



Bylaws

European Standardization Organizations

Welcome to this 10-10 webinar!

Presentation of the changes introduced in the CEN and CENELEC bylaws.

We start at
10:00 CEST

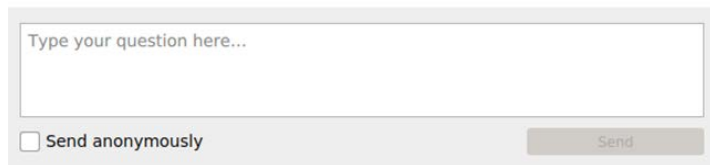
Your webinar moderator



Els Somers
Project Manager
Policy & Partnerships
esomers@cencenelec.eu

Get the most out of the webinar today

- ▶ Use the Q&A panel to submit your questions



- ▶ Talk about us on Twitter [@Standards4EU](https://twitter.com/Standards4EU) #1010webinar

Your speakers today



Elena SANTIAGO CID
Director General
CEN & CENELEC

Political context

January 2020 – UK left the EU

Revised CEN and CENELEC Statutes - strong signal for European industry and the European Standardization System

Focus on 3 Strategic Goals (SG) - Strategy 2030

SG1

EU and EFTA recognize and use the strategic value of the European standardization system

We are committed to strengthen the Single Market through technical harmonization, safeguard the recognition as an ESO, share European Values

SG3

The CEN and CENELEC system to be the preferred choice for standardization in Europe

Keep industry and societal stakeholders engaged and motivated

SG5

Strengthen our leadership and ambition at the international level

Build on the European leadership and International level (ISO and IEC networks), contribute to reciprocity in market access

Bylaws, what is it?

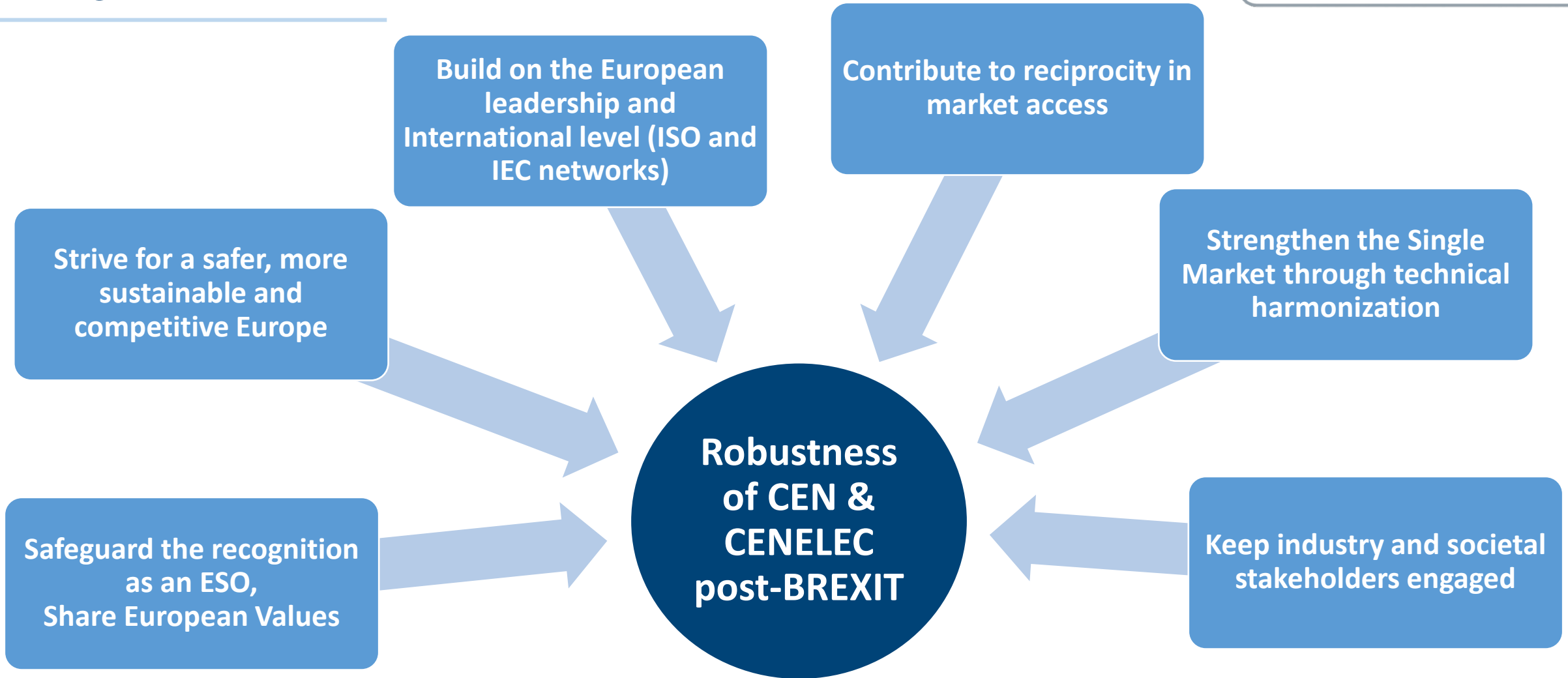
Rules of the Associations are available in the:

