**NATIONAL MARKET SURVEILLANCE PROGRAMME**

**2020**

**Finland**

Contents

[1. general market surveillance organisation and infrastructure 8](#_Toc37161418)

[1.1. Identification and responsibilities of national market surveillance authorities 8](#_Toc37161419)

[1.2. Coordination and cooperation mechanisms between national market surveillance authorities 10](#_Toc37161420)

[1.3. Cooperation between national market surveillance authorities and customs 11](#_Toc37161421)

[1.4. Rapid information exchange system - SAFETY GATE (RAPEX) 12](#_Toc37161422)

[1.5. ICSMS information system 12](#_Toc37161423)

[1.6. General description of market surveillance activities and relevant procedures 12](#_Toc37161424)

[1.7. General framework of cooperation with other Member States and non-member states 14](#_Toc37161425)

[1.8. Evaluation of Market surveillance actions and reporting 14](#_Toc37161426)

[1.9. Horizontal activities planned for the relevant period 14](#_Toc37161427)

[2. market surveillance in specific sectors 15](#_Toc37161428)

[2.1. Medical devices (including In vitro diagnostic medical devices and Active implantable medical devices) 15](#_Toc37161429)

[2.1.1. Responsible authority and contact details 15](#_Toc37161430)

[2.1.2. Market surveillance procedures and strategy 15](#_Toc37161431)

[2.1.3. Report from activities carried out under the previous planning period 16](#_Toc37161432)

[2.2. Cosmetics 17](#_Toc37161433)

[2.2.1. Responsible authority and contact details 17](#_Toc37161434)

[2.2.2. Market surveillance procedures and strategy 17](#_Toc37161435)

[2.2.3. Report from activities carried out under the previous planning period 17](#_Toc37161436)

[2.3. Toys 19](#_Toc37161437)

[2.3.1. Responsible authority and contact details 19](#_Toc37161438)

[2.3.2. Market surveillance procedures and strategy 19](#_Toc37161439)

[2.3.3. Report from activities carried out under the previous planning period 20](#_Toc37161440)

[2.4. Personal Protective Equipment 21](#_Toc37161441)

[2.4.1. Responsible authority and contact details 21](#_Toc37161442)

[2.4.2. Market surveillance procedures and strategy 22](#_Toc37161443)

[2.4.3. Report from activities carried out under the previous planning period 24](#_Toc37161444)

[2.5. Construction products 25](#_Toc37161445)

[2.5.1. Responsible authority and contact details 25](#_Toc37161446)

[2.5.2. Market surveillance procedures and strategy 25](#_Toc37161447)

[2.5.3. Report from activities carried out under the previous planning period 26](#_Toc37161448)

[2.6. Aerosol dispensers 28](#_Toc37161449)

[2.6.1. Responsible authority and contact details 28](#_Toc37161450)

[2.6.2. Market surveillance procedures and strategy 28](#_Toc37161451)

[2.6.3. Report from activities carried out under the previous planning period 28](#_Toc37161452)

[2.7. Simple pressure vessels and Pressure equipment 29](#_Toc37161453)

[2.7.1. Responsible authority and contact details 29](#_Toc37161454)

[2.7.2. Market surveillance procedures and strategy 29](#_Toc37161455)

[2.7.3. Report from activities carried out under the previous planning period 29](#_Toc37161456)

[2.8. Transportable pressure equipment 30](#_Toc37161457)

[2.8.1. Responsible authority and contact details 30](#_Toc37161458)

[2.8.2. Market surveillance procedures and strategy 30](#_Toc37161459)

[2.8.3. Report from activities carried out under the previous planning period 30](#_Toc37161460)

[2.9. Machinery 31](#_Toc37161461)

[2.9.1. Responsible authority and contact detail 31](#_Toc37161462)

[2.9.2. Market surveillance procedures and strategy 32](#_Toc37161463)

[2.9.3. Report from activities carried out under the previous planning period 33](#_Toc37161464)

[2.10. Lifts 35](#_Toc37161465)

[2.10.1. Responsible authority and contact details 35](#_Toc37161466)

[2.10.2. Market surveillance procedures and strategy 35](#_Toc37161467)

[2.10.3. Report from activities carried out under the previous planning period 35](#_Toc37161468)

[2.11. Cableways 36](#_Toc37161469)

[2.11.1. Responsible authority and contact details 36](#_Toc37161470)

[2.11.2. Market surveillance procedures and strategies 37](#_Toc37161471)

[2.11.3. Report from activities carried out under the previous planning period 37](#_Toc37161472)

[2.12. Noise emissions for outdoor equipment 38](#_Toc37161473)

[2.12.1. Responsible authority and contact details 38](#_Toc37161474)

[2.12.2. Market surveillance procedures and strategy 39](#_Toc37161475)

[2.12.3. Report from activities carried out under the previous planning period 39](#_Toc37161476)

[2.13. Equipment and Protective Systems Intended for use in Potentially Explosive Atmospheres 41](#_Toc37161477)

[2.13.1. Responsible authority and contact details 41](#_Toc37161478)

[2.13.2. Market surveillance procedures and strategy 41](#_Toc37161479)

[2.13.3. Report from activities carried out under the previous planning period 41](#_Toc37161480)

[2.14. Pyrotechnics 42](#_Toc37161481)

[2.14.1. Responsible authority and contact details 42](#_Toc37161482)

[2.14.2. Market surveillance procedures and strategy 42](#_Toc37161483)

[2.14.3. Report from activities carried out under the previous planning period 42](#_Toc37161484)

[2.15. Explosives for civil use 43](#_Toc37161485)

[2.15.1. Responsible authority and contact details 43](#_Toc37161486)

[2.15.2. Market surveillance procedures and strategy 43](#_Toc37161487)

[2.15.3. Report from activities carried out under the previous planning period 43](#_Toc37161488)

[2.16. Appliances burning gaseous fuels 44](#_Toc37161489)

[2.16.1. Responsible authority and contact details 44](#_Toc37161490)

[2.16.2. Market surveillance procedures and strategy 44](#_Toc37161491)

[2.16.3. Report from activities carried out under the previous planning period 44](#_Toc37161492)

[2.17. Measuring instruments, Non-automatic weighing instruments and Pre-packaged products 46](#_Toc37161493)

[2.17.1. Responsible authority and contact details 46](#_Toc37161494)

[2.17.2. Market surveillance procedures and strategy 46](#_Toc37161495)

[2.17.3. Report from activities carried out under the previous planning period 46](#_Toc37161496)

[2.18. Electrical equipment under EMC 47](#_Toc37161497)

[2.18.1. Responsible authority and contact details 47](#_Toc37161498)

[2.18.2. Market surveillance procedures and strategy 47](#_Toc37161499)

[2.18.3. Report from activities carried out under the previous planning period 48](#_Toc37161500)

[2.19. Radio equipment under RED 49](#_Toc37161501)

[2.19.1. Responsible authority and contact details 49](#_Toc37161502)

[2.19.2. Market surveillance procedures and strategy 49](#_Toc37161503)

[2.19.3. Report from activities carried out under the previous planning period 50](#_Toc37161504)

[2.20. Electrical appliances and equipment under LVD 51](#_Toc37161505)

[2.20.1. Responsible authority and contact details 51](#_Toc37161506)

[2.20.2. Market surveillance procedures and strategy 51](#_Toc37161507)

[2.20.3. Report from activities carried out under the previous planning period 52](#_Toc37161508)

[2.21. Electrical and electronic equipment under RoHS, WEEE and batteries, RoHS directive 2011/65/EU equipment 53](#_Toc37161509)

[2.21.1. Responsible authority and contact details 53](#_Toc37161510)

[2.21.2. Market surveillance procedures and strategy 53](#_Toc37161511)

[2.21.3. Report from activities carried out under the previous planning period (2018) 54](#_Toc37161512)

[2.22. Chemicals 55](#_Toc37161513)

[A Chemical substances under REACH and Classification and Labelling Regulations 55](#_Toc37161514)

[2.22.1. Responsible authority and contact details 55](#_Toc37161515)

[2.22.2. Market surveillance procedures and strategy 55](#_Toc37161516)

[2.22.3. Report from activities carried out under the previous planning period 55](#_Toc37161517)

[B Other Chemicals 56](#_Toc37161518)

[2.22.4. Responsible authority and contact details 56](#_Toc37161519)

[2.22.5. Market surveillance procedures and strategy 56](#_Toc37161520)

[2.22.6. Report from activities carried out under the previous planning period 56](#_Toc37161521)

[2.22.7. Responsible authority and contact details 57](#_Toc37161522)

[2.22.8. Market surveillance procedures and strategy 57](#_Toc37161523)

[2.22.9. Report from activities carried out under the previous planning period 57](#_Toc37161524)

[2.23. Eco-design and energy labelling; Efficiency requirements for hot-boilers fired with liquid or gaseous fluids 58](#_Toc37161525)

[2.23.1. Responsible authority and contact details 58](#_Toc37161526)

[2.23.2. Market surveillance procedures and strategy 58](#_Toc37161527)

[2.23.3. Report from activities carried out under the previous planning period 59](#_Toc37161528)

[2.23.4. Market surveillance procedures and strategy 59](#_Toc37161529)

[2.23.5. Report from activities carried out under the previous planning period 59](#_Toc37161530)

[2.24. Tyre labelling 60](#_Toc37161531)

[2.24.1. Responsible authority and contact details 60](#_Toc37161532)

[2.24.2. Market surveillance procedures and strategy 60](#_Toc37161533)

[2.24.3. Report from activities carried out under the previous planning period 61](#_Toc37161534)

[2.25. Recreational Craft 62](#_Toc37161535)

[2.25.1. Responsible authority and contact details 62](#_Toc37161536)

[2.25.2. Market surveillance procedures and strategy 62](#_Toc37161537)

[2.25.3. Report from activities carried out under the previous planning period 63](#_Toc37161538)

[2.26. Marine Equipment Directive 64](#_Toc37161539)

[2.26.1. Responsible authority and contact details 64](#_Toc37161540)

[2.26.2. Market surveillance procedures and strategy 64](#_Toc37161541)

[2.26.3. Report from activities carried out under the previous planning period 65](#_Toc37161542)

[2.27. Motor vehicles 66](#_Toc37161543)

[2.27.1. Responsible authority and contact details 66](#_Toc37161544)

[2.27.2. Market surveillance procedures and strategy 66](#_Toc37161545)

[2.27.3. Report from activities carried out under the previous planning period 67](#_Toc37161546)

[2.28. Pollutant emission for non-road mobile machinery 68](#_Toc37161547)

[2.28.1. Responsible authority and contact details 68](#_Toc37161569)

[2.28.2. Market surveillance procedures and strategy 68](#_Toc37161570)

[2.28.3. Report from activities carried out under the previous planning period 69](#_Toc37161571)

[2.29. Fertilisers 70](#_Toc37161572)

[2.29.1. Responsible authority and contact details 70](#_Toc37161573)

[2.29.2. Market surveillance procedures and strategy 70](#_Toc37161574)

[2.29.3. Report from activities carried out under the previous planning period 70](#_Toc37161575)

[2.30. Other consumer products under GPSD 71](#_Toc37161576)

[2.30.1. Responsible authority and contact details 71](#_Toc37161577)

[2.30.2. Market surveillance procedures and strategy 71](#_Toc37161578)

[2.30.3. Report from activities carried out under the previous planning period 72](#_Toc37161579)

[2.31. Biocides 74](#_Toc37161580)

[2.31.1. Responsible authority and contact details 74](#_Toc37161581)

[2.31.2. Market surveillance procedures and strategy 74](#_Toc37161582)

[2.31.3. Report from activities carried out under the previous planning period 74](#_Toc37161583)

[2.32. Textile labelling 75](#_Toc37161584)

[2.32.1. Responsible authority and contact details 75](#_Toc37161585)

[2.32.2. Market surveillance procedures and strategy 75](#_Toc37161586)

[2.32.3. Report from activities carried out under the previous planning period 75](#_Toc37161587)

[2.33. Crystal glass 76](#_Toc37161588)

[2.34. Products appearing to be other than they are 76](#_Toc37161589)

[2.34.1. Responsible authority and contact details 76](#_Toc37161590)

[2.34.2. Market surveillance procedures and strategy 76](#_Toc37161591)

[2.34.3. Report from activities carried out under the previous planning period 76](#_Toc37161592)

[2.35. N-nitrosamines and N-nitrosatable substances in teats and soothers 78](#_Toc37161593)

[2.35.1. Responsible authority and contact details 78](#_Toc37161594)

[2.35.2. Market surveillance procedures and strategy 78](#_Toc37161595)

[2.35.3. Report from activities carried out under the previous planning period 78](#_Toc37161596)

[2.36. Packages and packaging waste 79](#_Toc37161597)

[2.36.1. Responsible authority and contact details 79](#_Toc37161598)

[2.36.2. Market surveillance procedures and strategy 79](#_Toc37161599)

[2.36.3. Report from activities carried out under the previous planning period 2019 79](#_Toc37161600)

[2.37. Articles of Precious Metals (intended for consumer use) 80](#_Toc37161601)

[2.37.1. Responsible authority and contact details 80](#_Toc37161602)

[2.37.2. Market surveillance procedures and strategy 80](#_Toc37161603)

[2.37.3. Report from activities carried out under the previous planning period 81](#_Toc37161604)

# general market surveillance organisation and infrastructure

## Identification and responsibilities of national market surveillance authorities

Market surveillance is organized by sectors in Finland. There is market surveillance legislation on several administrative sectors, and there are several market surveillance authorities. Finnish market surveillance authorities operate on a total of seven administrative sectors (ministries). The market surveillance authorities with their areas of responsibilities are (the responsible ministry indicated in brackets):

* **Finnish Food Authority** (Ministry of Agriculture and Forestry)
  + Fertilizer products
* **Finnish Transport and Communications Agency, Traficom**  (Ministry of Transport and Communications, Ministry of the Environment)
  + Maritime equipment, parachutes, hang-gliders, ultra-light aircrafts, recreational crafts, tyre labelling, vehicles and separate technical units, exhaust emission of non-road mobile machinery
  + Radio equipment under the RED
* **National Police Board** (Ministry of the Interior)
  + Firearms and ammunition
* **Finnish Medicines Agency, Fimea** (Ministry of Social Affairs and Health)
  + Medical Devices, In Vitro Diagnostic Medical Devices
* **Department for Work and Gender Equality at the Ministry of Social Affairs and Health** as well as **Regional State Administrative Agencies’ occupational health and safety areas of responsibility**
  + Personal protective equipment intended for use at work, cableways and machinery intended for use at work
* **Radiation and Nuclear Safety Authority, STUK** (Ministry of Social Affairs and Health)
  + Radiation, electromagnetic fields, ultraviolet radiation, laser, ultrasound, radiation and radioactivity in products
* **Finnish Environment Institute, SYKE** (Ministry of the Environment)
  + Fluorinated greenhouse gases
* **Finnish Safety and Chemicals Agency, Tukes** (Ministry of Economic Affairs and Employment, Ministry of Social Affairs and Health, Ministry of the Environment, Ministry of Agriculture and Forestry, Ministry of the Interior and Ministry of Transport and Communications)
  + Accumulators and batteries, aerosols, articles of precious metals, biocides, chemicals, chemicals in products, child care articles, cigarette lighters, construction products, consumer products, consumer services, cosmetics, detergents, ecodesign of energy-related products and energy labeling, electrical equipment, elevators and escalators, explosives intended for civil uses, furniture, gas appliances, machinery intended for consumer use, measuring equipment, noise emissions of machinery, oil tanks, packaged products, packaging and packaging waste, persistent organic pollutants, personal protective equipment intended for consumer use, pressure equipment, pressurized containers, pressurized equipment intended for the transport of gases, products imitating foodstuffs, pyrotechnic products, rescue services equipment and devices, textiles, toys, transport containers and packages of hazardous substances and volatile organic compounds
* **Finnish Competition and Consumer Authority, KKV** (Ministry of Economic Affairs and Employment)
  + Textile labeling
* **Finnish Customs** (Ministry of Finance)
* Consumer products, toys, cosmetics, chemicals in consumer products, child care articles, textiles, food of non-animal origin
* controls are carried out in connection with importation, exportation or transit

Market surveillance is mostly conducted at central authority level, although there are exceptions to this, one of which is the market surveillance of certain products in professional use conducted by the Work and Gender Equality at the Ministry of Social Affairs and Health as well as Regional State Administrative Agencies’ occupational health and safety areas of responsibility (five units). In this sector, the decisions on restricting the putting on the market are made in the Ministry. Also, the surveillance conducted by Customs has some special features as described in section 1.3.

