

*TBT- ANNEX I*

TITLE

1. International Organisation for Standardisation (ISO);
2. International Electrotechnical Commission (IEC);
3. International Telecommunication Union (ITU);
4. Codex Alimentarius Commission;
5. International Civil Aviation Organisation (ICAO);
6. World Forum for Harmonisation of Vehicle Regulations (WP.29) within the framework of the United Nations Economic Commission for Europe (UNECE);
7. United Nations Sub-Committee of Experts on the Globally Harmonized System of Classification and Labelling of Chemicals (UN/SCEGHS);
8. International Council on Harmonisation of Technical Requirements for Pharmaceuticals for Human Use (ICH);
9. International Maritime Organisation (IMO);
10. International Organisation of Legal Metrology (OIML);
11. International Olive Council (IOC);
12. International Organisation of Vine and Wine (OIV);
13. Universal Postal Union (UPU);
14. World Organisation for Animal Health (OIE).
15. International Labour Organisation (ILO)
16. Bureau International des Poids et Mesures (BIPM)

## *ANNEX II*

### 1- Agreed Fields:

- (a) safety aspects of electrical and electronic equipment as defined in paragraph 2;
- (b) safety aspects of machinery as defined in paragraph 3;
- (c) electromagnetic compatibility of equipment as defined in paragraph 4;
- (d) energy efficiency including eco-design requirements; and
- (e) restriction of the use of certain hazardous substances in electrical and electronic equipment.
- (f) sanitary appliances

2. For the purpose of this Annex, “safety aspects of electrical and electronic equipment” means the safety aspects of equipment, other than machinery, which is dependent on electric currents in order to work properly and equipment for the generation, transfer and measurement of such currents and which is designed for use with a voltage rating of between 50 and 1000 V for alternating current and between 75 and 1500 V for direct current, as well as equipment which intentionally emits or receives electromagnetic waves of frequencies lower than 3000 GHz with the purpose of radio communication or radiodetermination, with the exception of:

- (a) equipment for use in an explosive atmosphere;
- (b) equipment for use for radiology or medical purposes;
- (c) electrical parts for goods and passenger lifts;
- (d) radio equipment used by radio amateurs;
- (e) electricity meters;
- (f) plugs and socket outlets for domestic use;
- (g) electric fence controllers;
- (h) toys;
- (i) custom built evaluation kits destined for professionals to be used solely at research and development facilities for such purposes.
- (j) construction products for permanent incorporation in buildings or civil engineering works and the performances of which has an effect on the performance of the building or civil engineering works, such as cables, fire alarms, electric doors.

3. For the purpose of this Annex, “safety aspects of machinery” means the safety aspects of an assembly consisting of at least one moving part, powered by a drive system using one or more sources of energy such as thermal, electric, pneumatic, hydraulic or mechanical energy, arranged and controlled so that they function as an integral whole, with the exception of high risk machinery [*to be defined by the Parties*].
4. For the purpose of this Annex, “electromagnetic compatibility of equipment” means the electromagnetic compatibility (disturbance and immunity) of equipment which is dependent on electric currents or electromagnetic fields in order to work properly and equipment for the generation, transfer and measurement of such currents, with the exception of:
  - (a) equipment for use in an explosive atmosphere;
  - (b) equipment for use for radiology or medical purposes;
  - (c) electrical parts for goods and passenger lifts;
  - (d) radio equipment used by radio amateurs;
  - (e) measuring instruments;
  - (f) non-automatic weighing instruments;
  - (g) inherently benign equipment; and
  - (h) custom built evaluation kits destined for professionals to be used solely at research and development facilities for such purposes.
5. For the purpose of this Annex “energy efficiency” means the ratio of output of performance, service, goods or energy to input of energy of a product with an impact on energy consumption during use, and in light of the efficient allocation of resources.
6. For the purpose of this Annex, by sanitary appliances it is understood the following products WCs, whirlpools, kitchen sinks, urinals, baths, shower trays, bidets, and wash basins
7. For the sake of clarity, this Annex shall not cover whole aircraft, vessels, railways, motor vehicles as well as specialised maritime, railway, aviation and vehicle equipment
8. At the request of either Party the [Trade Committee or body defined by the Agreement] shall review the list of fields in this Annex.
9. Notwithstanding paragraph 1, either Party may introduce requirements for mandatory third party testing or certification for the fields specified in this Annex, for products falling within the scope of this Annex, under the following conditions:
  - (a) there exists compelling reasons related to the protection of human health and safety that justify the introduction of such requirements or procedures;

- (b) the reasons for the introduction of any such requirements or procedures are supported by substantiated technical or scientific information regarding the performance of the products in question;
- (c) any such requirements or procedures are not more trade-restrictive than necessary to fulfil the Party's legitimate objective, taking account of the risks that non-fulfilment would create; and
- (d) the Party could not have reasonably foreseen the need for introducing any such requirements or procedures at the time of entry into force of this Agreement.

Before introducing the requirements or procedures, the Party shall notify the other Party and, following consultations, take the comments of the other Party into account, to the greatest extent possible, in devising any such requirements or procedures