

**Government of Montenegro  
Ministry of Economy**

**Action Plan  
Fulfilling Obligations under Articles 34 – 36 of TFEU  
(2015 – 2018)**

December 2015

## LIST OF ABBREVIATIONS/ACRONYMS

AIA	Administration for Inspection Affairs
AP	Action Plan for Fulfilling Obligations under Articles 34 – 36 TFEU
CABs	Conformity Assessment Bodies
DQI	Department for Quality Infrastructure (established within MoE)
ECJ	European Court of Justice
FMG	Free Movement of Goods
GoM	Government of Montenegro
MoE	Ministry of Economy
MoH	Ministry of Health
Mol	Ministry of the Interior
MoIST	Ministry for Information Society and Telecommunications
MoSDT	Ministry of Sustainable Development and Tourism
MoTMA	Ministry of Transport and Maritime Affairs
MRC	Mutual Recognition Clause
NANDO	Information System (New Approach Notified and Designated Organizations)
SCG	(Former Union of Serbia and Montenegro)
TFEU	Treaty on Functioning of European Union
WTO/TBT	World Trade Organization /Technical Barriers to Trade

## 1. INTRODUCTION

### 1.1 Three Benchmarks to be met by Montenegro in order to open negotiations under Chapter 1 – Free movement of goods

As free movement of goods requests removal of all unjustified technical barriers to trade among the EU Member States, Montenegro, as a candidate country for the EU membership is bound to gradually remove all obstacles that can impair its full integration into the EU internal market.

Following the explanatory and bilateral meetings in the period January - March 2013, the EU Commission issued in August 2013 a *Screening report for Montenegro in the Chapter 1 – Free Movement of Goods*.

In the final chapter of the screening report titled “Conclusions and recommendations” the following concluding assessment of Montenegro position was given:

“In view of the above, notably the findings presented in Part III, Montenegro cannot be considered to be sufficiently prepared for negotiations in this chapter. Therefore the Commission does not recommend at this stage the opening of accession negotiations with Montenegro on chapter 1, Free Movement of Goods.

Specific gaps remain to be addressed in relation to the amendments of the legal framework, including the coordination and planning of steps towards full alignment and ensuring sufficient administrative capacity, the need for clarity on the scope of the use of the CE marking in Montenegrin law, and plans for alignment with Articles 34-36 TFEU. In view of the current situation as assessed above, it is recommended that this chapter be opened for negotiations once the following benchmarks are met:

#### *(Benchmark 1)*

- *Montenegro presents to the Commission a strategy and an action plan with milestones for the implementation of the EU legislation in this chapter, covering implementation plans for both the vertical (New Approach and Old Approach) and horizontal legislation and for the relevant horizontal organisations (standardisation, accreditation, metrology, and market surveillance), as well as target dates and clear responsibilities for introducing and effectively implementing legislative measures and for ensuring the necessary administrative capacity.*

#### *(Benchmark 2)*

- *Montenegro amends its relevant legislation to ensure that it does not imply an obligation to apply the CE marking to goods that are put on the Montenegrin market.*

#### *(Benchmark 3)*

- *Montenegro provides the Commission with an action plan for compliance with Articles 34-36 TFEU, with milestones for the internal screening of domestic legislation and administrative practices, for the introduction of mutual recognition clauses, and for the necessary subsequent amendments.*

## 1.2 Benchmarks 1&2 fulfilled and on-going activities for fulfilling Benchmark 3

As there was a successful closure regarding the first two benchmarks with the end step of FMG Strategy being adopted by GOM in October 2014, activities regarding Benchmark 3 have been intensified. This Action plan (AP) represents a starting point of the needed activities in the non-harmonized area of free movement of goods tackling in a comprehensive and structured manner the EC observations contained in the Screening report:

“Montenegro plans to start to analyse its national legislation in order to harmonise it gradually with Articles 34-36 TFEU. However, Montenegro does not yet have an elaborated timetable for both the legislation and the implementation/enforcement capacity.”

The aim of this AP is to define precisely concrete tasks with goals, realistic deadlines and competent state authorities in order to achieve effective removal of all identified measures of equivalent nature to quantitative restrictions and to align Montenegrin legislation with Art. 34 - 36 of TFEU. The AP includes those sectors that have not been harmonized at the EU level.

Timeframe to which AP refers is a four year period from the start of 2015 until the end of 2018. Based on the Montenegro's EU Accession Programme for the period 2014 – 2018, the explicit aim of Montenegro is to adjust also its legislation and administrative practices in the field of free movement of goods by the end of 2018.

This draft Action plan has already a considerable history behind it as the initial draft was sent for a review to the European Commission (EUC) on July 31<sup>st</sup> 2014. The not so short timeline has the effect that the legal situation in the non-harmonised area has considerably changed.

For example the list contained in Annex 1 (List of Technical Regulations on Products which Contain Non-Harmonised Provisions) of this latest version does not contain 28 national regulations which were listed in earlier drafts. The reason lies in the fact that all these technical regulations have been withdrawn in the meantime. So, it can be said that the AP is being „de-facto“ implemented although not formally adopted by GoM as a strategic document.