Contact information of Finnish market surveillance authorities can be found in the sectoral programs.

**Resources of Finnish market surveillance authorities:**

|  |  |  |
| --- | --- | --- |
| Market surveillance authority | Staff (full-time equivalent units) | Budget (€) |
| Finnish Environment Institute | 0.2 | n/a |
| Finnish Food Authority | 1,3 | 90,000 |
| Finnish Medicines Agency | 6 | n/a |
| Finnish Transport and Communications Agency | 8,6 | 1,122,000 |
| National Police Board | 1.2 | 418,000 |
| Ministry of Social Affairs and Health, Department for Work and Gender Equality and Regional State Administrative Agencies, Occupational safety and health division (OSH) | 7 (total)  2.2 (Ministry)  4.8 (OSH) | 240,000 (total)  114,000 (Ministry)  126,000 (OSH) |
| Radiation and Nuclear Safety Authority | 2 | 220,000 |
| Customs | 18 | 1,000,000 |
| Finnish Safety and Chemicals Agency | 61 | 6,777,000 |
|  |  |  |
| Finnish Competition and Consumer Authority | 0.02 | n/a |

## Coordination and cooperation mechanisms between national market surveillance authorities

The Ministry of Economic Affairs and Employment carries out coordinative tasks related to market surveillance as well as being responsible for the coordination of the national implementation of Regulation 765/2008/EC. There is no separate institution coordinating or directing market surveillance nationally (other than the Ministry of Economic Affairs and Employment) and each ministry is responsible for market surveillance in their respective sector(s). The Ministry of Economic Affairs and Employment participates in the work of Commission’s expert groups Internal Market for Products (including Market Surveillance Group). It was responsible for i.a. the national implementation of the alignment package and is currently responsible for the coordination of national implementation of Regulation (EU) 2019/1020 on market surveillance and compliance of products.. The Ministry of Economic Affairs and Employment is also responsible for coordinating the market surveillance related cooperation between the different ministries.

In relation to the coordinative role of the Ministry of Economic Affairs and Employment in market surveillance matters, a national Market Surveillance Forum was founded in April 2016 by the Ministry. The Market Surveillance Forum, which is an informal discussion and information sharing arena for all things related to market surveillance, consists of the Finnish market surveillance authorities, the responsible ministries and Customs. The Market Surveillance Forum is chaired by the Ministry of Economic Affairs and Employment, with secretarial duties for Tukes as a major market surveillance authority. The idea is, in addition to facilitating discussion and sharing information among authorities, also to contribute to the national coordination of e.g. matters on the IMP-MSG agenda. The Market Surveillance Forum is expected to contribute significantly to the coordinating of market surveillance issues on a national level and the discussion between authorities regarding various subject matters related to market surveillance.

Also, specific subsections of the Market Surveillance Forum may be devoted to particular market surveillance related issues such as the Safety Gate (RAPEX) and ICSMS systems (the issues previously discussed among market surveillance authorities in the so-called Mativa network).

Attached to the Ministry of Economic Affairs and Employment there is an Advisory Board of Conformity Assessment Affairs, which in practice supports the Ministry in the coordination of the tasks related to market surveillance. In the Advisory Board, market surveillance authorities from different administrative sectors as well as stakeholders are represented.

The Advisory Board is appointed for three years at a time and it is divided into two divisions, one dealing with market surveillance issues and the other with accreditation. The two divisions are coordinated by a board division. Divisions meet approximately four times a year.

The Advisory Board’s tasks are

* to monitor the functioning of the accreditation system;
* to monitor other conformity assessment procedures mentioned in regulation 765/2008;
* to monitor product surveillance and the surveillance of operating conditions and make suggestions in order to further develop and harmonize conformity assessment activities;
* to, upon request, give statements on requirements to be followed and on other issues related to accreditation;
* to make proposals of improvement on national and international cooperation in the field of conformity assessment affairs;
* to make suggestions for organizing educational and informational activities, and
* to perform other tasks assigned to the Advisory Board.

Also attached to the Ministry of Economic Affairs and Employment are the Advisory Board of Consumer Safety Affairs, the Advisory Board of Electrical Safety Affairs, the Advisory Board of Metrology and the Advisory Board of Safety Technology.

## Cooperation between national market surveillance authorities and customs

Finnish Customs and market surveillance authorities co-operate regularly in the field of market surveillance using the selection criteria and risk rules placed in the declaration systems of the Customs.

An especially important area of co-collaboration is the cooperation between market surveillance authorities and customs authorities, to execute what is regulated in Articles 27 through 29 of Regulation 765/2008/EC. Through the risk-based third country surveillance conducted in cooperation by Customs and the market surveillance authorities, the prevention of the entry of non-compliant products to the internal market (placing on the market) is attempted. Also, where consumer products are concerned, in some sectors (toys, chemicals, cosmetics and consumer products) Customs also operates as a competent surveillance authority according to the law, when importing products into the country, with certain limitations also when products are brought from other Member States.

The Chemicals Act, Consumer Safety Act and the Act on Cosmetic Products give the Finnish Customs the power to decide whether or not the import, export or transit is allowed.

## Rapid information exchange system - SAFETY GATE (RAPEX)

The market surveillance authorities according to the General Product Safety Directive and Regulation 765/2008 have an obligation to make the notifications, as required by the legislation, to the European Commission via the Safety Gate (RAPEX) and ICSMS systems. In Finland, the national contact point for the Safety Gate (RAPEX) system is the Finnish Safety and Chemicals Agency. In 2012, the Safety Gate (RAPEX) system was expanded to also include products used by professionals. Safety Gate (RAPEX) is used by market surveillance authorities mentioned in section 1.1 (with the exception of the Finnish Medicines Agency (Fimea), who uses the Vigilance-system for medical devices instead) and by Customs. The public version of RAPEX is called EU Safety Gate (name change in Nov 2018).

## ICSMS information system

The ICSMS system has been used in Finland since 2012. Cases relating to chemicals will be added to the system from 2019. The national contact point for ICSMS is the Finnish Safety and Chemicals Agency and the system is used by market surveillance authorities mentioned in section 1.1 (with the exception of the Finnish Medicines Agency (Fimea), who uses the COEN-notification system instead) and by Customs.

One example of a national market surveillance database is a database called Marek, which is operated by the Finnish Safety and Chemicals Agency Tukes. The database contains information on products that have been recalled from the market within the past three years. Also voluntary corrective actions by economic operators are reported in the database. The database contains specific information on the products including pictures, contact information on the responsible economic operators, reasons for the measures taken, risks of the products and further instructions for the consumers.

## General description of market surveillance activities and relevant procedures

The market surveillance acts carried out by the Finnish market surveillance authorities are both proactive and reactive. Proactive market surveillance is conducted for example, by different market surveillance projects, which may be national, Nordic or EU level joint projects. Relevant procedures might be inspections targeting products sold in shops, including online shops, or used in a workplace. Reactive market surveillance is conducted on the basis of information received from consumers, economic operators, Customs, through Safety Gate (Rapex) and ICSMS information exchange systems or sometimes from the Business Gateway system or a result of accidents or injuries.

Risk assessment, which is important in market surveillance, is also significant in targeting the surveillance. Both in the market surveillance conducted on a proactive basis and in the reactive market surveillance a case by case risk assessment is taken into consideration, which is essential also due to the limited amount of resources. In addition, the information received of the products exported from outside of the EU (by the so-called third country surveillance) is used in conducting and planning market surveillance, and vice versa. The guidelines published by the European Commission regarding the cooperation between the customs and the market surveillance authorities as well as on the market surveillance of products sold online are also utilized.

In addition to Regulation 765/2008, generally most sectors have their own national market surveillance legislation applicable to specific product groups. Horizontal market surveillance legislation as well as horizontal legislation on Notified Bodies has been adopted and came into force in Finland as regards the sectors included in the Alignment Package as well as the pressure equipment sector. In addition to this, the rest of the sectors continue to have their own sectoral market surveillance legislation. However, the market surveillance legislation on different sectors is very similar and in compliance with Regulation 765/2008. The national implementation of Regulation (EU) 2019/1020 on market surveillance and compliance of products is ongoing and the aim is to extend the scope of the national horizontal market surveillance legislation to cover new product sectors as well.

In addition, when consumer products are concerned, the general consumer safety legislation is applied in a supplementary manner when needed, for example if the sectoral legislation does not contain sufficient provisions for market surveillance measures regarding i.a. the safety of the product. Checks and investigations are carried out in market surveillance and, if necessary, market surveillance authorities can restrict the marketing of dangerous or non-compliant products, for example by banning the sale or release for use or by ordering a recall process. Market surveillance is conducted on the basis of risk assessment. Additionally, regardless of whether the non-compliance is found during a market surveillance project or based on a complaint from consumers or economic operators the market surveillance authorities are obliged to take corrective actions based on risk assessment.

The member of The European Injury Data Base network is the National Institute for Health and Welfare. Information on accidents and injuries caused by products is collected by some market surveillance authorities and economic operators. One example of this is a database called VARO which is operated by Tukes. The database includes information from sectors such as hazardous chemicals, pressurized equipment, mining, electrical products and installations and elevators. At the moment the database includes more than 8,000 cases, the oldest ones dating back to the early 1970’s. Currently about 200 new cases are recorded into the database annually. The accident descriptions are published in Finnish at <http://varo.tukes.fi>, and they are utilized by different sectors for example as a part of the risk assessments or as example cases in safety training.

Administrative measures are the most common consequence for an economic operator for a violation of compliance. Market surveillance authorities may prohibit the sale of a non-compliant product, or the batch, and obligate the operator to withdraw or recall the product causing the risk. If necessary, market surveillance authorities may intensify the effect of an order or prohibition by imposing a conditional fine, or by having measures taken at the expense of the defaulting respondent, if the operator does not take actions voluntarily. Market surveillance authorities can lawfully charge the purchasing price as well as the testing costs from the economic operator if the product is found non-compliant. This procedure functions as an incentive for the economic operator to ensure the compliance of their products. Market surveillance authorities can inform consumers about an unsafe product via information bulletins and press releases. Market surveillance authorities may also oblige the relevant economic operator to inform the consumers at the economic operator’s own expense.

There are heavier penalties and sanctions that can be issued for more serious violations of non-compliance. For example, regarding toys and consumer products the penalty for a consumer safety offence, as laid down in The Finnish Consumer Safety Act’s (920/2011) section 50, is a fine. The penalty for health offence, laid down in The Finnish Criminal Code’s (39/1889) Chapter 44, section 1, is at minimum a fine and at a maximum a 6-month imprisonment.

In addition to cooperation between authorities, market surveillance related cooperation is also conducted with different stakeholders such as organizations representing economic operators or consumers. This is done, for example, within the work of the Advisory Board of Conformity Assessment Affairs as well as in the form of regular cooperation meetings between authorities and stakeholders.

## General framework of cooperation with other Member States and non-member states

The market surveillance authorities cooperate actively with other European authorities. Cooperation is carried out on both bilateral and multilateral basis, inter alia in the form of joint surveillance projects and various types of information exchange. Significant cooperation between the authorities of Member States is conducted in the sectoral Administrative Cooperation groups (ADCOs) and in the Enforcement Forum of the European Chemicals Agency. Market surveillance authorities also take part in CASP projects and other European and Nordic projects.

Cooperation with other member states and non-member states is mostly conducted on a sector specific level.

## Evaluation of Market surveillance actions and reporting

Reporting and evaluation of market surveillance actions in Finland is generally conducted sector specifically, although the national Market Surveillance Forum contributes to better discussion between authorities regarding this issue as well. Developing common principles for risk assessment would be beneficial for the development of a horizontal evaluation of market surveillance activities.

## Horizontal activities planned for the relevant period

Market surveillance activities in Finland are generally sector specific. However, some current activities involve market surveillance authorities on more than one sector. It is possible that through the enhanced coordination and discussion within the Market Surveillance Forum, also new ways of cooperating horizontally will emerge.

