market surveillance. A fundamental issue of the free movement of goods within the European Internal Market is that Member States must ensure appropriate market surveillance within their jurisdiction. Enhancement of market surveillance is therefore an important challenge and also legally necessary in order to fulfill obligations that follow from new and more stringent EU rules on market surveillance, cf (EC) Regulation No 765/2008.

Facilities for testing safety or compliance of products to prescribed requirements are very limited in Iceland. This can cause problems in some cases especially when the MSA needs proof of evidence in respect to products that possibly do not comply or meet requirements of standards referred to in the legislation or otherwise. This means that notifications and testing that is done by other EEA authorities have particular importance for the MSAs in Iceland and their enforcement activities. It would also be of advantage in the future to take some steps in order to develop further more cooperation cross border with other MSAs within the EEA that could give more ready access to testing laboratories. The Consumer Agency has participated in PROSAFE Joint Actions such as for the safety of helmets, lighters, just to name a few examples, and within this framework the Consumer Agency has been able to send these products abroad for testing and financial expenses have been covered by the project funds. This has proved to be very useful and valuable for the Consumer Agency when pursuing its tasks in the field of market surveillance. Limited human resources of the Consumer Agency however limit to which extent the Agency can participate in such joint actions. Despite this fact the Consumer Agency does apply regularly and signs up with various joint actions of Prosafe in order to enhance cooperation with other MSAs and gain valuable experiences and knowhow. The Consumer Agency also proactively has handed out information and informed economic operators about their responsibilities

in case they have distributed or placed dangerous or non-conforming products on the market. The Agency has promoted and introduced the CAG (Corrective Actions Guide) prepared by PROSAFE and the Business Application website of the EU.

Each national authority in Iceland may use several additional methods in order to evaluate whether notification on dangerous products is relevant for the Icelandic market or not. For instance within the Consumer Agency the RAPEX notifications are sorted i.a. on the basis of brand names, countries where the products have been distributed and other criteria in order to establish further whether the products are likely to be found on the Icelandic markets. Resources to carry out daily monitoring of market surveillance are limited and in light of the great number of notifications on dangerous or non-conforming products that are received the Authority needs to consider carefully whether a case is opened or not in respect to a product. Therefore it has been necessary to establish some priority and attention to products that are quite likely to be found in the market rather than to give priority to products that for various reasons are not likely to be distributed in the Icelandic market according to experience and market trends. For example more attention is given to products found and notified by neighbouring countries but also from other areas such as most visited countries by Icelandic citizens for tourist reasons on summer holidays, etc. Many notifications received are therefore not being processed further. Increasingly MSAs in Iceland are using the ICSMS database for reference and to obtain information on products that are not in conformity to harmonized legislation and also to gain access to test reports that other MSAs in Europe have been able to obtain. The ICSMS database is therefore playing an increasingly important role for market surveillance authorities in Iceland and their daily work and monitoring of the product safety and conformity within the Icelandic market.

## **VI. European cooperation and international activities**

Icelandic competent authorities are responsible according to the legislation to follow European administrative cooperation as laid down in European Directives, e.g. ADCOs. Iceland is not a member of the EU and participation costs in administrative meetings at EU level are most often not covered by EU funds but only national funds. Due to economic restraints it can be expected that active participation can be problematic, however possibly somewhat variable depending on the MSA in concern and the budget that is allocated annually to each individual authority by the State budget.

In some cases the EU refunds travel of experts to joint meetings and that is very valuable and more likely to ensure effective participation in administrative work at EU and EEA level. This in turn does increase coordination and ensures better cooperation of MSAs and their officials within the EEA. Furthermore, this does increase legal certainty of economic operators that do operate within more than one jurisdiction in EU/EEA Member States. The Consumer Agency takes part when possible in PROSAFE and various joint actions planned by that organisation. Participation in such common activities with other MSA gives good basis for exchange of information and access to the valuable network of knowledge found within MSAs in Europe. Usually these projects also give valuable experience in respect to the product groups involved but the knowledge and experience gained there is usually also transferable to other product areas. Further information on project is found at Annex.

Iceland has from time to time participated in forums prepared by the International Consumer Product Health and Safety Organisation (ICPHSO).