Similar development took place in the field of non-technical regulations:

- **Annex 2** (List of Analysed Non-technical Regulations that Might Contain Barriers to Trade);
- **Annex 3** (List of Analysed Non-technical Regulations that Might Contain Barriers to Trade).

In the second half of 2014 and the first half of 2015 thirteen legal acts were analysed and adequate corrective measures (amendments) were envisaged (Annex 2), while, in the third quarter of 2015, 20 legal acts were analysed and adequate corrective measures (amendments) were envisaged (Annex 3).

## 2. CONTENT OF GENERAL PRINCIPLE

The **general principle** of the free movement of goods implies that products must be traded freely from one part of the Union to another. The free movement of goods has been a key element in creating and developing the internal market. This principle is laid down by Articles 34, 35 and 36 of the Treaty on the Functioning of the European Union (TFEU), preventing Member States from adopting and maintaining unjustified restrictions on intra-EU trade.

The TFEU provisions do not preclude prohibitions justified on grounds of public morality, public policy or public security, the protection of health and life of humans, animals or plants, or the protection of industrial and commercial property, as well as other mandatory requirements recognised by the Court of Justice (e.g. protection of the environment). Such prohibitions must, however, remain proportionate and must not amount to arbitrary discrimination or a disguised restriction on trade between Member States.

Measures having equivalent effect to a quantitative restriction are prohibited subject to a limited and restrictive set of exceptions. This notably implies the elimination of technical barriers to trade and the compliance with the principle of mutual recognition. Sufficient administrative arrangements are foreseen to be put in place to apply the information exchange procedures laid down in Regulation (EC) No. 764/2008 and in the “strawberry” Regulation (EC) No 2679/98.

Alongside legislative initiatives to promote free movement of goods and prevent new barriers to trade, the systematic application of the principle of mutual recognition enshrined in EU law was also pursued with vigour. The principle of mutual recognition is derived from Articles 34-36 TFEU and the jurisprudence of the European Court of Justice (ECJ) concerning the interpretation of these articles, which require that products shall be allowed to be sold freely in all Member States without modifications, additional approvals or specific labelling requirements.

Only if the State in question has a specific concern which can be related under the exemption grounds in Article 36 TFEU or the “mandatory requirements” established by the ECJ can a deviation from the principle of mutual recognition come into question. According to established jurisprudence, it is the State invoking grounds for exemption under Article 36 that has to prove and demonstrate that a particular measure for a particular type of product is necessary and proportionate to the aim to be achieved.

National technical regulations are subject to the provisions of Articles 34 to 36 of the TFEU, which prohibit quantitative restrictions or measures having equivalent effect. Case law of the European Court of Justice, especially case 120/78 (the ‘*Cassis de Dijon*’ case), provides the key elements for mutual recognition. The effect of this case law is as follows:

- Products legally manufactured or marketed in one country should in principle move freely throughout the Union, where such products meet equivalent levels of protection to those imposed by the Member State of destination.
- In the absence of measures at EU level, Member States are free to legislate on their territory.
- Barriers to free movement of goods, which result from differences in national legislations, may only be accepted, if national measures:
  - are necessary to satisfy mandatory requirements (such as health, safety, consumer protection and environmental protection);
  - serve a legitimate purpose justifying the breach of the principle of free movement of goods; and
  - can be justified with regard to the legitimate purpose and are proportionate with the aims.

However, whilst contributing greatly to the free movement of goods within the single market, the mutual recognition principle cannot solve all the problems and there remains, even today ample room for further harmonisation.

### 3. ACTION PLAN FOR COMPLIANCE WITH ARTICLES 34 – 36 OF TFEU

#### 3.1 Analysis of legal acts and administrative practices and implementation of action plan

The following part of the document is related to the current situation in Montenegro in this area, as well as to the elaboration of planned activities in the forthcoming year period until the end of 2018. Montenegro will continue with the review of the state of affairs in its legislation and procedures (which started in September 2014 after the EUC feedback to the first draft AP) bearing in mind the main provisions of the TFEU (“general principles”) as described under point 2 of this AP.

##### **AP consists of five major activities:**

- Review of non-harmonized technical legislation which could contain „measures of equivalent effect“, and removal of unjustified obstacles;
- Review of national non-technical legislation which could through selling arrangements and restrictions on use create obstacles, and removal of unjustified obstacles;
- Preparations of MoE – DQI and line ministries for fulfilling obligations under provisions of Directive 98/34/EC;
- Establishment of Product contact point(s) as information centre for interested parties under provisions of Regulation 764/2008/EC;
- Preparations of market surveillance authorities for enforcement of market surveillance according to the principles and provisions of Regulation 764/2008/EC.