# market surveillance in specific sectors

## Medical devices (including In vitro diagnostic medical devices and Active implantable medical devices)

### Responsible authority and contact details

Finnish Medicines Agency (Fimea)   
P.O.Box 55, FI-00034 FIMEA, FINLAND   
Tel. +358 295 223 341

[registry@fimea.fi](mailto:registry@fimea.fi)

www.fimea.fi

Contact persons: Heikki Mattlar

Budget in nominal terms: No separate budget  
Staff available to market surveillance authorities: 6  
Number of inspectors available to market surveillance authorities: 6

### Market surveillance procedures and strategy

**Surveillance:**

* Reactive surveillance based on complaints by customers/end-users/health care units/economic operators and notifications
* Pre-emptive surveillance projects (products for home use and laypersons, custom made medical devices and self-testing IVD-products)
* Estimated total amount of inspections (manufacturers) in the area of market surveillance of medical devices: 20
* Estimated total amount of inspections (health care units) in the area of market surveillance of medical devices: 10
* Estimated number of document surveillance in the area of market surveillance of medical devices: 50
* Handling of Vigilance cases: 4,100

**Communication activities:**

* Updating the web pages
* information and interpretation of the regulatory frame work to manufacturers, economical operators and health care providers

**Cooperation:**

* Cooperation with Finnish Safety and Chemicals Agency, Radiation and Nuclear Safety Authority, National Supervisory for Welfare and Health and National Institute for Health and Welfare (HTA) and Customs

**Principles of market surveillance:**

* Proactive plan based on risk assessment in the area of medical devices
* Inspections based mainly to a surveillance visits and document inspections
* Inspections on manufacturers and economic operators on site
* Reviews of manufacturers’ technical documentations
* Inspections on professional users (health care units) based on the national legislation

### Report from activities carried out under the previous planning period

* Inspections based on annual plan: 5
* Number of reactive inspections: 5
* Inspections of health care units: 7
* Non compliances found per inspection: Ca. 4 deviations
* Vigilance cases handled: 4,334 (2018)

## Cosmetics

### Responsible authority and contact details

Finnish Safety and Chemicals Agency, Tukes

P.O. Box 66 (Opastinsilta 12 B)

FI-00531 Helsinki

Tel. +358 29 5052 000, www.tukes.fi

Contact person: Terhi Tauriala-Rajala

Budget in nominal terms: 132,000 Euros

Staff available to market surveillance authorities: 1.1

Number of inspectors available to market surveillance authorities: 1

### Market surveillance procedures and strategy

* Finnish Safety and Chemicals Agency, Tukes supervises compliance with the EU Cosmetics Regulation. Supervision duties are defined in the Finnish Act on Cosmetic Products (492/2013).
* Market surveillance by Tukes covers all duties related to EU's Cosmetics Regulation. Tukes prioritizes its market surveillance actions based on risk.
* Tukes collaborates with EU Member States by participation in the Commission PEMSAC (Platform of European Market Surveillance Authorities in Cosmetics) Group.
* Tukes identifies the need to continue informing companies, especially small companies about their duties in placing on the market and making available on the market of cosmetic products. A web lecture is on preparation.
* In 2020, special focus will be given to tooth whitening products and microbiological safety of cosmetic products
* Finnish Customs acts as the competent surveillance authority according to the provisions of Act on Cosmetic Products concerning import, export and transit.

### Report from activities carried out under the previous planning period

Market surveillance actions in 2019 have focused on nail products and skin care products.

Number of inspections:

- number of reactive inspections: 106

- number of self-initiated inspections: 85

Withdrawals: 12

Sales bans: 10

For enhancing the knowledge in companies and to provide them information on enforcement a national forum for cosmetics has been created in 2017 and continued in 2018 and 2019. It is run by Tukes and it is open for companies and stakeholders in the area.

Communication activities:

* Press release on findings of the market surveillance results related to nail products
* Communication activities in social media and Tukes webpages to spread the information related to the issues of EU Cosmetic Regulation

## Toys

### Responsible authority and contact details

Finnish Safety and Chemicals Agency (Tukes)

P.O. Box 66 (Opastinsilta 12 B)   
FI-00521 Helsinki, Finland

Tel. +358 29 5052 000, [www.tukes.fi](http://www.tukes.fi)

Contact persons: Anja Merenkivi

Budget in nominal terms: 132,000 Euros  
Staff available to market surveillance authorities: 1,1  
Number of inspectors available to market surveillance authorities: 1

### Market surveillance procedures and strategy

**Surveillance:**

Reactive Surveillance due to Safety Gate (RAPEX) notifications, accidents, notifications and complaints from the consumers and other sources

Pre-emptive surveillance actions and projects:

Toys for small children (soft toys)

Electric toys

Finnish Customs acts as the competent surveillance authority according to the provisions of Act on the Safety of Toys concerning import, export and transit.

**Communication activities:**

Press releases on findings and observations of the market surveillance activities and market surveillance results

Updating and content providing for web pages

Continue activity in social media to spread the information on the dangerous products, risks, project results and other issues

Providing information and guidance to consumers and economical operators

**Cooperation:**

Cooperation with Customs, Finnish Toy Association and SFS technical committee of the Finnish Standards Association’s (SFS) on Toys and Child Care Articles.

Participation in Union level administrative cooperation (ADCO)

Participation in Union level CASP projects

**Principles of market surveillance:**

The sampling is risk based. Purchased samples are chosen based on knowledge of potential defects of the products. Information sources are e.g. Safety Gate (RAPEX) notifications, accidents, notifications and complaints from the consumers.

If the economic operator does not follow up on previous request of market surveillance authorities to take corrective action, compulsory measures are required to recall the dangerous product and inform consumer about danger.

### Report from activities carried out under the previous planning period

Number of product related accidents / user complaints: 30 (estimation)

Number of inspections:

* number of reactive inspections: 81 (estimation)
* number of self-initiated inspections: 25 (estimation)

Recalls: 22

Withdrawals: 13

Press releases have been made based on the results of project

## Personal Protective Equipment

### Responsible authority and contact details

Personal Protective Equipment for consumer use

Finnish Safety and Chemicals Agency (Tukes)

P.O. Box 66 (Opastinsilta 12 B)   
FI-00521 Helsinki, Finland

Tel. +358 29 5052 000, [www.tukes.fi](http://www.tukes.fi)

Contact person: Asta Koivisto

Budget in nominal terms: 96,000 Euros  
Staff available to market surveillance authorities: 0,9  
Number of inspectors available to market surveillance authorities: 0,8

Personal Protective Equipment for professional use

Ministry of Social Affairs and Health   
Department for Work and Gender Equality  
P.O. Box 33  
00023 Government, Finland  
Telephone +358 295 16001  
kirjaamo@stm.fi

Contact person: Pirje Lankinen

Regional State Administrative Agency of Southern Finland  
Occupational safety and health division  
P.O. Box 110  
00521 Helsinki, Finland  
Telephone +358 295 016 000   
tyosuojelu.etela@avi.fi

Regional State Administrative Agency of Eastern Finland  
Occupational safety and health division   
P.O. Box 1741  
70101 Kuopio, Finland

Telephone +358 295 016 800

tyosuojelu.ita@avi.fi

Regional State Administrative Agency of Southwestern Finland  
Occupational safety and health division

P.O. Box 22  
20801 Turku, Finland

Telephone +358 295 018 000

**tyosuojelu.lounais**@**avi.fi**

Regional State Administrative Agency of Western and Inland Finland  
Occupational safety and health division

P.O. Box 272  
33101 Tampere, Finland

Telephone +358 295 018 450

tyosuojelu.lansi@avi.fi

Regional State Administrative Agency of Northern Finland   
Occupational safety and health division   
P.O. Box 229  
90101 Oulu, Finland  
Telephone + 358 295 017 500  
tyosuojelu.pohjoinen@avi.fi

Budget (2019): 125,000 Euros (including both the Ministry and Occupational Safety and Health (OSH) Areas)  
Staff: Ministry of Social Affairs and Health: 0,50 person-years, OSH Areas: 1,3 person-years  
Technical means: -

### Market surveillance procedures and strategy

Personal Protective Equipment for consumer use

**Surveillance:**

Reactive Surveillance due to Safety Gate (RAPEX) notifications, accidents, notifications and complaints from the consumers and other sources

Pre-emptive surveillance actions and projects:

* High visibility products
* Bicycle helmets
* Protective jackets, body and shoulder protectors for equestrian use
* On-site and document-based inspections.

**Communication activities:**

Press releases on findings and observations of the market surveillance activities and market surveillance results

Updating and content providing for web pages

Continue activity in social media and channels to spread the information on the dangerous products, risks, project results and other issues

Providing information and guidance to consumers and economic operators

**Cooperation:**

Cooperation with the occupational safety and health authority

Cooperation with the Finnish Customs

Participation in Union level cooperation (PPE Administrative Cooperation group and PPE Working Group)

Participation in Nordic level cooperation

**Principles of market surveillance:**

The sampling is risk based. Purchased samples are chosen based on knowledge of potential defects of the products. Information sources are e.g. Safety Gate (RAPEX) notifications, accidents, notifications and complaints from the consumers.

If the economic operator does not follow up on previous request of market surveillance authorities to take corrective action, compulsory measures are required to withdraw a product from the market or recall the dangerous product and inform consumer about danger.

Personal Protective Equipment for professional use

Relevant procedures

The Ministry of Social Affairs and Health is the competent market surveillance authority, which is responsible for making market surveillance decisions. If products notified via Safety Gate (RAPEX) or in Commission’s safeguard decisions are found on the Finnish market (on the basis of internet search), the Ministry takes care of all market surveillance actions.

The OSH Areas of Responsibility check products in stores, fairs and workplaces. They take care of product complaints and examine accidents. If products notified via Safety Gate (RAPEX) or in Commission’s safeguard decisions are not found on the Finnish market (on the basis of internet search), the OSH Areas monitor the market in order to verify the situation.

The OSH Areas will use their power to bring non-compliant PPE into conformity. If this won’t happen, the case will be sent to the Ministry for a prohibitive decision.

Both the Ministry and the OSH Areas may sue an economical operator due to neglecting their responsibilities when it comes to product safety.

**Cooperation**

The Ministry and, if necessary, the OSH Areas cooperate with the Finnish Safety and Chemicals Agency (Tukes), which is responsible for market surveillance of PPE for private use. There is cooperation with the customs when necessary as well as with the Finnish notified body (SGS Fimko Oy).

The Ministry attends international market surveillance cooperation of the EU (PPE Administrative Cooperation Group) and cooperates with the other Nordic countries having a meeting twice a year.

**Overall market surveillance strategy**

Yearly a market surveillance project is executed under a theme and with various different PPE. The planning of a project is risk based. Products are chosen which have not been checked in a long time and at least one group of PPE category III is included. Often there is a follow-up as well, which concerns products that have had lots of problems in a project 1-2 years earlier.

The results of each project are published on the internet site of the OSH Areas. Also a press release is done.

**Market surveillance in 2020**

In 2020, the national market surveillance project will be about PPE used when working outdoors (i.e. protection against cold and rain and PPE for lumberjacks).

### Report from activities carried out under the previous planning period

Personal Protective Equipment for consumer use

Number of product related accidents / user complaints: 14

Number of inspections:

* number of reactive inspections: 20
* number of self-initiated inspections: 13

Recalls: 3

Withdrawals: 12

Press releases have been made based on the results of projects.

Personal Protective Equipment for professional use

**Ministry of Social Affairs and Health**

Number of prohibitive decisions: 10, out of which 3 had withdrawals from distributors and recalls from end-users.

Seized market surveillance cases: 3, in 2 cases the manufacturer did adequate corrective actions and in 1 case it turned out that the responsible economic operator was not in Finland.

Number of notifications from customers, distributors etc.: 1 product to the Ministry and 9 to the OSH Divisions.

**OSH Divisions**

OSH Divisions inspected 79 different PPEs in a national market surveillance project concerning safety sectors (firefighters, guards etc.), out of which 24 % were non-compliant. The project included PPE manufactured according to the PPE Directive and the PPE Regulation, which fulfilled the requirements better. The content of the instructions for use and markings were checked. In addition, if any kind of shortcoming were found, EC/EU type-examination certificates and EC/EU declarations of conformity were inspected.

In addition to the national market surveillance project, OSH Divisions inspected altogether 106 PPEs, out of which 25 % were non-compliant.

## Construction products

### Responsible authority and contact details

Finnish Safety and Chemicals Agency (Tukes)

P.O. Box 66 (Opastinsilta 12 B)

FI-00521 Helsinki, Finland

Tel +358 29 5052 000, [www.tukes.fi](http://www.tukes.fi)

Contact Person: Kurt Kokko and Paula Porkola

Budget in nominal terms: 1 091 000 EUR

Staff: 8

Inspectors: 6.5

### Market surveillance procedures and strategy

Surveillance

The unit conducting market surveillance under Construction Product Regulation is occupied in the field of technical expertise divided into 7 zones. Pre-emptive surveillance actions and projects are covered in those zones based on risk based analysis, with a tool developed in CPR-ADCO:

1) steel and aluminum structures (EN1090),

2) timber, concrete and cement,

3) shell (windows, doors, curtain walling, roofing),

4) heating,

5) piping, sanitary, ventilation,

6) inside construction, materials (boards, plates, floorings, coatings etc),

7) infra and insulation.

Control of general knowledge on all areas of more than 440 harmonized EN-standards is the aim.

Products for fire prevention are surveyed by one person organized in different basis - outside those zones - due to financial reasons, but surveillance of heating appliances do belong to the zones above.

Modes of market surveillance

While the coverage of all zones will be achieved, the pre-emptive risk based surveillance is the focus on following years. Reactive surveillance will go on, giving inputs to surveillance. Screening economic operators will be used increasingly as well as subsequent requests for documents and actions taken thereto.

Improved market surveillance register will give more easy access and more versatile reports. This will ease to have an even better control over customers and their products.

In the area of fire prevention devices surveillance activity will be of purely reactive mode outside of a project on CO-detectors which are not under harmonized EN-standards and Construction Product Regulation by this far.

International contacts will used as wide as possible The new input mask for ICSMS will be taken into use. Using ICSMS and Safety Gate (RAPEX) will continue.

As a legal method the Article 59 of Construction Product Regulation (formal non-compliance) will probably be the dominant means in cases of discrepancies found. Corrective actions are by this far mostly asked for.

Cases under Article 56 of Construction Product Regulation (products presenting a risk) are going on in a process. More cases can be awaited in the following years. Withdrawals of construction products from the market and/or to recall it within a reasonable period, have been done and the amount has been around 5 % of the tested products. On about 25 % of products there are something to be corrected.

Testing of products will continue in following years as part of market surveillance mechanism.

Communication activities

Direct messages to local Building Control units will be used in cases major discrepancies found, with restrictive measures in market surveillance.

Ministry of the Environment will be informed in cases where problems are found in harmonized EN-standards.

Cooperation

- Administrative Cooperation Group under Construction Product Regulation cooperation will continue, market surveillance authorities participate in the meetings and working groups actively

- National delegates in Construction Product Regulation Standing Committee and Advisory Group are supported

- Finnish Standards Association SFS and its subgroups are kept informed of current major issues and findings made by market surveillance authorities and vice versa.

- CEN TC national mirror groups are supported, and all minor task forces will be used more widely as forums for co-operation serving information purposes. Lessons will be given more often

- Local Building Control units are supported on issues important to them

- Collaboration with other national authorities is very active, especially with Radiation and Nuclear Safety Authority (STUK) and Finnish Transport Infrastructure Agency (VÄYLÄ)

-Cooperation with Customs has been activated and first co-operation projects were done during the year 2019.

### Report from activities carried out under the previous planning period

Number of product related accidents/user complaints: 20

Number of screened economic operators in Finland manufacturing or distributing products under CPR: 500 units

Number of inspections:

* number of reactive inspections: approx. 73 cases (number of economic operators, most of them having dozens or hundreds of different products)
* number of self initiated inspections: approx. 170 cases completed. Corrections of formal non-compliances have been made voluntarily.

Recalls: 0

Withdrawals: 3

Special note: While the scope of hEN 1090 is indefinite for the moment, either using CE-marking or not using it cannot currently be blamed by Market Surveillance Authority in products which lay on a broad open borderline. Number of cases counts in hundreds.