- ✓ CEN Statutes
- ✓ CENELEC Statutes

Internal Regulations are complementary and provide additional details on the implementation of identified Articles of the CEN and CENELEC Statutes:

- ✓ Part 1: *Organization and structure (revised in line with the Statutes)*
- ✓ Part 2: *Common Rules For Standardization Work (revised in line with the Statutes)*
- ✓ Part 3: *Principles and rules for the structure and drafting of CEN and CENELEC documents*
- ✓ Part 4: *Certification*

Objective



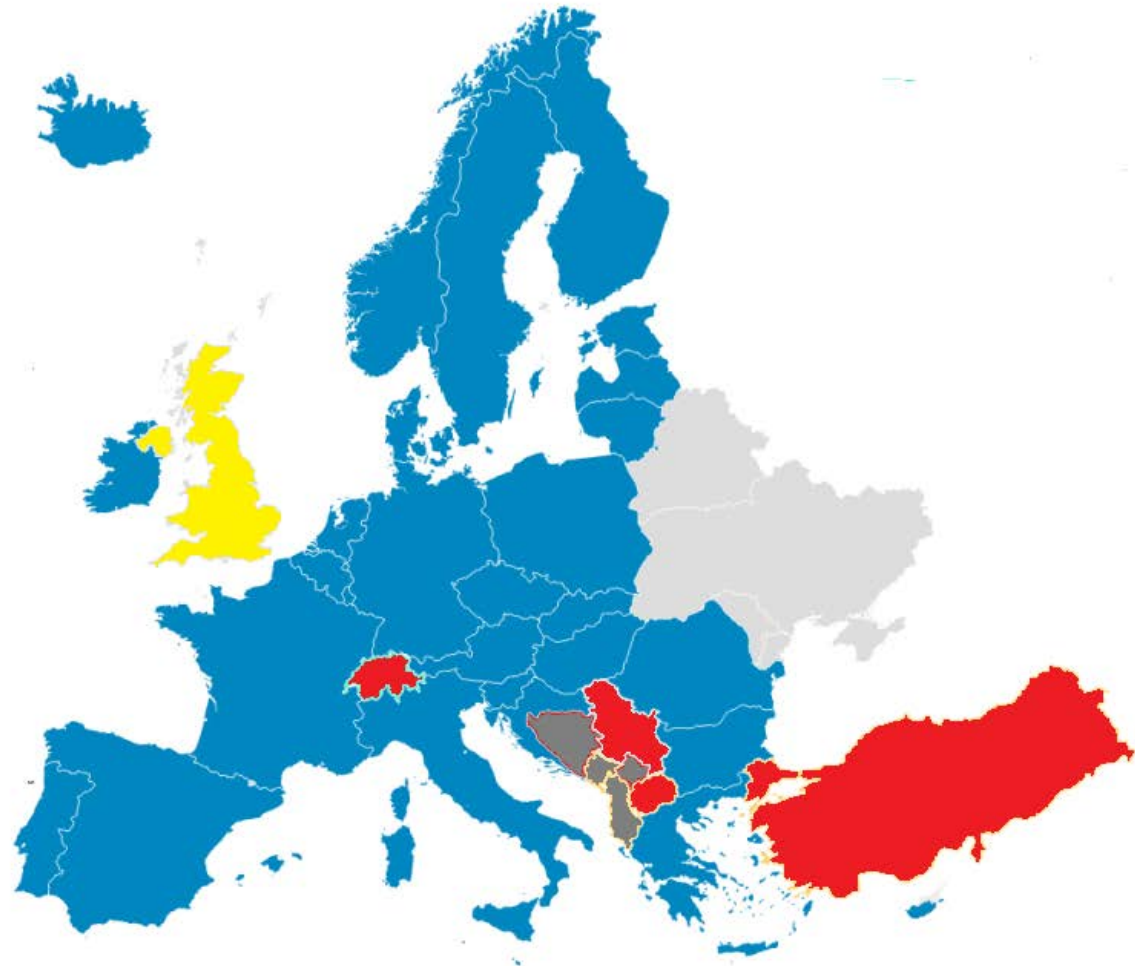
Membership requirements (1/2):