#### 3.2 National legislation which could create unjustified obstacles to trade

##### ***National non-harmonized technical legislation***

Non-harmonized national technical regulations are the ones that do not have to be harmonized with the *EU acquis* as the latter does not cover all the groups of products and/or aspects of potential risk. National non-harmonized technical regulations, as a rule pose a potential barrier to free trade due to their content which regulates requirements such as presentation of products (weight, composition, form, size, labelling and packaging), import licenses, inspections and controls or obligations to appoint the representative or provide storage facilities. It is essential that all applicable regulations are registered and analysed in order to develop a systematic plan for managing them.

Article 4 of the Decision on Proclamation of Independence of Montenegro (Official Gazette of Montenegro 36/06) declares that “until the adoption of appropriate regulations of the Republic of Montenegro, regulations that were valid on the day of the entry into force of the Decision, regulations of the State Union of Serbia and Montenegro shall apply accordingly unless they are in conflict with the legal system and interests of the Republic of Montenegro”.

As a rule, there are no subsequent legal acts in existence that would represent legal basis for the termination of application of a large number of technical regulations inherited from SCG<sup>1</sup>. This is the reason why also the technical regulations inherited from SCG should be identified, registered and properly managed (i.e. withdrawn, replaced or fully implemented and enforced). A system of continuous review of all applicable technical regulations needs to be established during which it shall be determined if they are aligned with the principles from Art. 34 – 36 of TFEU.

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<sup>1</sup> Former Union of Serbia and Montenegro

Therefore in Annex 1 there is a **List of Technical Regulations on Products which Contain Non-Harmonised Provisions.**<sup>2</sup>

As the AP is to be sent by MoE to the GoM for adoption in the second half of 2015, there is foreseen a **two steps procedure**:

**Step 1** – GoM is expected to adopt the finalised List by the end of 2015.

**Step 2** - Line ministries, co-ordinated by MoE, have to follow through the timeline for the execution of the needed measures. If needed the line ministries have to expand the list by adding other regulations identified as a potential barrier to free movement of goods and plan the needed measures accordingly. By the end of January each year within period 2017 – 2019<sup>3</sup>, MoE is to submit to the GoM an Annual report on realisation of the AP and on analysed legislative acts and administrative procedures which may have negative impact on free movement of goods in Montenegro.

This form of constant monitoring of the dynamics of implementation of the AP 34 -36 is being devised to assure an evenly spread of workload of the involved Montenegrin institutions during the timeline of implementation. Especially the formal review planned to be conducted in January 2017 will be used to reassess the state of affairs regarding the implementation and, if needed, could lead to a formal revision of the planned schedule.

**Continuous legal activity** - A specialised legal expert from MoE - DQI is going to be employed by the end of 2015 with the express task to continuously follow the ECJ court cases as well as Montenegrin relevant court cases to contribute to the above mentioned Annual reports as well as to assist the drafters of relevant future legislation and responsible state officials for the execution of relevant administrative procedures to always take into account the legal principles and rules contained in Art. 34 – 36 TFEU.

#### ***National rules on selling arrangements and restrictions on use***

Not only technical regulations but also national “non-technical rules” can contain provisions which can have an unjustified adverse influence on free movement of goods. They are categorized in two main classes:

- Selling arrangements, and
- Restrictions on use.

**They usually contain provisions which can, under some circumstances (e.g. excessive scope), be identified as typical non-technical barriers:**

- Obligation to use Montenegrin language when labelling a product, Obligation to designate a representative or ensure storage facilities in Montenegro,
- National price controls and reimbursements,
- Restrictions on advertising (e.g. tobacco, alcohol, games of chance),
- Restrictions on use (e.g. water scooters, bicycles in the nature, gambling machines in certain premises),
- Deposit obligations (e.g. returnable bottles),
- Marks of origin, quality marks, giving incentive for purchase of national products,
- Restrictions on distance sales (by means of Internet, mail order etc.),

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<sup>2</sup> Taking into account the feedback from EUC the list of 240 technical regulations contains also food products and processed agricultural products

<sup>3</sup> The AP is for period which ends in December 2018, but final review by GoM is due to be in January 2019

Since e.g. the “designation of origin” and “obligation to use the national language” are both listed in various documents on the topic of content of general principles as typical trade restrictions, the existing Law on Consumer Protection (Official Gazette of Montenegro, no. 26/07) has been analysed, as it contains provisions relating to these issues. It has been assessed in the light of future negotiations with the EU whether certain provisions could constitute unjustified barriers to trade.

In order to assess compliance with the principles of free movement of goods under Article 34 TFEU and compliance with the principles established by the case-law of the ECJ, Montenegro will submit, during the process of preparation of non-technical regulations, relevant legislation to the EC for opinion.

Another example of national legislation that has been analysed is Law on Foreign Trade (Official Gazette of Montenegro 37/07), which contains provisions on the creation of the “Lists of control of exports and imports”. They contain the information on goods whose import and export are not subject to restrictions but also on goods that may be subject to restrictions when imported and exported.