## Aerosol dispensers

### Responsible authority and contact details

Finnish Safety and Chemicals Agency (Tukes)

P.O. Box 66 (Opastinsilta 12 B)   
FI-00521 Helsinki, Finland

Tel. +358 29 5052 000, [www.tukes.fi](http://www.tukes.fi)

Contact persons: Tiina Rissanen and Teuvo Blomberg

Budget in nominal terms: 12 000 Euros  
Staff available to market surveillance authorities: 0,13  
Number of inspectors available to market surveillance authorities: 0,1

### Market surveillance procedures and strategy

**Surveillance:**

Reactive Surveillance due to Safety Gate (RAPEX) notifications, accidents, notifications and complaints from the consumers and other sources

**Communication activities:**

Providing information and guidance to consumers and economical operators

**Cooperation:**

**Principles of market surveillance:**

The sampling is risk based. Purchased samples are chosen based on knowledge of potential defects of the products. Information sources are e.g. Safety Gate (RAPEX) notifications, accidents, notifications and complaints from the consumers.

If the economic operator does not follow up on previous request of market surveillance authorities to take corrective action, compulsory measures are required to recall the dangerous product and inform consumer about danger.

### Report from activities carried out under the previous planning period

Number of product related accidents / user complaints: 1

Number of inspections:

* number of reactive inspections: 1
* number of self-initiated inspections: 0

Recalls: 0 (estimation)

Withdrawals: 0 (estimation)

## Simple pressure vessels and Pressure equipment

### Responsible authority and contact details

Finnish Safety and Chemicals Agency (Tukes)

P.O. Box 66 (Opastinsilta 12 B)   
FI-00521 Helsinki, Finland

Tel. +358 29 5052 000, [www.tukes.fi](http://www.tukes.fi)

Contact person: Teuvo Blomberg

Budget in nominal terms: 40,000 Euros  
Staff available to market surveillance authorities: 0,4  
Number of inspectors available to market surveillance authorities: 0,3

### Market surveillance procedures and strategy

**Surveillance:**

PED & SPVD: Reactive surveillance due to Safety Gate (RAPEX) notifications, accidents, notifications and complaints from the consumers and other sources

Pre-emptive surveillance actions:

* PED: Project concerning refrigeration plants (CO2-refrigerant)

**Communication activities:**

Updating and content providing for web pages

Providing information and guidance to consumers and economical operators

**Cooperation:**

Cooperation with inspection bodies

Participating in national standardization committees

Participation in Union level administrative cooperation (ADCO)

**Principles of market surveillance:**

The sampling is risk based. Purchased samples are chosen based on knowledge of potential defects of the products. Information sources are e.g. Safety Gate (RAPEX) notifications, accidents, notifications and complaints from the consumers.

If the economic operator does not follow up on previous request of market surveillance authorities to take corrective action, compulsory measures are required to recall the dangerous product and inform consumer about danger.

### Report from activities carried out under the previous planning period

Number of product related accidents / user complaints: 5

Number of inspections: 5

* number of reactive inspections: 3

Recalls: 1

Withdrawals: 1

## Transportable pressure equipment

### Responsible authority and contact details

Finnish Safety and Chemicals Agency (Tukes)

P.O. Box 66 (Opastinsilta 12 B)   
FI-00521 Helsinki, Finland

Tel. +358 29 5052 000, [www.tukes.fi](http://www.tukes.fi)

Contact person: Simo Lehmusmies, Tarja Valvisto

Budget in nominal terms: 26 000 Euros  
Staff available to market surveillance authorities: 0,7  
Number of inspectors available to market surveillance authorities: 0,6

### Market surveillance procedures and strategy

**Surveillance:**

Reactive Surveillance due to Safety Gate (RAPEX) notifications, accidents, notifications and complaints from the consumers and other sources

**Communication activities:**

Updating and content providing for web pages

Providing information and guidance to economical operators

**Cooperation:**

Participation in Union level administrative cooperation (ADCO)

Cooperation with inspection bodies, the police, customs and border guard. Joint co-operation surveillance with the police and customs started actively during 2018 and five surveillance actions were done on the road (field surveillance).

Participating in national standardization committees

**Principles of market surveillance:**

The sampling is risk based. Purchased samples are chosen based on knowledge of potential defects of the products. Information sources are e.g. Safety Gate (RAPEX) notifications, accidents, notifications and complaints from the consumers.

If the economic operator does not follow up on previous request of market surveillance authorities to take corrective action, compulsory measures are required to recall the dangerous product and inform consumer about danger.

### Report from activities carried out under the previous planning period

Number of product related accidents / user complaints: 56 (ADR -accident reports including also non-pressurized receptacles and tanks)

Number of inspections: 4

Number of reactive inspections: 0

Number of self-initiated inspections: 4

Recalls: 0

Withdrawals: 0

## Machinery

### Responsible authority and contact detail

Machinery intended for consumer use

Finnish Safety and Chemicals Agency (Tukes)

P.O. Box 66 (Opastinsilta 12 B)   
FI-00521 Helsinki, Finland

Tel. +358 29 5052 000, [www.tukes.fi](http://www.tukes.fi)

Contact persons: Soili Huttunen and Kimmo Hakala

Budget in nominal terms: 288,000 Euros  
Staff available to market surveillance authorities: 1,9  
Number of inspectors available to market surveillance authorities: 1.8

Machinery intended for professional use

Concerning machinery for professional use the Occupational Safety and Health (OSH) authorities are responsible for the market surveillance. OSH authorities consist of the Ministry of Social Affairs and Health and OSH Divisions at the Regional State Administrative Agencies.

Ministry of Social Affairs and Health

PO Box 33 (Meritullinkatu 8)

FI-00023 Government, Finland   
Telephone: +358 295 16001   
Official email address: kirjaamo@stm.fi

Contact persons: Kari Seppänen and Pirje Lankinen

Regional State Administrative Agency of Southern Finland  
Occupational safety and health division  
P.O. Box 110  
00521 Helsinki, Finland  
Telephone +358 295 016 000   
tyosuojelu.etela@avi.fi

Regional State Administrative Agency of Eastern Finland  
Occupational safety and health division  
P.O. Box 1741  
70101 Kuopio, Finland

Telephone +358 295 016 800

[tyosuojelu.ita@avi.fi](mailto:tyosuojelu.ita@avi.fi)

Regional State Administrative Agency of South-western Finland  
Occupational safety and health division

P.O. Box 22  
20801 Turku, Finland

Telephone +358 295 018 000

kirjaamo.lounais@avi.fi

Regional State Administrative Agency of Western and Inland Finland  
Occupational safety and health division

P.O. Box 272  
33101 Tampere, Finland

Telephone +358 295 018 450

[tyosuojelu.lansi@avi.fi](mailto:tyosuojelu.lansi@avi.fi)

Regional State Administrative Agency of Northern Finland   
Occupational safety and health division  
P.O. Box 229  
90101 Oulu, Finland  
Telephone + 358 295 017 500  
[tyosuojelu.pohjoinen@avi.fi](mailto:tyosuojelu.pohjoinen@avi.fi)

Budget in nominal terms: 230,000 Euros   
Staff available to market surveillance authorities (full-time equivalent units): 1.6   
Number of inspectors available to market surveillance authorities (full-time equivalent units): 2,5

### Market surveillance procedures and strategy

Machinery intended for consumer use

**Surveillance:**

Reactive Surveillance due to Safety Gate (RAPEX) notifications, accidents, notifications and complaints from the consumers and other sources

Pre-emptive surveillance actions and projects:

* Project concerning jacks with max. capacity of 2 tons
* Project concerning chain saws
* Project concerning robot lawn mowers

Participation in Union level Joint Action project (Personal transporter devices)

**Communication activities:**

Press releases on findings and observations of the market surveillance activities and market surveillance results

Continue activity in social media and channels to spread the information on the dangerous products, risks, project results and other issues

Providing information and guidance to consumers and economical operators

**Cooperation:**

Cooperation with occupational safety and health authorities, the Finnish Customs and the Finnish Transport and Communications Agency

Participation in Union level MD Administrative Cooperation (ADCO) and MD Working Group

Participation in Union level Joint Action projects

Participation in Nordic level cooperation

**Principles of market surveillance:**

The sampling is risk based. Purchased samples are chosen based on knowledge of potential defects of the products. Information sources are e.g. Safety Gate (RAPEX) notifications, accidents, notifications and complaints from the consumers.

If the economic operator does not follow up on previous request of market surveillance authorities to take corrective action, compulsory measures are required to recall the dangerous product and inform consumer about danger.

Machinery intended for professional use

**Surveillance:**

Customer-initiated surveillance due to Safety Gate (RAPEX) notifications, occupational accidents, notifications and complaints from the customers and other sources

Authority-initiated market surveillance is executed via projects.

**Communication activities:**

Press releases on findings and observations of the market surveillance activities and market surveillance results

Providing information and guidance to manufacturers and economical operators

**Cooperation:**

Cooperation with Finnish Safety and Chemicals Agency (Tukes) responsible for the surveillance of machinery intended for consumer use.

Participation in Union level cooperation (administrative cooperation, Working Group for Machinery Directive and Senior Labour Inspectors Committee, Machinery subgroup)

Possible participation in Union level CASP project

**Principles of market surveillance:**

Surveillance actions initiated by the authorities are chosen based on knowledge of potential defects of the machines. Information sources are e.g. OSH inspectors, Safety Gate (RAPEX) notifications, accidents, notifications and complaints from the customers.

If the economic operator does not follow up on previous request of OSH authorities to take corrective action, the Ministry of Social Affairs and Health can prohibit placing the machine on the market or supplying it for use. The ministry can oblige the economic operator to remove the machine from the market or withdraw it from use. The ministry can also impose an obligation concerning information to be given about danger.

### Report from activities carried out under the previous planning period

Machinery intended for consumer use

Number of product related accidents / user complaints: 16 (estimation)

Number of inspections:

* number of reactive inspections: 16
* number of self-initiated inspections: 8

Recalls: 6

Withdrawals: 1

Press releases based on the results of surveillance actions (vehicle lifts). Press releases also concerning the correct applicable legislation of certain product groups (personal transport devices, consumer 3D printers.)

Machinery intended for professional use

Number of inspections:

* number of reactive inspections: 26 (estimation)
* number of self-initiated inspections: 204 (estimation)

Closed surveillance cases: 17 (estimation)

Restrictive measures: 1 (estimation)

## Lifts

### Responsible authority and contact details

Finnish Safety and Chemicals Agency (Tukes)

Yliopistonkatu 38  
FI-33100 Tampere, Finland

Tel. +358 29 5052 000, [www.tukes.fi](http://www.tukes.fi)

Contact person: Antti Savola

Budget in nominal terms: 62,000 Euros  
Staff available to market surveillance authorities: 0.65  
Number of inspectors available to market surveillance authorities: 0.5

### Market surveillance procedures and strategy

**Surveillance:**

Monitoring the lifts placed on the market

Surveillance of lift products as part of other supervision in the branch

Market surveillance inspections where necessary

Monitoring accidents, updating national accident register, investigating accidents where required

**Communication activities:**

Providing information and guidance to consumers and economical operators

Press releases and activity in social media when needed

Updating and content providing for web pages

**Cooperation:**

Participating in Union level cooperation (Administrative Cooperation Group and Working Group on Lifts)

Participating in cooperation of Nordic countries

Participating in national standardization committees

Organizing the cooperation meetings of national inspection bodies

**Remarks:**

A need for proactive inspections is not very high, because almost all lifts in Finland are placed on market according to final inspection or according to unit verification module and not according to modules based on quality assurance. So, lifts are inspected by notified body when placed on market.

### Report from activities carried out under the previous planning period

National market surveillance programs have been followed. One market surveillance inspection carried out in 2019.

## Cableways

### Responsible authority and contact details

Concerning cableways the Occupational Safety and Health (OSH) authorities are responsible for the market surveillance. OSH authorities consist of the Ministry of Social Affairs and Health and OSH Divisions at the Regional State Administrative Agencies.

Ministry of Social Affairs and Health

P.O. Box 33 (Meritullinkatu 8)

FI-00023 Government, Finland   
Telephone: +358 295 16001   
Official email address: kirjaamo@stm.fi

Contact persons: Pirje Lankinen and Kari Seppänen

Regional State Administrative Agency of Southern Finland  
Occupational safety and health division  
P.O. Box 110  
00521 Helsinki, Finland  
Telephone +358 295 016 000   
tyosuojelu.etela@avi.fi

Regional State Administrative Agency of Eastern Finland  
Occupational safety and health division  
P.O. Box 1741  
70101 Kuopio, Finland

Telephone +358 295 016 800

[tyosuojelu.ita@avi.fi](mailto:tyosuojelu.ita@avi.fi)

Regional State Administrative Agency of South-western Finland  
Occupational safety and health divisionP.O. Box 22  
20801 Turku, Finland

Telephone +358 295 018 000

kirjaamo.lounais@avi.fi

Regional State Administrative Agency of Western and Inland Finland  
Occupational safety and health division

P.O. Box 272  
33101 Tampere, Finland

Telephone +358 295 018 450

[tyosuojelu.lansi@avi.fi](mailto:tyosuojelu.lansi@avi.fi)

Regional State Administrative Agency of Northern Finland   
Occupational safety and health division  
P.O. Box 229  
90101 Oulu, Finland  
Telephone + 358 295 017 500  
[tyosuojelu.pohjoinen@avi.fi](mailto:tyosuojelu.pohjoinen@avi.fi)

Staff available to market surveillance authorities (full-time equivalent units): 1,6   
Number of inspectors available to market surveillance authorities (full-time equivalent units): 2,5.

No separate budget

### Market surveillance procedures and strategies

Customer-initiative surveillance due to notifications and complaints from the customers and other sources

Authority-initiated market surveillance is executed via projects.

### Report from activities carried out under the previous planning period

Starting a project concerning surveillance of ski lifts.

## Noise emissions for outdoor equipment

### Responsible authority and contact details

Equipment intended for consumer use

Finnish Safety and Chemicals Agency (Tukes)

P.O. Box 66 (Opastinsilta 12 B)   
FI-00521 Helsinki, Finland

Tel. +358 29 5052 000, [www.tukes.fi](http://www.tukes.fi)

Contact persons: Soili Huttunen and Kimmo Hakala

Budget in nominal terms: 0 Euros (Included in the overall reactive market surveillance budget)   
Staff available to market surveillance authorities: 0 (Depending on the number of notifications concerning these products, no resources specifically allocated for the surveillance of these products.)  
Number of inspectors available to market surveillance authorities: 0 (Depending on the number of notifications concerning these products, no resources specifically allocated for the surveillance of these products.)

Equipment intended for professional use

Concerning noise emissions for outdoor equipment the Ministry of the Environment is the competent market surveillance authority. The Divisions at the Regional State Administrative Agencies are responsible for the market surveillance inspections of machinery for professional use.