Iceland has signed an MOU with the State Administration of Industry and Commerce of the People's Republic of China (SAIC) which gives basis for information exchange between the Consumer Agency in Iceland and SAIC in respect to certain consumer policy issues. During a high level visit in of assistant minister of SAIC in July 2013 the minister of the Interior agreed with his counterpart to initiate a review of the present MOU in order to include also cooperation and information exchange in the field of product safety. On behalf of SAIC it has been explained that AQSIQ (Administration of Quality Supervision, Inspections and Quarantine of the People's Republic of China) is the competent ministry and competent counterpart for issues regarding product safety. In 2014 the relevant parties may explore and examine further the possibility of a MOU for exchange of information in respect to product safety issues.



## **ANNEXES**

**Sectoral programmes by Directives and Authorities are found in Annexes**

### **SECTORAL NATIONAL MARKET SURVEILLANCE PROGRAMMES (sectoral NMSP).**

**Member State: Iceland  
Planning for: 2014**

#### **Overview**

<b>Annex I</b>	<b>The Consumer Agency (Neytendastofa)</b>
<b>Annex II</b>	<b>The Environment Agency of Iceland (Umhverfisstofnun)</b>
<b>Annex III</b>	<b>The Icelandic Medicines Agency (Lyfjastofnun)</b>
<b>Annex IV</b>	<b>Administration of Occupational Safety and Health (Vinnueftirlitið)</b>
<b>Annex V</b>	<b>Icelandic Radiation Safety Authority (Geislavarnir ríkisins)</b>
<b>Annex VI</b>	<b>Post-and Telecom Administration in Iceland (Póst-og fjarskiptastofnun)</b>
<b>Annex VII</b>	<b>Iceland Construction Authority (Mannvirkjastofnun)</b>
<b>Annex VII</b>	<b>Iceland Transport Authority (Samgöngustofa)</b>

## Annex I.

### Surveillance Authority: Neytendastofa The Consumer Agency

Person responsible for the Sectoral NMSP: Tryggvi Axelsson ([tryggvi@neytendastofa.is](mailto:tryggvi@neytendastofa.is)),  
e-mail address: [postur@neytendastofa.is](mailto:postur@neytendastofa.is).

Person responsible for the Sectoral NMSP: Tryggvi Axelsson ([tryggvi@neytendastofa.is](mailto:tryggvi@neytendastofa.is)) e-mail address: [postur@neytendastofa.is](mailto:postur@neytendastofa.is)  
Case managers: Assigned to cases are the following staff members. Helga Sigmundsdóttir ([helgasigmundsd@neytendastofa.is](mailto:helgasigmundsd@neytendastofa.is)),  
Guðrún Lárusdóttir ([Gudrun@neytendastofa.is](mailto:Gudrun@neytendastofa.is)), Sesselja Th. Ólafsdóttir ([sesselja@neytendastofa.is](mailto:sesselja@neytendastofa.is)), Bjarni Bentsson ([bjarni@neytendastofa.is](mailto:bjarni@neytendastofa.is)).

No of EU legislation applicable	Sector	Description of the product or category	Type of monitoring	Monitoring motivation	Monitoring activity	Priority	Starting period or date	Development	Outcome or further initiatives	Case managers Generalities
2001/95/EC	General Products	General products	Reactive	Complaints, notifications	Documents inspection	High	All year	Improve cooperation with customs		See top of page
		Prosafe – Ladders II	Proactive	Inspections, sampling	Documents inspection, visual inspection	Medium	1st Quarter	Improve cooperation with customs		

		Prosafe – Cords and drawstrings II	Proactive	Inspections, sampling	Documents inspection, visual inspection	High		Improve cooperation with customs		
		Prosafe – China II	Proactive	Inspections and exchange of information	Documents inspection, visual inspection	High		Improve cooperation with Chinese export and market surveillance authorities		
2009/48/EC (88/378/EEC) <sup>5</sup> 87/357/EEC	Toys  Food imitating products	Toys  Food imitating products	Reactive	Complaints, notifications	Documents inspection	High	All year	Improve cooperation with customs		See top of page
89/686/EEC	Personal	Personal protective	Reactive	Complaints	Documents	High	All year			See top of page