Therefore in Annex 2 and Annex 3 there are **Lists of Analysed Non-technical Regulations that Might Contain Barriers to Trade**.

As the AP is to be sent by MoE to the GoM for adoption in the second half of 2015, there is foreseen a **two steps procedure**:

**Step 1** – GoM is expected to adopt the finalised List of analysed legal acts by the end of 2015.

**Step 2** - Line ministries, co-ordinated by MoE, have to follow through a timeline for the execution of the needed measures. If needed the line ministries have to expand the list by adding other regulations identified as a potential barrier to free movement of goods and plan the needed measures accordingly. By the end of January each year within period 2017 – 2019<sup>4</sup>, MoE is to submit to the GoM an Annual report on realisation of the AP and on analysed legislative acts and administrative procedures which may have negative impact on free movement of goods in Montenegro

This form of constant monitoring of the dynamics of implementation of the AP 34 -36 is being devised to assure an evenly spread of workload of the involved Montenegrin institutions during the timeline of implementation. Especially the formal review planned to be conducted in January 2017 will be used to reassess the state of affairs regarding the implementation and, if needed, could lead to a formal revision of the planned schedule.

**Continuous legal activity:** See page 6 regarding the planned employment of a specialist legal expert to provide the needed expertise.

### **3.3 Other activities in non-harmonized area for meeting future obligations**

#### ***Obligations under provisions of Directive 98/34/EC***

Directive 98/34/EC obliges the Member States of EU to notify the Commission and their counterparts of any draft technical regulation relating to products and, since 1999, to

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<sup>4</sup> The AP is for period which ends in December 2018, but final review by GoM is due to be in January 2019



information society services before they are adopted in their national laws ( so called “non-harmonized technical regulations”). The EC and the Member States operate via a system of preventive control. During standstill periods, the Member States must refrain from adopting their notified draft regulations for at least three months while they are being examined. This period can be extended to up to 18 months where the measure in question is likely to create unjustified barriers to trade or where harmonisation work is in progress at EU level in the area covered by the notified draft.

The procedure therefore eliminates any obstacles to the smooth functioning of the internal market before they even appear, thus avoiding retroactive action, which is always more burdensome. The national drafts are adapted to EU law before being adopted and can even be put on ice for a certain period in order to facilitate discussion at EU level.

Montenegro has already adopted a **Decree on notification of technical regulations, standards, regulations on information society services and conformity assessment procedures** (Official Gazette of Montenegro, no. 11/13) which is in its opinion in accordance with Directive 98/34/EC and its amendment by Directive 98/48/EC. During 2014 MoE-DQI and the line ministries will start using **newly developed IT software** which will enable implementation of existing obligations under WTO/TBT Agreement and future obligations in accordance with the EU legislation regarding the dissemination of information and notification procedures in the fields of technical regulations, standards and conformity assessment procedures.

#### ***Obligations under provisions of Regulation 764/2008/EC***

In 2008 the EU legislator adopted a regulation laying down the procedure relating to the application of certain technical rules to products lawfully marketed in another Member State. The main objective of this regulation is to define the rights and obligations of national authorities and businesses when the former intend to deny mutual recognition and to refuse market access of a product lawfully marketed in another Member State.

The regulation places the burden of proof on the national authorities that intend to deny market access. They must set out in writing the precise technical or scientific reason for their intention to deny the product access to the national market. The economic operator is given the opportunity to defend its case and to submit solid arguments to the competent authorities.

The regulation also establishes ‘product contact points’ in each Member State, which provide information about technical rules on products and the implementation of the mutual recognition principle to enterprises and competent authorities in other Member States.

In Montenegro **Law on Surveillance of Products on Market** was passed by the Parliament in July 2014. Apart from transposing the relevant provisions of Regulation 765/2008/EC in the area related to market surveillance, the Law also contains the provisions of Regulation 764/2008/EC relevant for the future activities of the product contact point which is located in MoE-DQI. Even before entering EU the Montenegrin public authorities will establish a network of relevant line ministries which will provide the interested public with all the needed information on legal rules for various groups of products in harmonized and non-harmonized area.

In all market surveillance authorities, training of staff is planned on an annual basis in accordance with the plan established by the Programme for the Accession of Montenegro to the European Union. National budget, supporting projects, TAIEX and other sources of support are available as financial resources for education. As the **Law on Surveillance of Products on Market** covers both harmonized and non-harmonized area, a significant part of

education in the next four year period is planned to be oriented towards a proper enforcement of Regulation 764/2008/EC regarding the future application of mutual recognition clause. This will enable inspectors to be fully prepared for taking necessary measures for all the products on the market taking into account important legal distinctions in relation to “harmonized and non-harmonized products”.

### 3.4 Institutional framework

The above mentioned legal issues in Montenegro cannot be analysed and dealt with by only one governmental authority. The complexity of the topic requires a well-managed inter-sectoral cooperation. Implementation of the action plan requires a complex institutional infrastructure which consists of a number of entities.

