

CONFOMITY ASSESSMENT GUIDANCE



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- NIST
- Best practice Workshop
- **Panel 3: Industry Perspective on CA**
To describe their views on engaging with government conformity assessment programs and CAB'S in having their products and services tested or certified for the North American market.
- Nashville , Tenn. 6 aug, 2018

COFEMER

SECTUR SALUD STPS SAGARPA ECONOMIA SCT SENER SEDESOL SEGOB SEMARNAT SSP

CCNN

Regulaciones Técnicas,
Normas de Referencia
Conformidad, Inspección
NOM, NMX, NRF

Normas Mexicanas y
con su Evaluación de la
y Vigilancia
NRF

CTNN

CNN

• Regulación y
Coordinación del
SISMENEC
• Información y
Difusión

CT

**CENAM
PROFECO**

Secretariado Técnico

DGN

Info. y Comunicación Certificación Verificación Normalización Int'l.

Regulaciones Técnicas

Sectores Sociales

Usuarios

-Industria, Comercio y Servicios
-Seguros y Fianzas
-Agropecuario
-Orgs. no gubernamentales
-Consumidores y/o usuarios

Productos y Servicios

-Programas de Normalización
-Publicaciones
-Información y Difusión
-Supervisión General
-Representación Internacional
-NOM's, -NMX's, -NRF, -NI's

COMENOR &
Organismos Nacionales de
Normalización aprobados

ema

Otras partes interesadas en
el proceso de Evaluación
de la Conformidad como :

- COMENOR &
- Organismos de Certificación
- Laboratorios de Prueba
- Laboratorios de Calibración
- Unidades de Verificación

DONDE SE ELABORAN LAS NMX's

DONDE SE ELABORAN LAS NOM's

How do you work with agencies to craft and implement their conformity assessment programs?

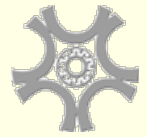


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“ Mexican law asks for accreditation for all Conformity Assessment Activities and approved by the Regulatory agencies “

Mexican Industry has the right to participate in the programs development, (“POLEVAS”) about 30% of the 64 “Chambers” have great activity in this matter

MAIN SECTORS Electrotechnical;- Products and Energy Efficiency; Health; Tourism; Construction; Environment Water



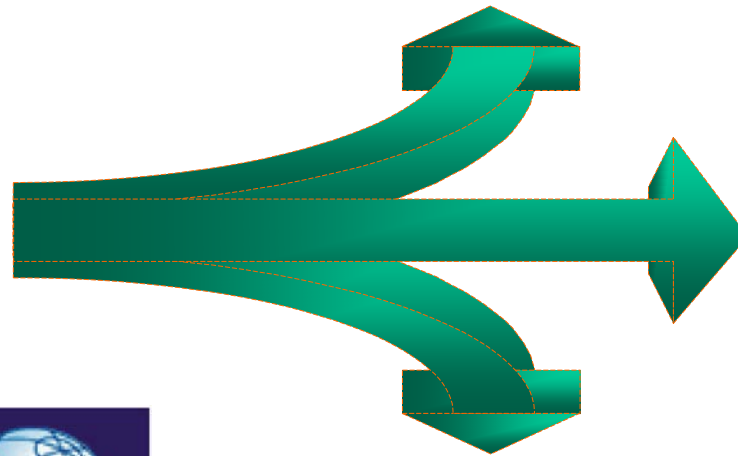
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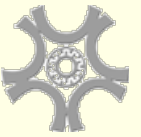
What direction would you like to see conformity assessment go in your sector?

- **Regulatory good practice agreements**
- **Conformity Assessment harmonization**
- **Mutual Recognition Agreements**
- **Governments can not resigned the right to protect life, health an environment through regulations, however that shoud be without imposing unnecessary barriers to trade**
- **Recognizing the laws can not be the same, through Trade agreements it is posible to solve the problems**

MEXICAN PARTICIPATION INTERNATIONAL ACTIVITIES

MÉXICO





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Are there any relevant developments in NAFTA, TPP, and/or Pacific Alliance?