<sup>5</sup> The new directive i.e. DIRECTIVE 2009/48/EC OF THE EUROPEAN PARLIAMENT AND OF THE COUNCIL of 18 June 2009 on the safety of toys, has not yet been transposed in Iceland but transposition is expected in spring 2014

	protective equipment	equipment marketed to consumers			inspection					
		Personal reflectors	Proactive	Inspections and sampling on the market	Documents inspection and testing	Medium	All year			See top of page
2006/95/EC <sup>6</sup>	Electrical equipment within certain low voltage limits (LVD)	Electrical equipment (LVD) consumer and household products (equipment's not permanently part of construction works)	Reactive	Complaints, notifications (national, Art 9, Rapex and/or ICSMS)	Documents inspection, spot check, visual inspection. Customs co-operation	Medium	All year	LVD-ADCO initiatives and/or joint actions of Prosafe or Nordic cooperation	Sales ban on dangerous electrical equipment found in the market in Iceland	See top of page
		Decorative Lighting chains	Proactive	Annual project	Spot check, visual inspection,	Medium	-3 rd. quarter	Improve cooperation with customs		See top of page

<sup>6</sup> See also sectorial annex of the Iceland Construction Authority for installation materials permanently to be attached to construction works.

					documents inspection			Sales ban, improved marking in Icelandic		
2004/108/EC	EMC and electrical equipment	Electrical equipment marketed to consumers	Reactive / Proactive	Complaints, notifications	Documents inspection, verification of conformity assessment documents and spot check, visual inspection, as the case may be.	Medium	All year			See top of page
2004/22/EC	Measuring instruments	Automatic weighing instruments and Measuring systems for liquids	Reactive /	Complaints, inspections at the same time as reverifications take place	Visual and document inspection	Medium	All year	Market surveillance planning on the basis of MID	Effective market surveillance of measuring instruments	See top of page

		other than water						Improve cooperation with customs	nts	
		Water meters	Reactive	Many and small utilities, difficult to control households on site	Visual and document inspection at the customs site	Medium	All year	Improve cooperation with customs	Guidance for importers to use reliable suppliers	
2009/23/EC	Non-automatic weighing instruments	Non-automatic weighing instruments	Reactive	Complaints, inspections at the same time as reverifications	Visual and document inspection	Medium	All year			See top of page
2009/125/EC	Energy - Ecodesign requirements for energy-related	Light bulbs	Reactive	Complaints and notifications	Document	Medium	All year			See top of page

	products									
2010/30/EC <sup>7</sup>	Energy - indication by labelling and product information of the consumption of energy	Refrigerators, automobiles, household lamps, washing machines, dryers, electrical radiators for household use, household air-conditioner, televisions, dishwashing machine for households, ballast lamp circuits	Reactive	Complaints and notifications	Document control and inspections	Medium	All year	Improve cooperation with distributor and retailers	Guidance for distributors to use energy labels at the point of sale to consumers	See top of page
			Proactive		Monitor if labels are			Improve cooperat		See top of page

<sup>7</sup> The new directive i.e. DIRECTIVE 2010/30/EC has not yet been transposed in Iceland but transposition is expected in spring 2014.

				<p>in Icelandic with on-site inspections in retail shops</p> <p>Document inspections washing machines and/or dishwashing machines</p> <p>Massive improvement of our web-pages related to energy labels</p>			<p>ion with distributors and retailers</p>		
--	--	--	--	--	--	--	--	--	--



**Annex II.**

**Surveillance Authority: The Environment Agency of Iceland and The Public Health Authority**

Contact person for the Sectoral NMSP: Bergthora H. Skuladottir

e-mail address: bergthoras@ust.is

No of EU legislation applicable	Sector	Description of the product or category	Type of monitoring	Monitoring motivation	Monitoring activity	Priority	Starting period or date	Development	Outcome or further initiatives	Project manager generalities
1907/2006/EEC	Chemical products	Chemical substances and preparation	Annual projects	Regular inspections , international cooperation	Documents inspection, spot check,	Medium	All year			Bergthora H. Skuladottir , e-mail: bergthoras@ust.is
67/548/EEC	Chemical products	Classification, packaging and labelling of dangerous substances	Proactive	Regular inspections  Re-inspection/re-sampling	Spot check, visual inspection, documents inspection	Medium	All year			Haukur R. Magnusson, e-mail: haukurm@ust.is