Apart from the line ministries, which are in charge of drafting and implementing legislation for various groups for products, also the Administration for Inspection Affairs (AIA) has to be mentioned as it will be the most important authority for execution of a demanding role of surveillance of products on the market which are in the scope of non-harmonised rules and applicable legal principles. Competent inspectorates of the Ministry of Transport and Maritime Affairs and the Ministry of the Interior as well as the Customs Administration will contribute to the required developments through the Market Surveillance Coordination Body.

As for the relevant ministries they must have a sufficient number of well-trained staff at their disposal that should be able to master the drafting and implementation of the new regulations. Continuous work of the ministries must be well coordinated in order to establish and maintain a coherent and transparent legal framework and to ensure uniform application of the prescribed rules (see the overview of the existing and planned resources in the relevant ministries and quality infrastructure institutions).

MoE is in charge of execution of all coordination obligations in the area of free movement of goods and for the implementation of the legislation in the non-harmonised area, besides the MoE, there are five other ministries:

- Ministry of Sustainable Development and Tourism (MoSDT);
- Ministry of Transport and Maritime Affairs (MoTMA);
- Ministry of Health (MoH);
- Ministry of the Interior (Mol);
- Ministry for Information Society and Telecommunications (MoIST).

For the adequate progress in this field and achievement of objectives defined in the above-mentioned activities; the **MoE has established a Department for Quality Infrastructure (DQI)**<sup>5</sup>. DQI will predominantly perform the tasks of the co-ordination of tasks related to FMG while it will not take over the role of a Policy maker - decision maker. The adoption of policy statements in the negotiations is to remain the task of the ministries dealing with various sub-areas in the area of FMG.

Future scope and structure of the activities of DQI will have to be designed in a manner to include all the needed elements to successfully co-ordinate the field of free movement of goods:

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<sup>5</sup> The section below is copied from the draft "Strategy of Montenegro for the Implementation of the Acquis Communautaire in the Field of Free Movement of Goods 2014 – 2018" as the scope of work of the future DQI covers both the harmonised (in the scope of Strategy) and the non-harmonised aspects (in the scope of this AP) of free movement of goods. The importance of well resourced and well functioning DQI for the non-harmonised area cannot be overstated.

- Preparation of horizontal primary legislation in the field of technical requirements for products, standardisation, accreditation, metrology, conformity assessment, market surveillance and product safety);
- Preparation of technical regulations in the field of legal metrology;
- *Implementation of obligations related to: notification of technical regulations and conformity assessment procedures according to TBT/WTO, CEFTA, preparations for 98/34/EC;*<sup>6</sup>
- *Providing information on technical regulations and their application to economic operators and other interested parties;*
- *Acting as the central product contact point (in co-operation with the line ministries);*
- Acting as the notifying authority for designated CABs (after the EU accession);
- *Managing a register of technical regulations in preparation, register of applicable technical regulations and designated i.e. authorized conformity assessment bodies, register of foreign conformity documents and conformity markings that are valid in Montenegro;*
- *Cooperation with the quality infrastructure institutions and authorities responsible for the control of external borders and market surveillance authorities;*
- Other activities according to the Law.

Additionally to the formal legal establishment of the Department **in 2014 three new officials will be employed** (at the moment there are three employees) in order to increase the administrative capacity. By the end of 2018 it is foreseen that 9 employees are going to work in this Department.<sup>7</sup> One of the newly employed public servants will be a legal expert with the express task to continuously follow the ECJ court cases as well as Montenegrin legal and administrative system to give advice on proper account of EU rules on free movement of goods. The said legal expert will contribute to each yearly report on the implementation of the AP with analysis of developments and description of the main legal challenges to be overcome in the following periods (for technical and non-technical aspects as explained on pages 6 and 7).

In the first half of 2015 the Department and the line ministries have started using **newly developed IT software** which will enable implementation of obligations under WTO/TBT Agreement and future obligations in accordance with the EU legislation regarding the dissemination of information and notification procedures in the fields of technical regulations, standards and conformity assessment procedures.

## 4. ANNEXES

### Annex 1

List of Technical Regulations on Products which Contain Non-Harmonised Provisions

### Annex 2

List of Analysed Non-technical Regulations that Might Contain Barriers to Trade

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<sup>6</sup> Text in italics denotes the most important tasks of DQI in the non-harmonised area of free movement of goods

<sup>7</sup> Regarding the additional human and financial resources for other Governmental departments see relevant sections of "Strategy of Montenegro for the Implementation of the Acquis Communautaire in the Field of Free Movement of Goods 2014 – 2018"

