

L.N. 391 of 2020

**PRODUCT SAFETY ACT
(CAP. 427)**

Mutual Recognition (Implementing) Regulations, 2020

IN EXERCISE of the powers conferred by articles 38 and 39 of the Product Safety Act, the Minister for Tourism and Consumer Protection, on the advice of the Director General (Technical Regulations), has made the following regulations:-

1. The title of these regulations is Mutual Recognition Citation.
(Implementing) Regulations, 2020.
2. These regulations implement the provisions of Regulation Scope.
(EU) No. 2019/515 of the European Parliament and of the Council of 19 March 2019 on the mutual recognition of goods lawfully marketed in another Member State and repealing Regulation (EC) No. 764/2008.
3. In these regulations, unless the context otherwise requires: Interpretation.

"Director General" means the Director General (Technical Regulations) appointed by article 19 of the Malta Competition and Consumer Affairs Authority Act; Cap. 510.

"Regulation (EU) No. 2019/515" means Regulation (EU) No. 2019/515 of the European Parliament and of the Council of 19 March 2019 on the mutual recognition of goods lawfully marketed in another Member State and repealing Regulation (EC) No. 764/2008.
4. (a) The Technical Regulations Division established by Designation of
article 19 of the Malta Competition and Consumer Affairs Authority the Product
Act shall be the Product Contact Point for the purpose of Article 9 of Contact Point.
Regulation (EU) No. 2019/515. Cap. 510.
- (b) To enable the Product Contact Point to submit online Information
information in accordance with the provisions of Article 9(2) of requirements by
Regulation (EU) No. 2019/515, the competent authorities shall competent
provide their contact details, and information about their authorities.
remedies and procedures to the Product Contact Point, in such
form and manner and within such time-frames that the Director
General shall require, provided that the competent authorities
shall maintain this information up to date at all times.
- (c) To enable the Product Contact Point to provide

information in accordance with the provisions of Article 9(3) of Regulation (EU) No. 2019/515, the competent authorities shall respond to the request for information put forward by the Product Contact Point, in such form and manner and within such time-frames that the Director General shall prescribe.

National remedies by national competent authorities.

5. For the purpose of Article 5(12) and 9(2) of Regulation (EU) No. 2019/515, the national remedies shall be established by the relevant national competent authorities.

Language requirements for the mutual recognition declaration.

6. For the purpose of Article 4(1) of Regulation (EU) No. 2019/515, the mutual recognition declaration shall be drawn up in, or translated by the economic operator, in the English or Maltese language.