Ministry of the Environment

P.O. Box 35 (Aleksanterinkatu 7)

FI-00023 Government, Finland

kirjaamo@ym.fi

Regional State Administrative Agency of Southern Finland  
Occupational safety and health division  
P.O. Box 110  
00521 Helsinki, Finland  
Telephone +358 295 016 000   
tyosuojelu.etela@avi.fi

Regional State Administrative Agency of Eastern Finland  
Occupational safety and health division  
P.O. Box 1741  
70101 Kuopio, Finland

Telephone +358 295 016 800

[tyosuojelu.ita@avi.fi](mailto:tyosuojelu.ita@avi.fi)

Regional State Administrative Agency of South-western Finland  
Occupational safety and health division

P.O. Box 22  
20801 Turku, Finland

Telephone +358 295 018 000

kirjaamo.lounais@avi.fi

Regional State Administrative Agency of Western and Inland Finland  
Occupational safety and health divisionP.O. Box 272  
33101 Tampere, Finland

Telephone +358 295 018 450

[tyosuojelu.lansi@avi.fi](mailto:tyosuojelu.lansi@avi.fi)

Regional State Administrative Agency of Northern Finland   
Occupational safety and health division  
P.O. Box 229  
90101 Oulu, Finland  
Telephone + 358 295 017 500  
[tyosuojelu.pohjoinen@avi.fi](mailto:tyosuojelu.pohjoinen@avi.fi)

Number of inspectors available to market surveillance authorities (full-time equivalent units): 2,5

No separate budget

### Market surveillance procedures and strategy

Equipment intended for consumer use

**Surveillance:**

Reactive Surveillance due to Safety Gate (RAPEX) notifications, accidents, notifications and complaints from the consumers and other sources

Possibly proactive surveillance (approx. 2-3 samples) on lawn mowers or other gardening machinery.

**Communication activities:**

Updating and content providing for web pages, when necessary

Press releases on findings and observations of the market surveillance activities and market surveillance results, when necessary

Continue activity in social media and channels to spread the information on the dangerous products, risks, project results and other issues, when these products are concerned

**Cooperation:**

Participate in Noise emission directives national work group.

**Principles of market surveillance:**

Surveillance is reactive.

Equipment intended for professional use

Customer-initiated surveillance due to notifications and complaints from the customers and other sources

No surveillance initiated by the authorities or other actions

### Report from activities carried out under the previous planning period

Equipment intended for consumer use

Number of product related accidents / user complaints: 0

Number of inspections:

* number of reactive inspections: 0
* number of self-initiated inspections: 0

Recalls: 0

Withdrawals: 0

Equipment intended for professional use

No activities to report

## Equipment and Protective Systems Intended for use in Potentially Explosive Atmospheres

### Responsible authority and contact details

Finnish Safety and Chemicals Agency (Tukes)  
Yliopistonkatu 38

FI-33100 Tampere, Finland

Tel. +358 29 5052 000, [www.tukes.fi](http://www.tukes.fi)

Contact person: Hanna Mustonen

Budget in nominal terms: 82,000 Euros  
Staff available to market surveillance authorities: 0.9  
Number of inspectors available to market surveillance authorities: 0.7

### Market surveillance procedures and strategy

**Surveillance:**

* Reactive surveillance based on complaints by customers/end-users/economic operators and notifications (Safety Gate (RAPEX), ICSMS)
* Inspection visits to shops, warehouses, importers and manufacturers are made only in case of a specific need.
* Participation in Nordic Joint Cross-Border Market Surveillance Campaign (vacuum cleaners). Campaign started 2019 and continuing 2020.

**Communication activities:**

* Updating the web pages
* information and guidance to end users and economical operators

**Cooperation:**

* Participation in EU cooperation groups (Administrative Cooperation group, ATEX Committee & ATEX Working Group)
* Cooperation with other ATEX authorities (nationally and internationally)
* Participation in Nordic cooperation group
* Participation in standardization work both in mechanical and electrical sectors.

**Principles of market surveillance:**

Products to be tested are selected from the market mainly reactively (based on complaints). Partial safety tests to fulfill market surveillance purposes are performed by accredited test laboratories. If defects that endanger the safety are found and if the accompanying risk assessment necessitates, dangerous non-compliant products are recalled or withdrawn from the market or sale of the product is banned. Economic operators involved are given the opportunity to give their response on the subject and to take corrective measures.

### Report from activities carried out under the previous planning period

Newsletters for economic operators

## Pyrotechnics

### Responsible authority and contact details

Finnish Safety and Chemicals Agency (Tukes)

P.O. Box 66 (Opastinsilta 12 B)   
FI-00521 Helsinki, Finland

Tel. +358 29 5052 000, [www.tukes.fi](http://www.tukes.fi)

Contact persons: Nina Heikkilä and Mikko Ojala

Budget in nominal terms: 237,000 Euros  
Staff available to market surveillance authorities: 3,5  
Number of inspectors available to market surveillance authorities: 2,95

### Market surveillance procedures and strategy

**Surveillance:**

Reactive Surveillance due to Safety Gate (RAPEX) notifications, accidents, notifications and complaints from the consumers and other sources

Surveillance is focused on the quality control carried out by the economic operators. Proactive Surveillance together with customs.

**Communication activities:**

Press releases on findings and observations of the market surveillance activities and market surveillance results

Updating and content providing for web pages

Continue activity in social media and channels to spread the information on the dangerous products, risks, project results and other issues

Safety campaign for consumers; safe use of fireworks on New Year's Eve

Providing information and guidance to consumers and economic operators

**Cooperation:**

Cooperation with rescue services, police, customs, inspection bodies and testing laboratories.

Participation in Union level administrative cooperation

Participating in national standardization committees

**Principles of market surveillance:**

The sampling is risk based. Purchased samples are chosen based on knowledge of potential defects of the products. Information sources are e.g. Safety Gate (RAPEX) notifications, accidents, notifications and complaints from the consumers.

If the economic operator does not follow up on previous request of market surveillance authorities to take corrective action, compulsory measures are required to recall the dangerous product and inform consumer about danger.

### Report from activities carried out under the previous planning period

Number of product related accidents / user complaints: 13

Number of inspections:

* number of reactive inspections: 2
* number of self-initiated inspections: 9

Recalls: 0

Withdrawals: 4

## Explosives for civil use

### Responsible authority and contact details

Finnish Safety and Chemicals Agency (Tukes)

P.O. Box 66 (Opastinsilta 12 B)   
FI-00521 Helsinki, Finland

Tel. +358 29 5052 000, [www.tukes.fi](http://www.tukes.fi)

Contact person: Mikko Ojala

Budget in nominal terms: 70 000 Euros  
Staff available to market surveillance authorities: 0.7  
Number of inspectors available to market surveillance authorities: 0.6

### Market surveillance procedures and strategy

**Surveillance:**

Reactive Surveillance due to Safety Gate (RAPEX) notifications, accidents, notifications and complaints from the consumers and other sources

**Communication activities:**

Updating and content providing for web pages

Providing information and guidance to consumers and economical operators

**Cooperation:**

Cooperation with occupational safety and health authority, police, rescue services and customs

Participation in Union level administrative cooperation

Participating in national standardization committees

**Principles of market surveillance:**

The sampling is risk based. Purchased samples are chosen based on knowledge of potential defects of the products. Information sources are e.g. Safety Gate (RAPEX) notifications, accidents, notifications and complaints from the consumers.

If the economic operator does not follow up on previous request of market surveillance authorities to take corrective action, compulsory measures are required to recall the dangerous product and inform consumer about danger.

### Report from activities carried out under the previous planning period

Number of product related accidents / user complaints: 2

Number of inspections:

* number of reactive inspections: 1
* number of self-initiated inspections: 2)

Recalls: 0

Withdrawals: 0

## Appliances burning gaseous fuels

### Responsible authority and contact details

Finnish Safety and Chemicals Agency (Tukes)

P.O. Box 66 (Opastinsilta 12 B)   
FI-00521 Helsinki, Finland

Tel. +358 29 5052 000, [www.tukes.fi](http://www.tukes.fi)

Contact person: Jyri Pekkanen

Budget in nominal terms: 111,000 Euros  
Staff available to market surveillance authorities: 1  
Number of inspectors available to market surveillance authorities: 0,75

### Market surveillance procedures and strategy

**Surveillance:**

Reactive surveillance due to Safety Gate (RAPEX) notifications, accidents, notifications and complaints from the consumers and other sources

Pre-emptive surveillance actions and projects:

Gas stoves/ovens, finalizing

Gas cooking appliances (GAD/GAR joint action),

In addition to the actions listed above, projects concerning products that are used in connection with gas appliances are planned. (See 2.30 (GPSD))

**Communication activities:**

Press releases on findings and observations of the market surveillance activities and market surveillance results

Updating and content providing for web pages

Providing information and guidance to consumers and economical operators

**Cooperation:**

Cooperation with the rescue services and the police (in investigation of accidents)

Participation in Union level administrative cooperation

Participating in national standardization committees

**Principles of market surveillance:**

The sampling is risk based. Purchased samples are chosen based on knowledge of potential defects of the products. Information sources are e.g. Safety Gate (RAPEX) notifications, accidents, notifications and complaints from the consumers.

If the economic operator does not follow up on previous request of market surveillance authorities to take corrective action, compulsory measures are required to recall the dangerous product and inform consumer about danger.

### Report from activities carried out under the previous planning period

Number of product related accidents / user complaints: 5 - 10 (estimation)

Number of inspections:

* number of reactive inspections: 5 (estimation)
* number of self-initiated inspections: 11 (estimation)

Recalls: 0

Withdrawals: 4

Every year we have carried out 5-10 reactive controls in Gas Appliances mainly based on incidents and complaints from consumers. Usually these controls results with acceptable investigation from importers, which shows that the product itself was ok.

## Measuring instruments, Non-automatic weighing instruments and Pre-packaged products

### Responsible authority and contact details

Finnish Safety and Chemicals Agency (Tukes)

P.O. Box 66 (Opastinsilta 12 B)   
FI-00521 Helsinki, Finland

Tel. +358 29 5052 000, [www.tukes.fi](http://www.tukes.fi)

Contact persons: Sari Hemminki, Heikki Koivula and Tuomo Valkeapää

Budget in nominal terms: 15,000 Euros  
Staff available to market surveillance authorities: 0.13  
Number of inspectors available to market surveillance authorities: 0.1

### Market surveillance procedures and strategy

**Surveillance:**

Reactive: Surveillance initiated by in-service inspections and other sources of information e.g. complaints from the consumers and other sources

Pre-emptive surveillance actions and projects:

Joint ADCO project on water meters: on-going, actions to be carried out

**Communication activities:**

Press releases directed to interest groups on findings and observations of the market surveillance activities and market surveillance results

Updating and developing content provided on web pages

Providing information and guidance to (consumers and) economic operators

**Cooperation:**

Participation in Union level cooperation: Administrative Cooperation group (AdCO MI) and European Cooperation in Legal Metrology (Working Group on Metrological Supervision)

**Principles of market surveillance:**

The sampling is risk based. Purchased samples are chosen based on knowledge of potential defects of the products. Information sources are e.g. notifications and complaints from economic operators and the consumers.

### Report from activities carried out under the previous planning period

Number of product related user complaints: 10

Number of inspections:

* number of reactive inspections: 2
* number of self-initiated inspections: 2

Recalls: 0

Withdrawals: 0

## Electrical equipment under EMC

### Responsible authority and contact details

Finnish Safety and Chemicals Agency (Tukes)  
Yliopistonkatu 38  
FI-33100 Tampere, Finland

Tel. +358 29 5052 000, [www.tukes.fi](http://www.tukes.fi)

Contact person: Hanna Mustonen

Budget in nominal terms: 133,000 Euros  
Staff available to market surveillance authorities: 1.3  
Number of inspectors available to market surveillance authorities: 1

### Market surveillance procedures and strategy

Surveillance:

Reactive surveillance based on complaints by customers/end-users/economic operators and notifications (Safety Gate (RAPEX), ICSMS)

Proactive surveillance actions

* + Power supply devices, adapters, chargers
  + Lighting equipment
* Participation in 11th Joint Cross-Border EMC Market Surveillance Campaign (Solar Panel Inverters). Campaign started 2019 and continues 2020.
* Participation in 12th Joint Cross-Border EMC Market Surveillance Campaign (LED Lighting Equipment). Campaign started 2019 and continues 2020.
* Participation in 13th Joint Cross-Border EMC Market Surveillance Campaign (Microwave Ovens).
* Estimated total amount of inspection visits to shops, warehouses, importers and manufacturers: 1800
* Assessment of administrative requirements of electrical equipment equipment (especially LED lighting products): 100
* Number of products to be tested: 25

**Communication activities:**

* Press releases on market surveillance activities and market surveillance results
* Updating the web pages
* Continue activities in social media channels in order to spread the information on the defective products, project results and other issues
* information and guidance to consumers and economic operators
* 4 newsletters to economic operators

**Cooperation:**

* Participation in EU cooperation groups (Administrative Cooperation group, EMC Committee and EMC working party)
* Cooperation with other EMC authorities (nationally and internationally)
* Participation in the standardization work

**Principles of market surveillance:**

Products to be tested are selected from the market using risk based approaches. Partial EMC tests to fulfill market surveillance purposes are performed by accredited test laboratories. If EMC defects are found, non-compliant products are withdrawn from the market or sale of the product is banned. Economic operators involved are given opportunity to give their response on the subject and to take corrective measures.

### Report from activities carried out under the previous planning period

* Number of EMC tests: 6 (estimation)
* Withdrawals: 3 (estimation)
* 10 (estimation) complaints about disturbances received
* Press release on market surveillance activities and market surveillance results
* Updating the web pages
* Continue activities in social media channels in order to spread the information on the defective products, project results and other issues
* information and guidance to consumers and economic operators
* 4 newsletters for economic operators

## Radio equipment under RED

### Responsible authority and contact details

Finnish Transport and Communications Agency (Traficom)

Digital Connection

P.O. Box 320

FI-00059 TRAFICOM

www.traficom.fi

Contact person: Ritva Suurnäkki

Budget in nominal terms: 422,000 Euros

Staff: 3

Limited test laboratory facilities; Technical means for inspections and detecting radio interference are available

### Market surveillance procedures and strategy

The relevant procedures for market surveillance in the sector of Radio equipment under the RED are mainly based on prioritising and risk assessment and they comprise:

* Annual market surveillance campaigns on the Authority's own initiative
* Participation in the Joint European market surveillance campaigns under the sectoral ADCO group
* Monitoring online sale of radio equipment
* Reactions to complaints from other economic operators and end-users
* Application of restrictive measures, when products are found non-compliant with the essential requirements or they cause interference due to non-conformity.

The overall strategy of the market surveillance authority in this sector is based on

* Prioritising, risk assessment of different product categories and registered cases of interference;
* Visibility and information: Efficient implementation of the Radio Equipment Directive 2014/53/EU; Providing information to all relevant economic operators and users on the best practises, risks and restrictions relating to making available on the market and use of radio equipment; Information campaigns focusing on products with high risks of interference.
* Efficient use of own expert resources for investigations and sampling, while laboratory tests are outsourced to accredited test laboratories;
* Cooperation with the Customs and with other national authorities which are responsible for the EMC/ LVD safety requirements and radiation safety.