### **Annex 3**

List of Analysed Non-technical Regulations that Might Contain Barriers to Trade

**LIST  
OF TECHNICAL REGULATIONS ON PRODUCTS WHICH CONTAIN NON-HARMONISED PROVISIONS**

No.	Title of regulation <sup>8</sup> (and number of Official Gazette)	Type of non-compliance	Proposed measure <sup>9</sup>					Timeframe for taking measures	Status
			A	B	C	D	E		
<b>1. MINISTRY OF ECONOMY</b>									
<b>Directorate for Energy</b>									
1.	Rulebook on technical norms for design and installation of distribution gas pipeline made of polyethylene pipes for operating pressure up to 4 bar (Official Gazette of FRY, No 20/92)	No requirements for products – no impact on free movement of goods					X		
2.	Rulebook on technical measures for devices comprising light tubes (Official Gazette of SFRY, No 14/67)	Measures of equivalent effect – outdated technical requirements	X					IV Quarter 2018	
3.	Rulebook on technical norms for electronic accelerators (Official Gazette of SFRY, No 72/87)	Measures of equivalent effect – outdated technical requirements	X					IV Quarter 2018	
4.	Order on mandatory attesting of mobile no-chimney gas furnaces (Official Gazette of SFRY, No 1/82)	Measures of equivalent effect – outdated technical requirements	X					IV Quarter 2018	

<sup>8</sup> Unofficial translation of regulations' titles

<sup>9</sup> A – Withdrawal of technical regulation,  
 B – Inclusion of mutual recognition clause (MRC),  
 C – Withdrawal of outdated provisions (e.g. replacement of referenced standards),  
 D – Planned withdrawal within the process of adoption of EU harmonization legislation,  
 E – No need for action as it is aligned with Art. 34 – 36 TFEU.

5.	Rulebook on technical norms for fire protection and exploitation when cleaning containers which have held flammable fluids (Official Gazette of SFRY, No 44/83 and 60/86)	No requirements for products – no impact on free movement of goods					X		
6.	Rulebook on technical norms for mobile no-chimney gas furnaces (Official Gazette of SFRY, No 43/80)	Measures of equivalent effect – outdated technical requirements	X					IV Quarter 2018	
7.	Rulebook on technical norms for acetylene pipe ducts (Official Gazette of SFRY, No 6/92)	Measures of equivalent effect – outdated technical requirements	X					IV Quarter 2018	
8.	Rulebook on technical norms for oxygen pipeline (Official Gazette of SFRY, No 52/90)	Measures of equivalent effect – outdated technical requirements	X					IV Quarter 2018	
9.	Order on determining household gas appliances which can be placed on the market only if accompanied by a warranty and technical instructions, and on minimum warranty period and maintenance period provided for such appliances (Official Gazette of SFRY, No 4/81)	Measures of equivalent effect – outdated technical requirements	X					IV Quarter 2018	
10.	Rulebook on technical norms for household gas connection for operating pressure up to 4 bar (Official Gazette of FRY, No 20/92)	Measures of equivalent effect – outdated technical requirements	X					IV Quarter 2018	
11.	Order on mandatory attesting of pressure regulators for liquid gases propane and butane („Official Gazette of SFRY, No 20/86)	Measures of equivalent effect – outdated technical requirements	X					IV Quarter 2018	
12.	Order on mandatory attesting of gas appliances („Official Gazette of FRY, No 58/94)	Measures of equivalent effect – outdated technical requirements	X					IV Quarter 2018	
13.	Rulebook on technical norms for	Measures of equivalent	X					IV Quarter	

	electric power plants with nominal voltage of 10 kW for operating within voltage 20 kW („Official Gazette of SFRY, No 10/79)	effect – outdated technical requirements							2018	
14.	Rulebook on technical measures for construction and maintenance of hydrogen-cooled electrical generators and synchronous compensators (Official Gazette of SFRY, No 13/69)	Measures of equivalent effect – outdated technical requirements	X						IV Quarter 2018	
15.	Rulebook on technical norms for protection of electric power plants against overvoltage (Official Gazette of SFRY, No 7/71 and 44/76)	No requirements for products – no impact on free movement of goods					X			
16.	Rulebook on mandatory attesting of devices causing radio-frequency harmful interference and conditions to be met by authorized attestation bodies (Official Gazette of SFRY, No 30/91)	Measures of equivalent effect – outdated technical requirements	X						IV Quarter 2018	
17.	Rulebook on technical norms for ventilation and air conditioning systems (Official Gazette of SFRY, No 38/89)	Measures of equivalent effect – outdated technical requirements	X						IV Quarter 2018	
18.	Order on determining the insulation apparatus and equipment for control of insulation apparatus that may circulate only if accompanied by the warranty and technical instructions and on minimum warranty period and maintenance period provided for such apparatus and equipment (Official Gazette of SFRY, No 4/87)	Measures of equivalent effect – outdated technical requirements	X						IV Quarter 2018	
19.	Rulebook on technical norms for protection against static electricity	No requirements for products – no impact on					X			