					n					
1999/45/EC	Chemical products	Classification, packaging and labelling of dangerous preparations	Proactive	Regular inspections  Re-inspection/re-sampling	Spot check, visual inspection, documents inspection	Medium	All year			Haukur R. Magnusson, e-mail: haukurm@ust.is
1272/2008/EEC	Chemical products	Classification, labelling and packaging of substances and mixtures (CLP)	Proactive	Regular inspections  Re-inspection/re-sampling	Spot check, visual inspection, documents inspection	Medium	All year			Haukur R. Magnusson, e-mail: haukurm@ust.is
98/8/EC (EU) 528/2012	Biocides	Various biocidal products, such as disinfectants, preservatives and pest controls	Proactive	Regular inspections  Re-inspection/re-sampling	Visual inspection, documents inspection	Medium	All year			Elín Ásgeirsdóttir, email: Elin.Asgeirsdottir@ust.is

648/2004/EEC	Detergents	Various cleaning products and detergents sold in supermarkets and factories	Proactive	Regular inspections  Re-inspection/re-sampling	Visual inspection, documents inspection	Medium	All year			Niels Br. Jonsson, e-mail: niels@ust.is
76/768/EEC (EC 1223/2009)	Cosmetics	Various cosmetic products sold in beauty salons, pharmacies and supermarkets	Proactive	Regular inspections  Re-inspection/re-sampling	Visual inspection, documents inspection	Medium	All year			Niels Br. Jonsson, e-mail: niels@ust.is
2004/42/EC	Product that contain volatile organic	Paint, varnishes and other such products sold at gasoline stations and	Proactive	Regular inspections  Re-inspection/re-sampling	Visual inspection, documents inspection	Medium	All year			Haukur R. Magnusson, e-mail: haukurm@ust.is

	comp ound s	hardware stores								
--	-------------------	--------------------	--	--	--	--	--	--	--	--

**Annex III.**

**Surveillance Authority: Lyfjastofnun / Icelandic Medicines Agency**

Person responsible for the Sectoral NMSP: Haukur Eggertsson

e-mail address: Haukur.Eggertsson@lyfjastofnun.is

No of EU legislation applicable	Sector	Description of the product or category	Type of monitoring	Monitoring motivation	Monitoring activity	Priority	Starting period or date	Development	Outcome or further initiatives	Project manager generalities
90/385/EEC	Medical Devices	Active implantable	Reactive	Vigilance report	EUDAMED Local report		All year			haukur.eggertsson@lyfjastofnun.is
93/42/EEC	Medical Devices	General	Reactive	Vigilance report	EUDAMED Local report		All year			haukur.eggertsson@lyfjastofnun.is
98/79/EC	Medical Devices	In Vitro Diagnostic	Reactive	Vigilance report	EUDAMED Local report		All year			haukur.eggertsson@lyfjastofnun.is

**Annex IV.**

**Surveillance Authority: Vinnueftirlit ríkisins / Administration of Occupational Safety and Health**

Person responsible for the Sectoral NMSP: Björn Þór Rögnvaldsson

e-mail address: [bjornr@ver.is](mailto:bjornr@ver.is)

No of EU legislation applicable	Sector	Description of the product or category	Type of monitoring	Monitoring motivation	Monitoring activity	Priority	Starting period or date	Development	Outcome or further initiatives	Project manager generalities
95/16/EC	Machinery	Lifts	Proactive/reactive	Systematic, border control, during installations and by complaints	Documents and visual inspection	High	All year	Not planned	Not planned	Magnús Guðmundsson e-mail:mg@ver.is
2000/9/EC	Machinery	Cableway installations designed to carry persons	Proactive/reactive	Systematic, border control, during installations and by complaints	Documents and visual inspection	High	All year	Not planned	Not planned	Magnús Guðmundsson e-mail:mg@ver.is
2006/42/EC	Machinery	Heavy machinery/construction equipment and	Proactive/reactive	Systematic, border control, by complaints	Documents inspection and also	High	All year	Not planned	Not planned	Magnús Guðmundsson (mg@ver.i