In 2020 the activities will focus on the following topics

Risk based market surveillance of radio equipment with focus on enforcement of conformity with essential requirements for such radio equipment categories which are suspected as source of harmful interference. Information sharing with other national authorities as well as at the European level for ensuring efficient implementation and enforcement of Directive 2014/53/EU (RED)

### Report from activities carried out under the previous planning period

Number of proactive inspections: 50

Number of reactive inspections: 18

Number of radio tests in accredited test laboratories: 0

Withdrawals from the market by the Authority: 0

Withdrawals from the market, voluntary measures of economic operators: 6

In 2019 the Authority has continued monitoring of the market, to ensure compliance with the Radio Equipment Directive.

In cases where non-compliant radio equipment has caused interference, the Authority has taken reactive measures by initiating market surveillance investigation on the equipment concerned.

The Authority has participated in the 10th joint European campaign on Internet of things (IoT) products in the field of household appliances.

The Authority has maintained on-line guidance for economic operators and consumers, and maintained continuous monitoring of online marketing of radio equipment.

## Electrical appliances and equipment under LVD

### Responsible authority and contact details

Finnish Safety and Chemicals Agency (Tukes)   
Yliopistonkatu 38  
FI-33100 Tampere, Finland

Tel. +358 29 5052 000, [www.tukes.fi](http://www.tukes.fi)

Contact person: Mika Toivonen

Budget in nominal terms: 1,320,000 Euros  
Staff available to market surveillance authorities: 8.7  
Number of inspectors available to market surveillance authorities: 6.7

### Market surveillance procedures and strategy

**Surveillance:**

* Reactive surveillance based on complaints by customers/end-users/economic operators and notifications (Safety Gate (RAPEX), ICSMS)
* Proactive surveillance by means of an active field inspection activity
* Targeting especially on lighting equipment, electric heaters, power supply units, chargers and other common household appliances
* Participation in member state joint actions, Prosafe Prosafe JAHarp, CASP projects (Batteries and chargers, small kitchen appliances, hot non-functional surfaces, extension cords and cables)
* Customs cooperation project on power banks
* approximately 1600 market surveillance inspection visits to shops, warehouses, importers and manufacturers
* laboratory testing of approximately 430 products
* assessment of administrative documents of products for approximately 100 products

**Communication activities:**

* Press releases on market surveillance activities and market surveillance results
* Updating the web pages
* Continue activities in social media channels in order to spread the information on the dangerous products, associated risks, project results and other issues
* information and guidance to consumers and economical operators
* 4 newsletters for economic operators

**Cooperation:**

* Participation in EU cooperation groups (LVD Administrative Cooperation group and LVD working party)
* Participation in Nordic cooperation groups
* Participation in standardization work (luminaires, household electrical appliances, electrical accessories, electric vehicles and charging stations, AV/IT equipment)

**Principles of market surveillance:**

Products to be tested are selected from the market using risk-based approaches. Partial safety tests to fulfill market surveillance purposes are performed by accredited test laboratories. If defects that endanger the safety are found and if the accompanying risk assessment necessitates, dangerous non-compliant products are recalled or withdrawn from the market or sale of the product is banned. Economic operators involved are given opportunity to give their response on the subject and to take corrective measures.

### Report from activities carried out under the previous planning period

The numbers below are estimated values for 2019

Number of market surveillance inspection visits: 2400

Number of product related accidents / user complaints: 250

Number of tested products: 500

Recalls: 20

Withdrawals: 115

Sales bans: 40

## Electrical and electronic equipment under RoHS, WEEE and batteries, RoHS directive 2011/65/EU equipment

### Responsible authority and contact details

Finnish Safety and Chemicals Agency (Tukes)  
P.O.Box 66 (Opastinsilta 12 B)  
FI-00521 Helsinki, Finland

Tel. +358 29 5052 000, [www.tukes.fi](http://www.tukes.fi)

Contact person: Tiia Salamäki

Budget in nominal terms: 125,000 Euros  
Staff available to market surveillance authorities: 1.1  
Number of inspectors available to market surveillance authorities: 0.8

Medical devices under RoHS

Finnish Medicines Agency (Fimea)   
P.O.Box 55, FI-00034 FIMEA, FINLAND   
Tel. +358 295 223 341

[registry@fimea.fi](mailto:registry@fimea.fi)

www.fimea.fi

Contact person: Risto Joro

Budget in nominal terms: Not budgeted  
Staff available to market surveillance authorities: Carried out parallel with MDDrequirements  
  
Number of inspectors available to market surveillance authorities: No resource allocation

### Market surveillance procedures and strategy

**Surveillance:**

* Reactive surveillance based on complaints by customers/end-users/economic operators and notifications
* Proactive surveillance projects (RoHS: give away products, toys and PBB/PBDE project; Batteries: batteries of toys)
* Proactive surveillance of products purchased for LVD and EMC testing (Hazardous substances and markings)
* Estimated number of tests required 65 (RoHS and batteries)

**Communication activities:**

* Press releases on market surveillance activities, market surveillance results and the scope changes in the directive
* Updating the web pages
* Continue activities in social media channels to spread the information on project results and other issues
* information and guidance to consumers and economical operators

**Cooperation:**

* Participation in EU administrative cooperation
* Cooperation with Ministry of the Environment, National Supervisory for Welfare and Health and the Pirkanmaa Centre for Economic Development, Transport and the Environment

**Principles of market surveillance:**

The sampling is risk based. Purchased products are mass volume products, products that are not most likely discarded properly or products that are known to have potential defects. If defects are found and if the accompanying risk assessment necessitates, non-compliant products are recalled or withdrawn from the market or sale of the product is banned. Economic operators involved are given opportunity to give their response on the subject and to take corrective measures.

Medical devices under RoHS

**Surveillance:**

* Reactive surveillance based on complaints by customers/end-users/economic operators and notifications

Medical devices - proactive surveillance projects - document inspection (small electronic and portable diagnostic devices - inspections parallel with MD based inspections)

* Estimated total amount of surveillance visits in the area of market surveillance of electric and electronic medical devices: 5-10 (RoHS)
* Estimated number of document surveillance in the area of market surveillance of electric and electronic equipment: 5-10 manufacturers (RoHS)

**Communication activities:**

* Updating the web pages
* Information and interpretation of the regulatory framework to consumers and economical operators

**Cooperation:**

* Cooperation with the Finnish Safety and Chemicals Agency (Tukes) and Ministry of the Environment

**Principles of market surveillance:**

The sampling is risk based. Inspections parallel with MD based inspections.

### Report from activities carried out under the previous planning period (2018)

* Number of inspections (RoHS+WEEE+batteries): 67
* Withdrawals (RoHS): 6

Medical devices under RoHS

* Number of inspections (RoHS): 5 (4 deviations)
* Number of phone counseling: 10
* WWW-release on scope of the RoHS directive

## Chemicals

## A Chemical substances under REACH and Classification and Labelling Regulations

### Responsible authority and contact details

Market surveillance authority for REACH and CLP is

Finnish Safety and Chemicals Agency (Tukes)

P.O. Box 66 (Opastinsilta 12 B)

FI-00531 Helsinki

Tel. +358 29 5052 000, www.tukes.fi

Contact person: Markus Mäki

Budget in nominal terms: 721,000 Euros

Staff available to market surveillance authorities: 7.4

Number of inspectors available to market surveillance authorities: 5

### Market surveillance procedures and strategy

Finnish Safety and Chemicals Agency (Tukes) supervises compliance with the REACH and CLP regulations for issues relating placing on the market. Supervision duties are defined in the Chemicals Act (599/2013). Tukes is also the Competent Authority for REACH and CLP and responsible for providing Helpdesk.

Finnish Customs acts as the market surveillance authority according to the provisions of Chemicals Act concerning import, export and transit. Mainly the duties of the Customs relate to non-EU imports but they have a possibility to act also in REACH restrictions related issues in imports from EU member states.

Tukes collaborates with EU member states and/or with the Nordic countries by participation in ECHA (European Chemicals Agency) Forum and also Nordic Council of Ministers (and its Chemicals Group).

Market surveillance by Tukes covers all REACH and CLP duties related to placing on the market of substances, mixtures or articles.

Tukes identifies the need to continue informing companies about their duties and providing helpdesk as required by REACH and CLP.

Tukes prioritizes its market surveillance actions based on risk. Criteria for risk based market surveillance are developed further.

In 2020 proactive market surveillance actions will be focused on ECHA Forum enforcement projects (REF-8 concerning i.e. enforcement of internet sales with focus on REACH -restrictions and the provisions of CLP on advertising of chemicals), classification and labelling provisions (CLP), SDSs, REACH-registrations, methanol in windscreen fluids (restriction), jewelry (restrictions on cadmium, lead, PAH compounds and nickel release) and PFAS compounds. These will be reported separately in accordance with the Member States reporting under REACH and CLP Regulations.

### Report from activities carried out under the previous planning period

Market surveillance actions during 2019 have been focused on ECHA Forum enforcement projects (REF-7 concerning registration duties in the REACH Regulation and project on safety data sheets) and reactive cases. More detailed information will be submitted separately for the REACH and CLP reporting requirements.

## B Other Chemicals

**Detergents, Paints, Persistent Organic Pollutants**

### Responsible authority and contact details

Market surveillance authority for Detergents, Paints and Persistent Organic Pollutants is Finnish Safety and Chemicals Agency, Tukes

P.O. Box 66 (Opastinsilta 12 B)

FI-00531 Helsinki

Tel. +358 29 5052 000, [www.tukes.fi](http://www.tukes.fi)

Contact person: Markus Mäki

Budget in nominal terms: 74,000 Euros

Staff available to market surveillance authorities: 0.8

Number of inspectors available to market surveillance authorities: 0.6 (all together Detergents, Paints and Persistent Organic Pollutants)

### Market surveillance procedures and strategy

Finnish Safety and Chemicals Agency, Tukes supervises compliance with Detergents and Persistent Organic Pollutants in accordance with the Chemicals Act (599/2013) and Paints in accordance with Environmental Protection Act (527/2014).

Finnish Customs acts as a competent surveillance authority according to the provisions of Chemicals Act concerning import, export and transit.

Tukes collaborates with the Nordic countries by participation in the Nordic Council of Ministers (and its Chemicals Group).

Market surveillance by Tukes covers duties related to placing on the market of substances, mixtures or articles.

Tukes has identified the need to continue informing companies about their duties.

Tukes prioritizes its market surveillance actions based on risk. Criteria for risk based market surveillance are developed further.

Persistent organic pollutants, especially PFAS compounds are in the focus of market surveillance in 2020. The provisions regarding detergents and paints are enforced reactively in association with other enforcement duties concerning REACH and CLP Regulations.

### Report from activities carried out under the previous planning period

Enforcement of POP restrictions; 32 cases. Enforcement of labelling provisions for detergents; 40 cases.

**Fluorinated greenhouse gases**

### Responsible authority and contact details

Finnish Environment Institute (SYKE)

Latokartanonkaari 11

00790 Helsinki, Finland

Tel. +358 29 5251 000, [www.syke.fi](http://www.syke.fi)

Contact person: Nufar Finel

Staff available: 0.2

Budget: part of the overall budget of SYKE, not possible to elaborate.

### Market surveillance procedures and strategy

Regulation 517/2014/EU has been applied from 1.1.2015, but restrictions concerning products and equipment (Annex III of the Regulation) enter into force gradually between the years 2015 – 2025.

**Surveillance**:

Reactive surveillance due to Safety Gate (RAPEX) notifications, notifications from consumers and other sources. Surveillance campaigns on different themes.

**Communication:**

Communication to stakeholders on requirements of regulation

Providing and updating content for web pages (www.ymparisto.fi/fkaasut).

Providing information and guidance to economic operators and consumers.

**Cooperation:**

Cooperation with customs. Exchange of information with other EU competent authorities and the EU commission.

**Principles of market surveillance:**

Communication activities and reactive surveillance.

### Report from activities carried out under the previous planning period

Communication activities (update of web pages and information to stakeholders, including publication of report to support green public procurement of refrigeration and air-conditioning equipment) have been carried out in 2019.

## Eco-design and energy labelling; Efficiency requirements for hot-boilers fired with liquid or gaseous fluids

### Responsible authority and contact details

Finnish Safety and Chemicals Agency (Tukes)

Yliopistonkatu 38  
FI-33100 Tampere, Finland

Tel. +358 29 5052 000, [www.tukes.fi](http://www.tukes.fi)

Contact persons: Teemu Hartikainen and Marika Keskinen

Budget in nominal terms: 330,000 Euros  
Staff available to market surveillance authorities: 3.5  
Number of inspectors available to market surveillance authorities: 2.7

**Eco-design and Energy labelling**

### Market surveillance procedures and strategy

**Surveillance:**

Reactive surveillance due to notifications and complaints from the consumers and other sources

Proactive surveillance actions and projects:

Surveillance of boilers fired with solid fuels (10 units to be tested) , screening tests for external power supplies and Nordic cooperation project on stand-by energy consumption. Also documentary surveillance concerning heaters and LED lighting equipment.

Specific focus on web inspections

Using web crawler –tool to inspect online energy labels

Implementation of the new EPREL-database

Participation in European Union level projects INTAS (market surveillance methods for big industrial equipment) and Nordic project Nordsyn.

**Communication activities:**

Seminar on how to comply with regulations (including lecture about EPREL)

Press releases on new regulations and revisions of regulations especially on product groups important for consumers

Spreading information on market surveillance activities and results in social media channels

Updating web page ekosuunnittelu.info (if needed)

Newsletters (tukes.fi and ekosuunnittelu.info)

Providing information and guidance to economic operators and consumers

**Cooperation:**

Cooperation with electrical safety surveillance to share labour in inspections

Participation in Union level administrative cooperation

Participation in Union level projects (when applicable)

Nordic Cooperation (Nordsyn project)

Cooperation with the Ministry of the Environment, Ministry of Economic Affairs and Employment of Finland and Finnish Energy Authority

**Principles of market surveillance:**

The sampling is risk based. Purchased samples are mass volume products and/or chosen based on knowledge of potential defects of the products. Information sources are notifications from competitors and complaints from the consumers. If defects are found and if the accompanying risk assessment necessitates, non-compliant products are recalled or withdrawn from the market or sale of the product is banned. Economic operators involved are given opportunity to give their response on the subject and to take corrective measures.

### Report from activities carried out under the previous planning period

Number of product related complaints: 1 (estimation)

Number of inspections:

* number of reactive inspections: 1 (estimation)
* 36 inspected offline shops + 10 online shopes, almost 5000 product’s energy label checked
* 96 Ecodesign-checked products (8 computers, 4 fridges (Eepliant2), 2 LED tubes, 2 ventilation units, 4 air-to-air heat pumps, others mainly screening of external power supplies), 1 voluntary sales ban, 1 written remark
* 3 actions taken due to NordCrawler findings

**Efficiency requirements for hot-boilers fired with liquid or gaseous fuels**

### Market surveillance procedures and strategy

**Surveillance:**

Reactive Surveillance due to notifications and complaints from other sources

**Communication activities:**

Updating and content providing for web pages

Providing information and guidance to economical operators

### Report from activities carried out under the previous planning period

Number of product related accidents / user complaints: 0 (estimation)

Number of inspections:

* number of reactive inspections: 0 (estimation)
* number of self-initiated inspections: 0 (estimation)

Recalls: 0 (estimation)

Withdrawals: 0 (estimation)

## Tyre labelling

### Responsible authority and contact details

Finnish Transport and Communications Agency (Traficom)

P.O. Box 320

00059 TRAFICOM

Tel. +358 29 534 5000, [www.traficom.fi](http://www.traficom.fi)

markkinavalvonta@traficom.fi

Contact person: Mika Loponen

Budget in nominal terms: 20,000 Euros   
Staff available to market surveillance authorities: 0.1  
Number of inspectors available to market surveillance authorities: 0.1

### Market surveillance procedures and strategy

**Surveillance:**

Surveillance is risk-based and divided to reactive and proactive

Reactive Surveillance due to Safety Gate (RAPEX) notifications, accidents, notifications and complaints from the consumers and other sources

Proactive surveillance is carried out in the premises of economic operator or at the trade shows

**Communication activities:**

Press releases on findings and observations of the market surveillance activities and market surveillance results. Inform of possible dangerous products in the internet.