	(Official Gazette of SFRY, No 62/73)	free movement of goods							
20.	Rulebook on technical norms for grounding of electric power plants of nominal voltage above 1 000 V (Official Gazette of FRY, No 61/95)	No requirements for products – no impact on free movement of goods					X		
21.	Rulebook on technical norms for operation and maintenance of electric power plants and ducts (Official Gazette of FRY, No 41/93)	No requirements for products – no impact on free movement of goods					X		
22.	Rulebook on technical norms for low voltage electrical installations (Official Gazette of SFRY, No 53/88 and Official Gazette of FRY, No 28/95)	Measures of equivalent effect – outdated technical requirements	X					IV Quarter 2018	
23.	Rulebook on technical norms for operation and maintenance of electric power plants and ducts (Official Gazette of FRY, No 41/93)	No requirements for products – no impact on free movement of goods					X		
24.	Rulebook on technical norms for protection of low voltage networks and associated substations (Official Gazette of SFRY, No 13/78 and FRY 37/95)	No requirements for products – no impact on free movement of goods					X		
25.	Rulebook on technical norms for construction of overhead power lines with nominal voltages from 1 kV up to 400 kVA (Official Gazette of SFRY, No 65/88 and Official Gazette of FRY, No 18/92)	No requirements for products – no impact on free movement of goods					X		
26.	Rulebook on technical norms for construction of medium voltage overhead lines with self-bearing beam cable (Official Gazette of FRY, No 20/92)	No requirements for products – no impact on free movement of goods					X		



27.	Rulebook on technical norms for construction of low voltage overhead lines (Official Gazette of SFRY, No 6/92)	No requirements for products – no impact on free movement of goods					X		
28.	Rulebook on technical norms for design, construction, operation and maintenance of gas boiler rooms (Official Gazette of SFRY, No 10/90, 52/90)	No requirements for products – no impact on free movement of goods					X		
29.	Rulebook on technical conditions and norms for safe transport of liquid and gaseous hydrocarbons through oil and gas trunk-lines and oil and gas trunk-lines for international transport (Official Gazette of FRY, No 26/85)	No requirements for products – no impact on free movement of goods					X		
30.	Rulebook on technical norms for indoor gas installations (Official Gazette of FRY, No 20/92 and 33/92)	Measures of equivalent effect – outdated technical requirements	X					IV Quarter 2018	
<b>Directorate for Mining and Geological Research</b>									
31.	Rulebook on technical norms for diesel-powered machines used in underground mining operations in non-methane pits (Official Gazette of SFRY, No 66/78)	Measures of equivalent effect – outdated technical requirements	X					IV Quarter 2018	
32.	Rulebook on technical norms for electrical systems and devices in mines with surface mining of mineral raw materials (Official Gazette of SFRY, No 66/87 and 16/92)	Measures of equivalent effect – outdated technical requirements	X					IV Quarter 2018	
33.	Rulebook on technical norms for construction of underground magazines for explosives in mines with underground exploitation of mineral resources (Official Gazette of	No requirements for products – no impact on free movement of goods					X		

	SFRY, No 12/88)								
34.	Rulebook on technical norms in the transport of people in mines with underground exploitation of mineral resources in horizontal and slanted facilities (Official Gazette of SFRY, No 34/89)	No requirements for products – no impact on free movement of goods					X		
35.	Rulebook on technical norms in the transport of people and materials of the mine shafts (Official Gazette of FRY, No 18/92)	No requirements for products – no impact on free movement of goods					X		
36.	Order on mandatory attesting of steel rope for the export of mining equipment (Official Gazette of SFRY, No 27/80 and 67/80)	Measures of equivalent effect – outdated technical requirements	X					IV Quarter 2018	
37.	Rulebook on technical norms for research, obtaining and preparation of nuclear mineral raw materials (Official Gazette of SFRY, No 39/85 and 40/86)	No requirements for products – no impact on free movement of goods					X		
38.	Order on mandatory attesting of electrical equipment for use in an explosive atmosphere (Official Gazette of SFRY, No 35/95)	Measures of equivalent effect – outdated technical requirements	X					IV Quarter 2018	
39.	Rulebook on technical norms for electric power plants, devices and installations in underground mines (Official Gazette of SFRY, No 21/88 and 90/91)	Measures of equivalent effect – outdated technical requirements	X					IV Quarter 2018	
40.	Rulebook on technical measures and conditions for performance of research works in construction of large facilities (Official Gazette of SFRY, No 3/70)	No requirements for products – no impact on free movement of goods					X		