		other machinery for use at workplaces		and during labour inspections	visual inspection concerning heavy machinery /construction equipment					s) and Helgi Haraldsson (helgi@ver.is)
2010/35/EB	Pressure Vessels	Transportable pressure equipment for use at workplaces	Reactive/proactive	By complaints, during installations and during labour inspections	Documents inspection	Medium	All year	Not planned	Not planned	Ágúst Ágústsson (agust@ver.is)
97/23/EC	Pressure Vessels	Pressure equipment for use at workplaces	Reactive/proactive	Border control, complaints, during installations and during labour inspections	Documents inspection	Medium	All year	Not planned	Not planned	Ágúst Ágústsson (agust@ver.is)
76/767/EEC	Pressure Vessels	Pressure vessels for use at workplaces	Reactive/proactive	By complaints, during installations and during labour	Documents inspection	Medium	All year	Not planned	Not planned	Ágúst Ágústsson (agust@ver.is)

				inspections						
87/404/EEC (2009/105/ EC is being implement ed.)	Pressure Vessels	Simple pressure vessels for use at workplaces	Reactive/ proactive	Border control, complaints, during installations and during labour inspections	Document s inspection	Medi um	All year	Not planned	Not planned	Ágúst Ágústsson (agust@ve r.is)
90/396/EEC (2009/142/ EC is being implement ed.)	Pressure Vessels	Appliances burning gaseous fuels	Reactive/ proactive	Border control, complaints and during labor inspections	Document s inspection	Medi um	All year	Not planned	Not planned	Ágúst Ágústsson (agust@ve r.is)
89/686/EEC	Equipmen t's	Personal protective equipment for use at workplaces	Reactive/ proactive	Border control, complaints and during labor inspections	Document s inspection	Medi um	All year	Not planned	Not planned	Ólafur Hauksson (olafur@v er.is)
93/15/EEC	Chemicals	Explosive for civil uses	Reactive/ proactive	Border control, complaints and during labor inspections	Document s inspection	Medi um	All year	Not planned	Not planned	Víðir Kristjánsson (vidir@ver .is)
75/324/EEC With amen- dment	Equipmen t's/ chemicals	Aerosol dispensers	Reactive/ proactive	By com- plaints and during labor	Document s inspection	Low	All year	Not planned	Not planned	Ágúst Ágústsson (agust@ve

2008/47/EC				inspections						r.is)
2010/35/EC 84/525/EEC	Pressure Vessels	Seamless, steel gas cylinders	Reactive/ proactive	By complaints and during labor inspections	Document s inspection	Low	All year	Not planned	Not planned	Ágúst Ágústsson (agust@ve r.is)
2010/35/EC 84/526/EEC	Pressure Vessels	Seamless, unalloyed aluminum and aluminum alloy gas cylinders	Reactive/ proactive	By complaints and during labour inspections	Document s inspection	Low	All year	Not planned	Not planned	Ágúst Ágústsson (agust@ve r.is)
2010/35/EC 84/527/EEC	Pressure Vessels	Welded unalloyed steel gas cylinders	Reactive/ proactive	By complaints and during labour inspections	Document s inspection	Low	All year	Not planned	Not planned	Ágúst Ágústsson (agust@ve r.is)
2000/14/EC	Machinery	Noise emission in the environment by equipment for use outdoors	Reactive	By complaints and during labour inspections	Document s inspection	Low	All year	Not planned	Not planned	Sigurður Karlsson (sk@ver.is )
97/68/EC	Machinery	Internal combustion engines to be installed in non-road mobile machinery	Reactive	By complaints and during labour inspections	Document s inspection	Low	All year	Not planned	Not planned	Helgi Haraldsson (helgi@ve r.is)



**Annex V.**

**Surveillance Authority: Geislavarnir ríkisins / Icelandic Radiation Safety Authority**

Person responsible for the Sectoral NMSP: Þorgeir Sigurðsson

e-mail address: [ts@gr.is](mailto:ts@gr.is)

No of EU legislation applicable	Sector	Description of the product or category	Type of monitoring	Monitoring motivation	Monitoring activity	Priority	Starting period or date	Development	Outcome or further initiatives	Project manager generalities
LVD 2006/95/EC  National regulation: Nr. 954/2011	Lasers	Pointer, Non-medical goods	Proactive and reactive	Systematic, border control, by complaints, Internet sales monitored,	Marking on products, measurements	High	All year	Not planned	Not planned	Þorgeir Sigurðsson e-mail: TS@gr.is