Update and provide content for market surveillance authority’s web pages.

Providing information and guidance to consumers and economical operators

**Cooperation:**

Cooperation with other sectoral market surveillance authorities

Participation in Union level administrative cooperation

Cooperation with the Customs authorities

**Development:**

General developing of the market surveillance practises.

Improving the cooperation and networking with other market surveillance authorities.

**Principles of market surveillance:**

Tests are outsourced. The sampling is based on risk assessment done by the market surveillance authority.

Information sources are e.g. Safety Gate (RAPEX) notifications, accidents, notifications and complaints from the consumers.

If the economic operator does not follow up on request of market surveillance authorities to take corrective action, compulsory measures are required to recall the dangerous product and inform consumer about danger.

### Report from activities carried out under the previous planning period

Number of product related accidents / user complaints: 0

Number of inspections:

* number of reactive inspections: 0
* number of self-initiated inspections: 50 (estimation)
* number of self-initiated technical document reviews: 100
* number of self-initiated testing:10

Recalls: 0

Withdrawals: 0

## Recreational Craft

### Responsible authority and contact details

Finnish Transport and Communications Agency (Traficom)

P.O. Box 320

00059 TRAFICOM

Tel. +358 29 534 5000, [www.traficom.fi](http://www.traficom.fi)

boating@traficom.fi

Contact person: Kimmo Patrakka

Budget in nominal terms: 300,000 Euros  
Staff available to market surveillance authorities: 3  
Number of inspectors available to market surveillance authorities: 2.6

### Market surveillance procedures and strategy

**Surveillance:**

Surveillance is risk based and divided to reactive and proactive.

Reactive surveillance is based on Safety Gate (RAPEX) notifications, accidents, notifications and complaints from the consumers or requests from other authorities.

Proactive surveillance is carried out in the premises of economic operator or at the trade shows.

Participation in the joint market surveillance campaign JAHARP18

**Communication activities:**

Provide information and guidance to consumers and economic operators.

Provide information in the internet of possible dangerous products.

Informing the interest groups of the new Directive

Press releases on findings and observations of the market surveillance activities and market surveillance results. Inform of possible dangerous products in the internet.

Update and provide content for market surveillance authority’s web pages.

**Cooperation:**

Cooperation with other sectoral market surveillance authorities

Cooperation with the customs authorities

Participation in Union level administrative cooperation

Participation in the international standardization in the field of Recreational Crafts Directive

**Development:**

Developing sectoral market surveillance in general

Developing practices, processes and methods

**Principles of market surveillance:**

Inspections are risk based. Information sources are e.g. Safety Gate (RAPEX) notifications, accidents, notifications and complaints from the consumers.

If the economic operator does not follow up on request of market surveillance authorities to take corrective action, compulsory measures are required to recall the dangerous product and inform consumers about danger.

### Report from activities carried out under the previous planning period

Number of product related accidents: 1,600 (estimation)

Number of inspections:

* number of reactive inspections: 1 (estimation)
* number of self-initiated inspections: 18 (estimation)
* number of inspections prompted by the customs: 80 (estimation)

Recalls: 1

Withdrawals: 1

## Marine Equipment Directive

### Responsible authority and contact details

Finnish Transport and Communications Agency (Traficom)

P.O. Box 320

00059 TRAFICOM

Tel. +358 29 534 6050, [www.traficom.fi](http://www.traficom.fi)

kirjaamo@traficom.fi

Contact person: Tuomas Kokoi

Budget in nominal terms: 40,000 Euros  
Staff available to market surveillance authorities: 0.4  
Number of inspectors available to market surveillance authorities: 0.2

### Market surveillance procedures and strategy

**Surveillance:**

Surveillance is divided to reactive and proactive.

Reactive surveillance is based on notifications, inspection findings or requests from other authorities.

Proactive surveillance is carried out at the trade shows and during ship plan approval process.

**Communication activities:**

Providing information and guidance to consumers and economical operators

Providing information in the internet of possibly dangerous products

Informing the interest groups of the new Directive

Press releases on findings and observations of the market surveillance activities and market surveillance results. Informing of possible dangerous products in the internet

Updating and providing content for market surveillance authority’s web pages

**Cooperation:**

Cooperate with other market surveillance authorities in the field of Marine Equipment Directive.

**Development:**

Developing sectoral market surveillance in general

Developing practices, processes and methods

Improving the cooperation and networking with other market surveillance authorities.

**Principles of market surveillance:**

Information sources are e.g. Safety Gate (RAPEX) notifications, accidents, notifications and complaints from the consumers.

If the economic operator does not follow up on request of market surveillance authorities to take corrective action, compulsory measures are required to recall the dangerous product and inform consumer about danger.

### Report from activities carried out under the previous planning period

Number of product related accidents / user complaints: 0

Number of inspections:

* number of reactive inspections: 1
* number of self-initiated inspections: 1

Recalls: 0

Withdrawals: 0

## Motor vehicles

### Responsible authority and contact details

Finnish Transport and Communications Agency (Traficom)

P.O. Box 320

00059 TRAFICOM

Tel. +358 29 534 5000, [www.traficom.fi](http://www.traficom.fi)

markkinavalvonta@traficom.fi

Contact person: Mika Loponen

Budget in nominal terms: 200,000 Euros  
Staff available to market surveillance authorities: 2.0  
Number of inspectors available to market surveillance authorities: 0.5

### Market surveillance procedures and strategy

**Surveillance:**

Reactive Surveillance due to Safety Gate (RAPEX) notifications, accidents, notifications and complaints from the consumers and other sources

Proactive surveillance actions and projects:

* Surveillance of the economic operators
* Reviews of technical documentation based on risk assessment
* Participation in the joint market surveillance campaigns
* National market surveillance campaigns

**Communication activities:**

Press releases on findings and observations of the market surveillance activities and market surveillance results. Inform of possible dangerous products in the internet.

Updating and providing content for market surveillance authority’s web pages

Providing information and guidance to consumers and economic operators

**Cooperation:**

Cooperation with other sectoral market surveillance authorities

Forum for the exchange of information on enforcement

Cooperation with the Customs authorities

**Development:**

Developing sectoral market surveillance in general

**Principles of market surveillance:**

Inspections are partially outsourced. The sampling is based on risk assessment done by the market surveillance authority.

Information sources are e.g. Safety Gate (RAPEX) notifications, accidents, notifications and complaints from the consumers.

If the economic operator does not follow up on request of market surveillance authorities to take corrective action, compulsory measures are required to recall the dangerous product and inform consumer about danger.

### Report from activities carried out under the previous planning period

Number of product related user complaints: 40 (estimation)

Number of inspections:

* number of reactive inspections: 10 (estimation)
* number of self-initiated inspections: 50 (estimation)

Recalls: 2

Withdrawals: 0

## Pollutant emission for non-road mobile machinery



### Responsible authority and contact details

Finnish Transport and Communications Agency (Traficom)

P.O. Box 320

00059 TRAFICOM

Tel. +358 29 534 5000, www.traficom.fi

markkinavalvonta@traficom.fi

Contact person: Mika Loponen

Budget in nominal terms: 40,000 Euros

Staff available to market surveillance authorities (full-time equivalent units): 0.1   
Number of inspectors available to market surveillance authorities (full-time equivalent units): 0.1

### Market surveillance procedures and strategy

Surveillance:

Surveillance is risk-based and divided to reactive and proactive.

Reactive surveillance is based on Safety Gate (RAPEX) notifications, accidents, notifications and complaints from the consumers or requests from other authorities.

Proactive surveillance is carried out in the premises of economic operator or at trade shows.

**Communication activities**:

Provide information and guidance to consumers and economic operators.

Provide information in the internet of possible dangerous products.

Press releases on findings and observations of the market surveillance activities and market surveillance results.

Inform of possible dangerous products in the internet.

Update and provide content for market surveillance authority’s web pages.

**Cooperation**:

Cooperation with other sectoral market surveillance authorities

Cooperation with the customs authorities

**Development**:

Developing sectoral market surveillance in general

Developing practices, processes and methods

**Principles of market surveillance**:

Inspections are risk based. Information sources are e.g. Safety Gate (RAPEX) notifications, accidents, notifications and complaints from the consumers.

If the economic operator does not follow up on request of market surveillance authorities to take corrective action, compulsory measures are required to recall the dangerous product and inform consumers about danger.

### Report from activities carried out under the previous planning period

Number of product related accidents: 0 (estimation)

Number of inspections:

- number of reactive inspections: 3 (estimation)

- number of self-initiated inspections: 40 (estimation)

Recalls: 0

Withdrawals: 0

## Fertilisers

### Responsible authority and contact details

The Finnish Food Authority

P.O. Box 200

FI-00027 Ruokavirasto, Finland

Tel. +358 29 530 0400, [www.ruokavirasto.fi](http://www.ruokavirasto.fi)

Contact persons: Olli Venelampi and Tarja Alainen

Budget in nominal terms: No separate budget, estimated costs 90 000 €  
Staff available to market surveillance authorities: 1  
Number of inspectors available to market surveillance authorities: 0,3

### Market surveillance procedures and strategy

**Surveillance:**

Reactive Surveillance due to Safety Gate (RAPEX) notifications and complaints from the consumers and other sources

Pre-emptive surveillance actions and projects:

Continuous surveillance of EC fertilizers

**Communication activities:**

Press releases on findings and observations of the market surveillance activities and market surveillance results

Updating and content providing for web pages

Continuous activity in social media and channels to spread the information on the dangerous products, risks, project results and other issues

Providing information and guidance to consumers and economic operators

**Cooperation:**

Cooperation with Centres for Economic Development, Transport and the Environment and the Finnish Customs

**Principles of market surveillance:**

The sampling is risk based. Purchased samples are chosen based on knowledge of potential defects of the products. Information sources are e.g. Safety Gate (RAPEX) notifications and complaints from the consumers.

If the economic operator does not follow up on previous request of market surveillance authorities to take corrective action, compulsory measures are required to recall the dangerous product and inform consumer about danger.

### Report from activities carried out under the previous planning period

Number of product related accidents / user complaints: -

Number of inspections:

* number of reactive inspections: -
* number of self-initiated inspections: 70

Recalls: -

Withdrawals: -

## Other consumer products under GPSD

### Responsible authority and contact details

Finnish Safety and Chemicals Agency (Tukes)

P.O. Box 66 (Opastinsilta 12 B)   
FI-00521 Helsinki, Finland

Tel. +358 29 5052 000, [www.tukes.fi](http://www.tukes.fi)

Contact persons: Reija Sironen and Jenni Mutka (Jyri Pekkanen, Anna Vuori, Pipsa Korkolainen and Jaakko Kuustonen)

Budget in nominal terms: 373,000 €  
Staff available to market surveillance authorities: 4  
Number of inspectors available to market surveillance authorities: 3

### Market surveillance procedures and strategy

**Surveillance:**

Reactive Surveillance due to Safety Gate (RAPEX) notifications, accidents, custom's decisions, notifications and complaints from the consumers and other sources .

Pre-emptive surveillance actions and projects:

* Bicycle child seats (EU CASP 2019 project), continuing from 2019
* Baby nests/co-sleepers/sleeping bags (EU CASP 2020 project)
* Safety gates
* Study on low domestic scaffolds
* Gas regulators
* Safety matches (continue from 2019)

Additionally, products used in services, like playground- outdoor fitness-, and gym products are surveyed in connection with service surveillance activities.

Finnish Customs acts as the market surveillance authority according to the Consumer Safety Act concerning import, export and transit.

**Communication activities and development projects:**

Press releases on findings and observations of the market surveillance activities and market surveillance results. Identification of new trends (e.g. 3D printing, IoT).

Continue activity in social media and channels to spread the information on the dangerous products, risks, project results and other issues. Giving guidance on safe products also in schools/colleges etc. and influence to economic operator’s product safety management by developing and providing guidance, training, and sharing best practices.

Development of economic operator responsibility model tool “Tunnen tuotteeni” (“I know my product” in English). The tool will be web based, voluntary and available for every size of companies, but support especially small and medium size of companies. Target is to get economic operators to join system and by doing self-evaluation and test to understand their current level and possible weaknesses in product safety management processes. System will offer information content in areas where economic operators have lack of knowledge. When economic operators have product safety management processes in needed level they will get responsibility model symbol for their use. The tool will be published for companies in 2020.

Participation in the development of data crawlers (e.g. pilot project in EU Commission). Development of mobile safety check tool for consumer in order to educate public about product safety features of consumer products. It will also include application for consumer to easily check if a notification of a specific product has been given, and furthermore enable consumers to easily notify officials about product they suspect to be dangerous.

Providing webinar serie to artisans; how to manufacture safe products for children’s use and what are their liability as manufacturers.

Providing information and guidance to consumers and economic operators

**Cooperation:**

Cooperation with customs and other national authorities

Participation in Union level cooperation (GPSD committee and Consumer Safety Network)

Participation in ANEC Child Safety Working Group

Participation in advisory council of Finnish Maternity Box

Participation in CEN/TC 369 (Candle safety), CEN/TC 252 (child care articles) and CEN/TC 402 (Domestic pools and spas, especially in terms of child safety).

**Principles of market surveillance:**

The sampling is risk based. Purchased samples are chosen based on knowledge of potential defects of the products. Information sources are e.g. Safety Gate (RAPEX) notifications, accidents, notifications and complaints from the consumers.

If the economic operator does not follow up on previous request of market surveillance authorities to take corrective action, compulsory measures are required to recall the dangerous product and inform consumer about danger.

Active communication on risks and market surveillance findings to draw attention of the consumers and economic operators to product safety issues

### Report from activities carried out under the previous planning period

Number of product related accidents / user complaints: 78

Number of inspections:

* number of reactive inspections: 97
* number of self-initiated inspections: 28

Recalls: 17

Withdrawals: 5

Sales bans: 4

Press releases / information campaigns are based on the results of projects, Safety Gate (RAPEX), and results of the market surveillance.

