



**SCREENING CHAPTER 01
FREE MOVEMENT OF GOODS**

AGENDA ITEM: FOOTWEAR

**Country Session: The Republic of TURKEY
20-24 February 2005**



RESPONSIBLE AUTHORITY

The Ministry of Industry and Trade (MIT) is responsible for the transposition and implementation of “Directive 94/11/EC on labelling of the materials used in the main components of footwear for sale to consumer”.



LEGAL BASIS - I

RELATED EU LEGISLATION:

“Directive 94/11/EC of the European Parliament and of the Council on the approximation of the laws, regulations and administrative provisions of the Member States relating to labelling of the materials used in the main components of footwear for sale to consumer”

LEGAL BASIS - II

TRANSPOSING LEGISLATION:

- “Communiqué relating to Placing of Information in Introductory Guide concerning the Materials used for Manufacturing of Footwear”

Publication date: 3 June 2000 – OG No. 24068

Date of entry into force: 3 December 2000

- This Communiqué was repealed with the entry into force of the following Regulation:

“The Regulation relating to Labelling of the Materials used for Manufacturing of the Basic Components of Footwear that Consumers buy”

Publication date: 9 August 2005 – OG No. 25901

Date of entry into force: 9 August 2005



EXCHANGE OF OPINION WITH THE EUROPEAN COMMISSION

- The exchange of opinion on transposed legislation between Turkey and the European Commission has been finalised.
- The European Commission's positive opinion was received in March 2005.



MARKET SURVEILLANCE - I

- The MIT has been carrying out market control activities according to its national legislation with its inspectors at 81 provincial directorates of the Ministry since its establishment.
- The MIT has strengthened and re-organised its existing system according to the new legislation.

“The Regulation on the Procedures and Principles of Market Surveillance to be performed by the Ministry of Industry and Trade” was published in the OG on 9 May 2003 and put into force on the date of its publication.

- In this Regulation, the principles of inspection and the sanctions to be imposed are defined in detail, together with the duties and responsibilities of the inspectors.



MARKET SURVEILLANCE - II

Implementation of this Regulation is ensured by;

- Market surveillance of product,
- Brochures and booklets prepared for consumers about textile products and footwear,
- Training of manufacturers by means of meetings arranged with chambers, provincial offices and NGOs.



MARKET SURVEILLANCE - III

- The total number of inspectors: 670
 - DG for Industry: 25
 - DG for Measurement and Standards: 25
 - DG for Consumer Protection and Competition: 20
 - Provincial Offices: 600
- In-house training seminars were held for inspectors in 81 provincial directorates and DGs of the Ministry.
- 20 inspectors in the center and 100 inspectors in provincial directorates are carrying out the market surveillance activities of textile products and footwear, as well as, of the products within the scope of Regulations on textile and energy labelling of household appliances (total 12 Directives, including footwear).
- Currently, one testing laboratory, Turkish Standards Institute (TSE), is used to analyse footwear.



MARKET SURVEILLANCE-IV

- Administrative sanctions (fine) shall be imposed to enforce compliance with this Regulation.
- The MIT has the right to warn the relevant parties regarding non-conformity (up to 90 days duration is given to the manufacturer to ensure conformity).
- The MIT can impose fines in case of infringement of the Regulation up to 2,750 Euros according to Law No. 4703.
- Measures taken by the MIT differ according to the level of non-conformity and those measures are implemented pursuant to “the Principle of Proportionality”.



MARKET SURVEILLANCE-V

BUDGET ALLOCATED FOR MARKET SURVEILLANCE ACTIVITIES

- Approximately, 25,000 EUROS were allocated for market surveillance activities.
- This amount is for all the market surveillance activities of the DG for Protection of Consumers and Competition which is responsible for the harmonisation and implementation of 12 Directives, including footwear.



MARKET SURVEILLANCE ACTIVITIES IN 2005

Number of conforming products	Number of non-conforming products	Total number of products controlled
692	229	921



NATIONAL TECHNICAL COMMITTEE

- For the sound implementation of the transposed legislation, establishment of sectoral technical committees is an efficient way of progress. They constitute a platform for communication and coordination among all stakeholders.
- In order to achieve this objective, a technical committee will be established on footwear products in the future.



THANK YOU FOR YOUR ATTENTION