**Annex VI.**

**Surveillance Authority: Post and Telecom administration in Iceland**

Person responsible for the Sectoral NMSP: Bjarni Sigurðsson, Þorleifur Jónasson

e-mail address: bjarni@pfs.is

No of EU legislation applicable	Sector	Description of the product or category	Type of monitoring	Monitoring motivation	Monitoring activity	Priority	Starting period or date	Development	Outcome or further initiatives	Project manager generalities
1999/5/EC	Telecommunication terminal equipment	Industrial/commercial equipment.	Proactive and reactive.	Complaints, specific projects, notifications and knowledge of the market.	Inspections of equipment and documents.	Low	All year	Increased on-site inspection	Improved safety and increased knowledge	Bjarni Sigurdsson email:bjarni@pfs.is  Þorleifur Jónasson e-mail:thorleifur@pfs.is

**Annex VII.**

**Surveillance Authority: Mannvirkjastofnun / Iceland Construction Authority**

Person responsible for the Sectoral NMSP: Birgir Ágústsson and Benedikt Jónsson

e-mail address: birgir@mvs.is and benedikt@mvs.is

No of EU legislation applicable	Sector	Description of the product or category	Type of monitoring	Monitoring motivation	Monitoring activity	Priority	Starting period or date	Development	Outcome or further initiatives	Project manager generalities
2006/95/EC	Electrical Equipment	Electrical equipment intended to have a fixed connection to the electrical installation of buildings or to be built into, bolted or otherwise fixed to fixtures or building parts, as	Proactive and reactive.	Complaints, specific projects, notifications and knowledge of the market.	Inspections and testing of equipment and inspections of documents.	High	All year	Possibly LVD-ADCO and/or Nordic cooperation initiatives.	Improved safety and increased knowledge.	Birgir Ágústsson email: Birgir@mvs.is

		well as electrical equipment intended for industrial and commercial use.								
2004/108/EC	Electromagnetic Compatibility	Fixed installations and apparatus intended to have a fixed connection to the electrical installation of buildings or to be built into, bolted or otherwise fixed to fixtures or building parts, as	Proactive and reactive.	Complaints, specific projects, notifications and knowledge of the market.	Inspections and testing of apparatus and inspections of documents	High	All year	Possibly EMC-ADCO initiatives.	Improved EMC and increased knowledge	Birgir Ágústsson email: Birgir@mvs.is

		well as apparatus intended for industrial and commercial use.								
94/9/EC	ATEX	Equipment and systems for explosive atmospheres.	Reactive	Complaints and notifications	Inspections of products and documents	Low	All year		Improved safety and increased knowledge	Birgir Ágústsson email:birgir@mvs.is
89/106/EEC (EU) 305/2011 <sup>8</sup>	CPD	Construction Products	Proactive and reactive.	Complaints, specific projects, notifications and knowledge of the market.	Inspections of products and documents.	High	All year	Implementation of CPR.	Improved safety and increased knowledge	Benedikt Jónsson email:benedikt@mvs.is

<sup>8</sup> The Construction Products Regulation No 305/2011 is in Alþingi (Icelandic Parliament) and transposition expected in spring 2014.

**Annex VIII.****Surveillance Authority: Samgöngustofa / Icelandic transport authority**

Person responsible for the Sectoral NMSP: Einar Jóhannes Einarsson

e-mail address: einarje@samgongustofa.is

No of EU legislation applicable	Sector	Description of the product or category	Type of monitoring	Monitoring motivation	Monitoring activity	Priority	Starting period or date	Development	Outcome or further initiatives	Project manager generalities
94/25/EC	Leisure	Recreational crafts	Border control /spot check in registration	Signing off import doc and registration; Demand of directive	Documents inspection and spot check	Medium	Pending all year round			Einar Jóhannes Einarsson, e-mail: einarje@samgongustofa.is
96/98/EC	Marine	Ships equipment	Inspection at retail	Demand of directive	Spot check and enquiry	Medium	Pending all year round	Not planned		Einar Jóhannes Einarsson, e-mail: einarje@samgongustofa.is

\*\*\*\*\*