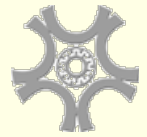
- Mexico GNP is based in external commerce (more than 50%) is deeply involved in Free Trade Activities,
- 80% of exports, are Manufactures, for such reason, Private sector has an important role in negotiations in the “adjacent room” and we have the TBT chapter coordination



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FTA's

- TBT Chapter or TPP11, P.A. are almost equal, and we are looking the same in PA+4(Australia, Canada, New Zealand & Singapore)
- Very soon, we will restart partial agreements with Argentina and Brail, we'll try to use same wording than PA

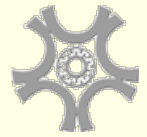


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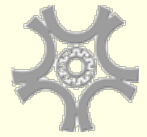
FTA's

- Special cases are : NAFTA and the European Union
- TBT Chapter with EU is closed and NAFTA is almost finished. Both consider International stds as a base for CA procedures, and accreditation as a basic need for laboratories, inspection bodies and C.A. B. results acceptance.
- National Treatment

What conformity assessment programs work for your sector to reduce cost and complexity?



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NEW LAW

REGULATORY IMPROVEMENT

- We enjoy a very good Federal System, however
- At Sub federal and Municipal level, there are plenty of opportunities
- Overlapping of procedures;
- info requirements
- Lack of coordination, and confusion

.NEW LAW



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- President Peña decided to launch a new law
- CONAMER is the entity encharged to enforce such law.
- Part of Economy Secretariat but with a lot of autonomy
- The estimated cost of “tramitology” was 4.25% of GNP in 2009 reduced to 2.58% mayo 2018, Still too high
-



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.. NEW LAW

- Priority:
- To simplify Construction permits
- To simplify License to start new enterprises
- First goals; within 180 days, Congress has to start:
 - Working on 945 reforms in 32 States to reduce 60- 80% the solution period about requests and actions related to construction licenses



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... NEW LAW

- Federal Congress to produce General Laws to obtain a:
 - a) Catalogue for National and local Regulations and services. It will be mandatory to register all of them
 - b) ample use of electronic communication
- EXCEPTIONS : Fiscal Items
- ARMY; NAVY; National Security



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....NEW LAW

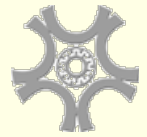
- CONAMER Will work with
- Regulatory Improvement “National Observatory” (Surveys, statistics; evaluations)
- [[5 members selected by the National Council, meetings once a month; 5 years duration, reelection possible one time,
- They will name their own president every 2 years]]



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.....NEW LAW

- National Council:
Secretariats Heads:
Economy, Treasury; National Security;
Interior,
- Central bank;
- Competitiveness Commission;
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- Twice a year meetings



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.....NEW LAW

- National Council:

 - Vision 20 years, general evaluations every 5 years

 - Reviews and adjustments every 2 years

- Regulatory Agenda

 - Presentation May and Nov

- MIR (Regulatory Impact Manifest)

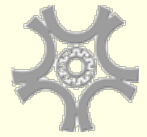
- Public hearing for 20 days



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.....NEW LAW

- - Proposal; matter; problem to be solved:
why, tentative dates
- Exceptions:
Emergencies
If there is no additional costs
If the new regulation will reduce costs
- SUNSET CLAUSE 5 years



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.....NEW LAW

- Implementation Schedule
- 2018 may- initiation
- 2019 may- first new laws
- 2019 ago – Councils in place
- 2020/21 – other elements in place
- 2022 –states incorporation
- 2023 – municipal incorporation
- No retroactive actions

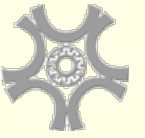
<http://www.gob.mx/cofemer>



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CONCLUSIONS

- **Global trend (up to 2017) towards ZERO tariffs**
- **Non tariff requests will be the only way regulators could impose control over imported products to assure safety**
- **About 30% of the Tariff Lines, are requested to present a NOM Certificate before getting into the country, only those considered as hi risk.**
- **THANKS FOR YOUR ATTENTION**
- **Rafael.nava@mabe.com.mx**



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During the Q&A, I could pose several questions, time permitting, including:

Are there conformity assessment programs in regulation that are outdated and need of updating?

In Mexico, the new law

Do you have ideas for how to increase the interoperability of conformity assessment in North America?

Does the increasing volume of connected products on the market pose new or different conformity assessment challenges?