## Biocides

### Responsible authority and contact details

Finnish Safety and Chemicals Agency, Tukes

P.O. Box 66 (Opastinsilta 12 B), 00521 HELSINKI

Tel. +358 29 5052 000, [www.tukes.fi](http://www.tukes.fi)

Contact persons: Päivi Karnani

Budget in nominal terms: 132,000 Euros  
Staff available to market surveillance authorities: 1.1  
Number of inspectors available to market surveillance authorities: 1

### Market surveillance procedures and strategy

Finnish Safety and Chemicals Agency, Tukes supervises compliance with the regulations for placing on the market the biocidal products and treated articles as referred in the national Chemicals Act (599/2013) and the Biocidal Products Regulation, BPR (528/2012/EU). Tukes is as well the Competent Authority for biocides and responsible for providing national Helpdesk services for biocides.

Tukes collaborates with other countries by participation in the European Chemicals Agency and its Forum for Enforcement of BPRS and the Nordic Council of Ministers (the Chemicals Group).

According to the provisions of national Chemicals Act the Finnish Customs is competent to enforce the import, export or transit of biocidal products. The local Centres for Economic Development, Transport and the Enviroment (ELY centers) are responsible for the regional implementation and enforcement on the use of biocide products according to the Chemicals Act and with tasks coming under the administrative branches of the Ministry of the Environment. The ELY centers started in September 2019 a one-year project on the use of biocide products in local industrial plants.

In 2019 Tukes participated to the Forum enforcement project BEF-1 where the market surveillance and enforcement of treated articles according to the BPR art 58 and the labeling requirements of treated articles were in focus.

Market surveillance of Tukes concerns the biocide product types (PTs 8, 14, 18, 19 and 21) which are authorized in Finland according to the transitional regulations of BPR. The marketing of biocide products according to the regulations BPR art 72 and CLP art 48 was enforced in 2019.

### Report from activities carried out under the previous planning period

Number of inspections in 2019 was 91.

## Textile labelling

### Responsible authority and contact details

The Consumer Ombudsman / Finnish Competition and Consumer Authority (KKV)

P.O. Box 5

FI-00531 Helsinki

Finland  
Visiting address: Siltasaarenkatu 12 A, FI-00530 Helsinki, Finland  
www.kkv.fi

Contact person: Mika Hakamäki

Resources:

* no separate budget
* no separate staff for the market surveillance on the textile fiber names and related labeling and marking
* staff resources:  0.02
  + no staff with suitable training

### Market surveillance procedures and strategy

The Consumer Ombudsman market surveillance on the textile fiber names and related  labeling and marking is based on the same principles as the surveillance on all other areas of consumer protection by the Consumer Ombudsman. Areas with remarkable consumer problems are prioritized in the Consumer Ombudsman’s market surveillance and other actions. The priorities are set on the bases of the information received from consumers, enterprises and other sources (the Consumer Advisory Database, a database developed and upheld by the Finnish Competition and Consumer Authority). The priorities for the market surveillance of the Consumer Ombudsman are changed from year to year or whenever new problem areas show up.

The Consumer Ombudsman and the Consumer Rights Advisors receive yearly about 90,000 reports and other contacts with information on problems and shortcomings in consumer products, services and marketing. These reports and other contacts are filed in the Consumer Advisory Database. About 2,000 of these contacts are on textiles and clothing but only a few of them are focused on textile labeling and marking. The reports registered in the Consumer Advisory Database are sieved through at arrival. A single report of textile product usually comprises several different features and causes. For this reason it is difficult to identify, if these cases also  violate the regulations of textile labeling and marking.

The Consumer Ombudsman receives some requests from testing houses and enterprises, usually considering the export of their products to Finland. They usually request information on the European (and possible national) legislation on textiles and marking.

### Report from activities carried out under the previous planning period

No activities to report.

## Crystal glass

## Products appearing to be other than they are

Directive on products which, by appearing to be other than they are, endanger the health or safety of consumers (1987/357/EC)

### Responsible authority and contact details

Finnish Safety and Chemicals Agency (Tukes)

P.O. Box 66 (Opastinsilta 12 B)   
FI-00521 Helsinki, Finland

Tel. +358 29 5052 000, [www.tukes.fi](http://www.tukes.fi)

Contact persons: Asta Koivisto / Reija Sironen

Budget in nominal terms: 0 € (Included in the overall reactive market surveillance budget)   
Staff available to market surveillance authorities: 0

Number of inspectors available to market surveillance authorities: 0

Depending on the number of notifications concerning these products, no resources specifically allocated for the surveillance of these products.

### Market surveillance procedures and strategy

**Surveillance:**

Reactive Surveillance due to Safety Gate (RAPEX) notifications, accidents, notifications and complaints from the consumers and other sources

**Communication activities:**

Updating and content providing for web pages, when necessary

Press releases on findings and observations of the market surveillance activities and market surveillance results, when necessary

Continue activity in social media and channels to spread the information on the dangerous products, risks, project results and other issues, when these products are concerned

**Cooperation:**

Cooperation with Customs

**Principles of market surveillance:**

Market surveillance is carried out when deemed necessary based on the Safety Gate (RAPEX) notifications, accidents, notifications and complaints from the consumers. No proactive market surveillance has been planned regarding this kind of products.

When carried out, the market surveillance is risk based. If the economic operator does not follow up on previous request of market surveillance authorities to take corrective action, compulsory measures are required to recall the dangerous product and inform consumer about danger.

### Report from activities carried out under the previous planning period

Number of product related accidents / user complaints: 1

Number of inspections: 1

* number of reactive inspections: 1
* number of self-initiated inspections: 0 (based on previous years)

Recalls: 0 (based on previous years)

Withdrawals: 0 (based on previous years)

## N-nitrosamines and N-nitrosatable substances in teats and soothers

Directive 93/11/EEC concerning the release of the N-nitrosamines and N-nitrosatable substances from elastomer or rubber teats and soothers

### Responsible authority and contact details

Finnish Safety and Chemicals Agency (Tukes)

P.O. Box 66 (Opastinsilta 12 B)   
FI-00521 Helsinki, Finland

Tel. +358 29 5052 000, [www.tukes.fi](http://www.tukes.fi)

Contact persons: Anja Merenkivi

Budget in nominal terms: 13,000 Euros  
Staff available to market surveillance authorities: 0.1  
Number of inspectors available to market surveillance authorities: 0.1

### Market surveillance procedures and strategy

**Surveillance:**

Reactive Surveillance due to Safety Gate (RAPEX) notifications, accidents, notifications and complaints from the consumers and other sources

No pre-emptive surveillance actions and projects planned

**Communication activities:**

Updating and content providing for web pages

Continue activity in social media and channels to spread the information on the dangerous products, risks, project results and other issues

Providing information and guidance to consumers and economical operators

**Cooperation:**

Cooperation with Customs and the technical committee of Finnish Standards Association concerning toys and child care articles.

Participation in Union level cooperation

**Principles of market surveillance:**

The sampling is risk based. Purchased samples are chosen based on knowledge of potential defects of the products. Information sources are e.g. Safety Gate (RAPEX) notifications, accidents, notifications and complaints from the consumers.

If the economic operator does not follow up on previous request of market surveillance authorities to take corrective action, compulsory measures are required to recall the dangerous product and inform consumer about danger.

### Report from activities carried out under the previous planning period

Number of product related accidents / user complaints: 0

Number of inspections:

* number of reactive inspections: 0
* number of self-initiated inspections: 0

Recalls: 0

Withdrawals: 0

## Packages and packaging waste

Packages and packaging waste directive 94/62/EC

### Responsible authority and contact details

Finnish Safety and Chemicals Agency (Tukes)

P.O. Box 66 (Opastinsilta 12 B)

FI-00521 Helsinki, Finland

Tel. +358 29 5052 000, [www.tukes.fi](http://www.tukes.fi)

Contact person: Tiia Salamäki

Budget in nominal terms: 23 600 Euros

Staff available to market surveillance authorities: 0.26

Number of inspectors available to market surveillance authorities: 0.2

### Market surveillance procedures and strategy

Market surveillance is done according to the national Waste Act (646/2011):

− Reactive surveillance based on notifications (ICSMS)

− Proactive surveillance projects, packaging made of PVC

−

− Proactive surveillance of product packages

− Estimated number of tests required 60

Communication activities:

− Updating the web pages

− Continue activities in social and other electronic media channels in order to spread the information on project results and other issues

− information and guidance to consumers and economic operators

Cooperation:

− Participation in the EU cooperation groups

− Cooperation with the Ministry of the Environment and Pirkanmaa Centre for Economic Development, Transport and the Environment

Principles of market surveillance: If defects are found and if the accompanying risk assessment necessitates, non-compliant products are withdrawn from the market or sale of the product is banned. Economic operators involved are given opportunity to give their response on the subject and to take corrective measures.

### Report from activities carried out under the previous planning period 2019

Number of inspections: 22

Enforcement of packages has not been prioritized in 2019. Tested packages are packaging of a product bought for market surveillance activities. Tested packages are chosen on risk-based basis. A activities relating to information and guidance to economic operators has been carried out.

## Articles of Precious Metals (intended for consumer use)

Act on Articles of Precious Metals, Finland (1029/2000),   
Government Decree on Precious Metals, Finland (1148/2000)

### Responsible authority and contact details

Finnish Safety and Chemicals Agency (Tukes)

P.O. Box 66 (Opastinsilta 12 B)   
FI-00521 Helsinki, Finland

Tel. +358 29 5052 000, [www.tukes.fi](http://www.tukes.fi)

Contact person: Pirjo Säle

Budget in nominal terms: 241,000 Euros  
Staff available to market surveillance authorities: 2  
Number of inspectors available to market surveillance authorities: 1.5

### Market surveillance procedures and strategy

**Surveillance:**

Proactive surveillance actions and projects:

* Marks on articles of precious metals

Reactive surveillance due to notifications and complaints from the consumers and other sources

**Communication activities:**

Press releases on findings and observations of the market surveillance activities and market surveillance results

Updating and content providing for web pages

Continue activity in social media and channels to spread the information   
Providing information and guidance to consumers and economical operators

Providing information to learning institutions

**Cooperation:**

National Forum of Articles of Precious Metals

Participation in the Hallmarking Convention (HMC)

The Ministry of Economic Affairs and Employment (changes to legislation).

**Principles of market surveillance:**

The sampling is risk based. Purchased samples are chosen based on knowledge of potential defects of the products. Information sources are notifications and complaints from the consumers and information from HMC. Tukes can use XRF devise for screening purposes of samples.

If the economic operator does not follow up on previous request of market surveillance authorities to take corrective action, compulsory measures are required to stop the selling and marketing of the product which doesn't fulfill the requirements.

### Report from activities carried out under the previous planning period

-Preparation of electronic application process for the responsibility mark and a new national register on responsibility marks in Finland

-National implementation of the changes to the Annexes of the Hallmarking Convention

Annex: Reference list of product sectors

|  |  |
| --- | --- |
| **Product sectors** | **Relevant legislation[[1]](#footnote-1) [[2]](#footnote-2)** |
| 1. Medical devices (including In vitro diagnostic medical devices and Active implantable medical devices) | Directives 93/42/EEC, 98/79/EC and 90/385/EEC |
| 1. Cosmetics | Regulation (EC) 1223/2009 |
| 1. Toys | Directive 2009/48/EC |
| 1. Personal protective equipment | Directive 89/686/EEC and Regulation (EU) 2016/425 |
| 1. Construction products | Regulation (EU) 305/2011 |
| 1. Aerosol dispensers | Directive 75/324/EEC, |
| 1. Simple pressure vessels and Pressure equipment | Directives 2014/29/EU and 2014/68/EU |
| 1. Transportable pressure equipment | Directive 2010/35/EU |
| 1. Machinery | Directive 2006/42/EC |
| 1. Lifts | Directive 2014/33/EU |
| 1. Cableways | Directive 2000/9/EC |
| 1. Noise emissions for outdoor equipment | Directive 2000/14/EC |
| 1. Equipment and Protective Systems Intended for use in Potentially Explosive Atmospheres | Directive 2014/34/EU |
| 1. Pyrotechnics | Directive 2013/29/EU |
| 1. Explosives for civil uses | Directive 2014/28/EU |
| 1. Appliances burning gaseous fuels | Directive 2009/142/EC |
| 1. Measuring instruments, Non-automatic weighing instruments, Pre-packaged products and Units of measurement | Directives 2014/32/EU and 2014/31/EU; Directive 2007/45/EC, 75/107/EEC and 76/211/EEC; Directive 80/181/EEC |
| 1. Electrical equipment under EMC | Directive 2014/30/EU |
| 1. Radio equipment (RED) | Directive 2014/53/EU |
| 1. Electrical appliances and equipment under LVD | Directive 2014/35/EU |
| 1. Electrical and electronic equipment under RoHS and WEEE and batteries | Directives 2011/65/EU, 2002/96/EC and 2006/66/EC |
| 22./A Chemical substances under REACH and Classification and Labelling Regulations | Regulations (EC) 1907/2006 and 1272/2008/EC |
| 1. /B Other chemicals (Detergents, Paints, Persistent Organic Pollutants, Fluorinated greenhouse gases, Ozone Depleting Substances, etc.) | Regulation (EC) 648/2004, Directive 2004/42/EC, Regulation (EC) 850/2004, Regulation (EU) 517/2014, Regulation (EC) 1005/2009 |
| 1. Eco-design and Energy Labelling | Directives 2009/125/EC and 2010/30/EU; |
| 1. Tyre labelling | Regulation (EC) 1222/2009 |
| 1. Recreational craft | Directive 2013/53/EU |
| 1. Marine equipment | Directive 2014/90/EU |
| 1. Motor vehicles and Tractors | Regulation (EU) 168/2013; Directive 2007/46/EC; Regulation (EU) 167/2013 |
| 1. Non-road mobile machinery | Directive 97/68/EC |
| 1. Fertilisers | Regulation (EC) 2003/2003 |
| 1. Other consumer products under GPSD (optional) | Directive 2001/95/EC |
| 1. Biocides | Regulation (EU) 528/2012 |
| 1. Textile and Footwear labelling | Regulation (EC) 1007/2011 and Directive 94/11/EC |
| 1. Crystal glass | Directive 69/493/EEC |
| 1. …. e specify) |  |

|  |  |
| --- | --- |
| 34 Products appearing to be other than they are | Directive on products which, by appearing to be other than they are, endanger the health or safety of consumers (1987/357/EC) |
| 35 N-nitrosamines and N-nitrosatable substances in teats and soothers | Directive 93/11/EEC concerning the release of the N-nitrosamines and N-nitrosatable substances from elastomer or rubber teats and soothers |
| 36 Packages and packaging waste | Packages and packaging waste directive 94/62/EC |
| 37 Articles of Precious Metals (intended for consumer use) | Act on Articles of Precious Metals, Finland (1029/2000), Government Decree on Precious Metals, Finland (1148/2000) |

1. For ease of reference this table indicates established EU legislation. New legislation replacing that listed in the table should be also taken into account for the relevant period in which it is applicable. [↑](#footnote-ref-1)
2. For ease of reference in some cases (e. g. eco-design, energy labelling), this table only indicates EU framework legislation, but is intended to cover also product-specific EU legislative acts. [↑](#footnote-ref-2)