- One Member (NSB/NC) per Country *(National Delegation Principle)*
- Adopting at national level all European Standards and withdrawing national conflicting standards *(SG 1)*
- Being a Member (full or correspondent) of ISO in the case of CEN Members, or a Member (full or associate) of IEC, in the case of CENELEC Members *(SG 5)*
- Adhering to and abiding by the standardization principles of the World Trade Organization (WTO) *(Competitive Europe)*

Membership requirements (2/2)

- Being NSB/NC of a European state within the meaning of Article 49 of the Treaty on European Union **with relations with the European Economic Area (Single Market)**, defined by one of the following types:
 - ▶ **Blue-type Members**: NSB/NC from a **European Economic Area State**
 - ▶ **Red-type Members**: NSB/NC from **an EFTA state** (not Blue-type Members), or from States that are officially identified as **candidate countries** for accession to the EU
 - ▶ **Yellow-type Members**: NSB/NC from a State having an agreement with the EU and **demonstrating regulatory convergence or compatibility** with the **essential regulations** that support the **Single Market** in areas that are **relevant to CEN/CENELEC activities**

The Single Market with European Standards*



*If BSI Membership status is approved by CEN and CENELEC AGs in November 2021

Impact on technical rights and obligations: None



	Blue-type Members	Red-type Members	Yellow-type Members
Obligation to adopt European standards and withdrawal national conflicting standards	✓	✓	✓
Right to vote on (h)ENs <small>(hENs = harmonized standards)</small>	✓	✓	✓
Right to vote on Sreq <small>(Sreq = Standardization request)</small>	✓	✓	✓
Obligation to notify A-deviation	✓	✓	✓
Right to hold secretariat and chairpersonship	✓	✓	✓

Strengthening the monitoring of the Impact in the Market

- ▶ Additional criterion for qualitative assessment of A-deviations: 'Evaluation of the impact of the A-deviations on the implementation of standards.
- ▶ Development of a monitoring mechanism to define trends prior to the introduction of thresholds for the quantitative assessment of A-deviations. It shall, at least, cover the number of A-deviations:
 - ▶ over the catalogue (both ENs and hENs);
 - ▶ per Member (both ENs and hENs);
 - ▶ over a piece of legislation;
 - ▶ for a piece of legislation/Member.
- ▶ The Candidate organization must demonstrate that its national regulatory framework is convergent or compatible with the essential regulations that support the Single Market.
- ▶ The Agreement signed with the EU by the Candidate organization's home State should contain a dispute settlement mechanism that covers technical barriers to trade.

