

30 October 2020

(20-7616)

Page: 1/2

Committee on Technical Barriers to Trade

Original: French

## NOTIFICATION

The following notification is being circulated in accordance with Article 10.6.

<b>1.</b>	<b>Notifying Member:</b> <u>FRANCE</u> <b>If applicable, name of local government involved (Articles 3.2 and 7.2):</b>
<b>2.</b>	<b>Agency responsible:</b> <i>Ministère de la transition écologique et solidaire</i> (Ministry for the Ecological and Inclusive Transition) <i>Commissariat au développement durable</i> (Commission for Sustainable Development) <i>Service de l'économie verte et solidaire</i> (Solidarity and Green Economy Service) Tour Séquoïa 92055 Paris-La Défense Cedex France  <b>Name and address (including telephone and fax numbers, email and website addresses, if available) of agency or authority designated to handle comments regarding the notification shall be indicated if different from above:</b>
<b>3.</b>	<b>Notified under Article 2.9.2 [X], 2.10.1 [ ], 5.6.2 [ ], 5.7.1 [ ], other:</b>
<b>4.</b>	<b>Products covered (HS or CCN where applicable, otherwise national tariff heading. ICS numbers may be provided in addition, where applicable):</b> Smartphones
<b>5.</b>	<b>Title, number of pages and language(s) of the notified document:</b> <i>Arrêté relatif aux critères, aux sous critères et au système de notation pour le calcul et l'affichage de l'indice de réparabilité des téléphones intelligents</i> (Order relating to the criteria, sub-criteria and scoring system for calculating and displaying the repairability index of smartphones)
<b>6.</b>	<b>Description of content:</b> The repairability index consists of a score out of 10 intended to be displayed at the time of purchase to inform consumers of the categories of electrical and electronic products. This score is obtained by dividing an overall score of 100 points by 10 according to five criteria, each scored out of 20 and of equal weight, making it possible to assess the repairability of the products concerned. These criteria are as follows: documentation provided by the manufacturer, ease of disassembly of the product, availability of spare parts, relationship between the price of the most expensive spare part and the price of the original product, usage counter (optional) or other criteria specific to the category of products concerned.  This Order applies to smartphones. It specifies the criteria, sub-criteria and scoring system applicable to smartphones to calculate the repairability index by model.  Producers, importers, or other parties placing electrical and electronic equipment on the market, including smartphones, shall be required to calculate the index for the categories of products concerned, and to make this information available.

- |            |   |
|------------|---|
| <b>7.</b>  | <p><b>Objective and rationale, including the nature of urgent problems where applicable:</b> Directive (EU) 2018/851 on waste encourages Member States to take appropriate measures to prevent waste generation. In addition, one of the objectives of the European action plan for the circular economy (COM (2020) 98) is to improve the durability and reparability of products. The stakeholder consultation held in the context of the Roadmap for the circular economy, which was presented by the Government on 23 April 2018, resulted in measure No. 10, which provides for mandatory information on the reparability of electrical and electronic products. The measure aims to promote responsible consumption by improving consumer information through the establishment and mandatory display of a simple reparability index for some of these products. This index aims to inform the consumer regarding how easy it is to repair the product concerned. This measure thus aims on the one hand to compensate for the asymmetry of information between consumers and manufacturers or distributors concerning the reparability of products and, on the other hand, to encourage manufacturers to integrate reparability criteria into the design of their products, thus tending towards products that are more durable because they are more robust because they are 'eco-designed'. With this measure, a reasonable ambition is to reduce breakdowns of electrical and electronic products giving rise to repair in the network of French repairers to 60%, within five years, as compared to around 40% today. From an environmental standpoint, this measure will allow France to pursue its national objective of reducing the resource consumption linked to French consumption: to reduce resource consumption relative to GDP by 30% compared to 2010, by 2030 (Law No 2015-992). More repairable and therefore more durable products will effectively lead to a reduction in resource consumption (reduction in the need for new products), a reduction in the quantity of waste electrical and electronic products and an associated reduction in greenhouse gas emissions. The smartphone category was selected for implementation of the reparability index because these devices are in very widespread use in France, the impact of this use on household budgets and the environmental impacts generated by this product, which is moreover emblematic of production and consumption patterns associated with rapidly evolving technology and frequent product renewal.</p> |
| <b>8.</b>  | <p><b>Relevant documents:</b> -</p>   |
| <b>9.</b>  | <p><b>Proposed date of adoption:</b> December 2020</p> <p><b>Proposed date of entry into force:</b> 1 January 2021</p>  |
| <b>10.</b> | <p><b>Final date for comments:</b> 60 days from the date of notification</p>  |
| <b>11.</b> | <p><b>Texts available from: National enquiry point [ ] or address, telephone and fax numbers and email and website addresses, if available, of other body:</b></p> <p>CINORTECH<br/>AFNOR<br/>11 avenue Francis de Pressensé<br/>93571 SAINT-DENIS - LA PLAINE Cedex</p> <p><a href="https://members.wto.org/crnattachments/2020/TBT/FRA/20_6403_00_f.pdf">https://members.wto.org/crnattachments/2020/TBT/FRA/20_6403_00_f.pdf</a></p>   |