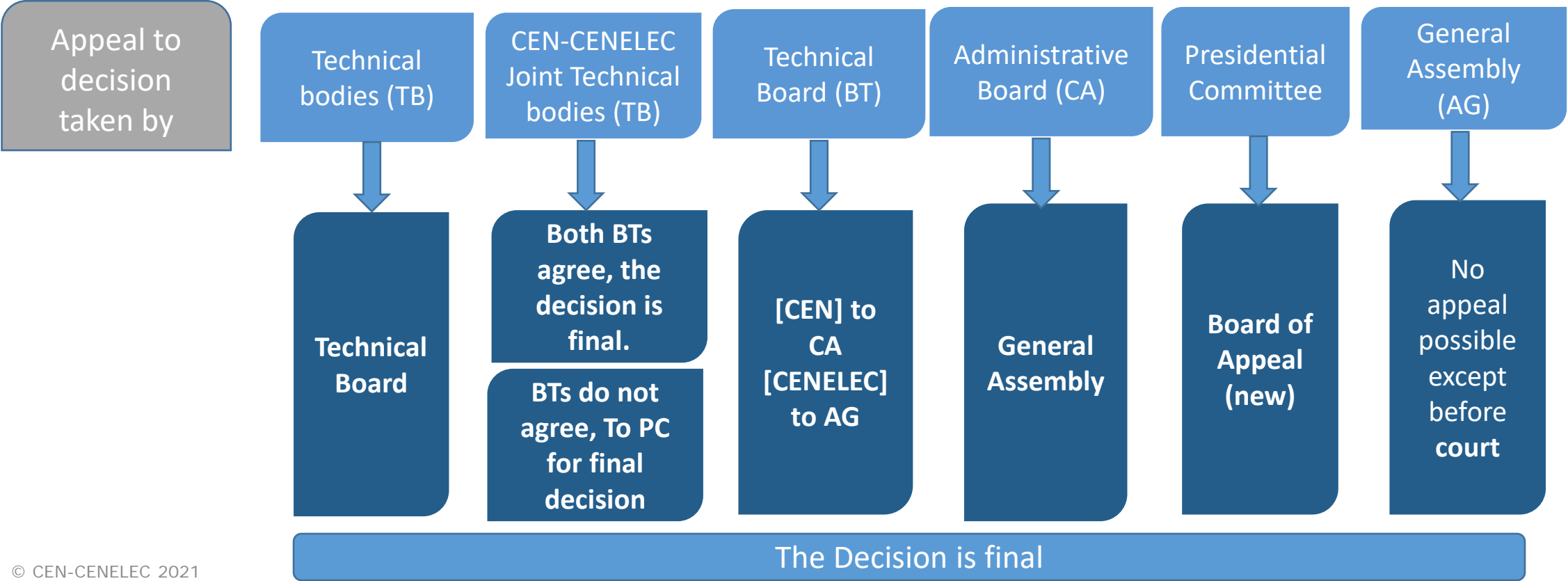
Impact on Governance Rights & Obligations: Some modifications!



	Blue-type Members	Red-type Members	Yellow-type Members
Participation in CEN and CENELEC Administrative Boards	13 seats Allocated by group of Members (A, B, C (and D for CENELEC)): Criteria: 1. Financial (CEN & CLC) and Technical (for CEN-only) contributions 2. Type of membership (from EEA or not)		
	Permanent position in the CA	Elected for positions in the CA	Elected for positions in the CA
Eligibility criteria for Presidents, VPs & MRMC Chair	✓	✓	5-year transition
Membership Assessment	Every 3 years	Every 3 years	Every year
	Peer Assessment or Self-Assessment + ISO9000	Peer Assessment or Self-Assessment + ISO9000	Peer Assessment, and every 3rd year: External Assessment

Comprehensive Appeal Mechanism

A Member may appeal against a decision of a Governing or a Technical Body when such decision is considered not to be in accordance with the [CEN][CENELEC] Statutes or the Internal Regulations.



Members' obligations must be met at all times:

When a Member does not fulfil its membership obligations or commits a serious breach:

1. Evaluation by MRMC – stipulating degree of non-conformity
2. Serious non-conformities : starting point of the escalation procedure
3. In the absence of demonstrated remedy within three months, the CA recommends to the General Assembly to expel the Member in breach.
4. The AG decides (2/3 majority) with the date of effect

- ▶ 2021-11-25: CEN and CENELEC AGs to decide on BSI's Membership Status from 2022

- ▶ 2022-01-01: Revised Statutes enter into application except the establishment of the CAs composition (in 2023)

Robustness of the system ensured

- No impact on technical rights and obligations
- Governance rights and obligations adapted
- Strengthening the monitoring of:
 - impact of the CEN & CENELEC standards in the market
 - Fulfilment of Membership criteria

Question time

▶ Use the Q&A panel to submit your questions



Type your question here...

Send anonymously

Send



Bylaws

European Standardization Organizations

Thank you for your participation!

Next webinars:

2021-10-01 - Webinar ['Biodiversity – harmonization through voluntary standards'](#)

2021-10-18- Webinar ['Harmonized Standards under the Machinery Directive'](#)