Directorate for Industry and Entrepreneurship										
41.	Order on mandatory attesting of roller bearings (Official Gazette of SFRY, No 62/83 and 85/87; Official Gazette of FRY, No 12/93 and 68/93)	Measures of equivalent effect – outdated technical requirements	X						III Quarter 2016	
Directorate for Internal Market and Competition <sup>10</sup>										
45.	Rulebook on metrological conditions for automatic measuring instruments for liquid level in fixed tanks (Official Gazette of SFRY 76/90)	Measures of equivalent effect – outdated metrological conditions		X	X				IV Quarter 2018	
46.	Rulebook on metrological conditions for casings of road and rail scales (Official Gazette of SFRY 31/87 and 39/90)	Measures of equivalent effect – outdated metrological conditions		X	X				IV Quarter 2018	
47.	Rulebook on metrological conditions for bridge-road scales (Official Gazette of FRY 72/99)	Measures of equivalent effect – outdated metrological conditions		X	X				IV Quarter 2018	
48.	Rulebook on Metrological Conditions for Standard Weights, Nominal Mass (50 kg to 5000 kg) (Official Gazette of SFRY, No 44/88)	Measures of equivalent effect – outdated metrological conditions		X	X				IV Quarter 2018	
49.	Rulebook on Metrological Conditions for Weights, Nominal Mass 1 mg to 50 kg (Official Gazette of SFRY, No 54/88 and 6/89)	Measures of equivalent effect – outdated metrological conditions		X	X				IV Quarter 2018	
50.	Rulebook on Metrological Conditions for tyre pressure measuring manometers (Official Gazette of SFRY 20/86 and 10/87)	Measures of equivalent effect – outdated metrological conditions		X	X				IV Quarter 2017	

<sup>10</sup> A number of metrological rulebooks which were contained in the table sent to EUC in July 2014 (73 of them) are omitted in this updated table as they will be annulled by end of June 2015 by a Governmental decree. But 20 “new” rulebooks are added as they were identified in the additional review of existing legislation.

51.	Rulebook on Metrological Conditions for blood pressure measuring manometers (Official Gazette of SFRY 20/86)	Measures of equivalent effect – outdated metrological conditions		X	X			IV Quarter 2017	
52.	Rulebook on Metrological Conditions for Manometers, Vacuum Gauges and Pressure-Vacuum Gauges (Official Gazette of SFRY, No 30/86)	Measures of equivalent effect – outdated metrological conditions		X	X			IV Quarter 2017	
53.	Rulebook on Metrological Conditions for ethyl meters Official Gazette of SFRY, No 42/91)	Measures of equivalent effect – outdated metrological conditions		X	X			IV Quarter 2016	
54.	Rulebook on metrological conditions for Doppler radars (Official Gazette of SFRY, No 03/85)	Measures of equivalent effect – outdated metrological conditions		X	X			IV Quarter 2016	
55.	Rulebook on metrological conditions for semiconductor counters, i.e. gamma-ray spectrometers (Official Gazette of SFRY, No 22/91)	Measures of equivalent effect – outdated metrological conditions		X	X			IV Quarter 2017	
56.	Rulebook on metrological conditions for scintillation detectors-gamma ray spectrometers (Official Gazette of FRY, No 31/93, 42/93 and 44/93)	Measures of equivalent effect – outdated metrological conditions		X	X			IV Quarter 2017	
57.	Rulebook on metrological conditions for Geiger-Muller counters (Official Gazette of FRY, No 56/94)	Measures of equivalent effect – outdated metrological conditions		X	X			IV Quarter 2017	
58.	Rulebook on metrological conditions for scintillation detectors-alpha ray (Official Gazette of FRY, No 56/94)	Measures of equivalent effect – outdated metrological conditions		X	X			IV Quarter 2017	
59.	Rulebook on metrological conditions for proportional counters-working measurement standards (Official Gazette of FRY 76/94)	Measures of equivalent effect – outdated metrological conditions		X	X			IV Quarter 2017	
60.	Rulebook on Metrological	Measures of equivalent		X	X			IV Quarter	

	Requirements for Plastic Scintillation Counters (Official Gazette of FRY, No 34/96)	effect – outdated metrological conditions						2017	
61.	Rulebook on metrological conditions for measurement transformers for electrical energy meters (Official Gazette of SFRY 66/84)	Measures of equivalent effect – outdated metrological conditions		X	X			IV Quarter 2018	
62.	Rulebook on metrological conditions for electrical (static) meters of reactive electrical energy of accuracy class 2 and 3 (Official Gazette of FRY 47/98)	Measures of equivalent effect – outdated metrological conditions and reference to YUS standard		X	X			IV Quarter 2018	
63.	Rulebook on metrological conditions for sound level meters (Official Gazette of FRY 27/01)	Measures of equivalent effect – outdated metrological conditions		X	X			IV Quarter 2018	
64.	Rulebook on metrological conditions for loop resistance measuring instruments (Official Gazette of SFRY 31/84)	Measures of equivalent effect – outdated metrological conditions and reference to YUS standard		X	X			IV Quarter 2017	
65.	Rulebook on metrological conditions for measuring instruments for measure of electrical resistance of insulation (Official Gazette of FRY 03/98)	Measures of equivalent effect – outdated metrological conditions		X	X			IV Quarter 2017	
66.	Rulebook on metrological conditions for measuring instruments for measure of electrical resistance of grounding (Official Gazette of FRY 34/98 and 40/98)	Measures of equivalent effect – outdated metrological conditions		X	X			IV Quarter 2017	
67.	Rulebook on metrological conditions for milk coolers, lactometers and measuring vessels (Official Gazette of SFRY 29/91)	Measures of equivalent effect – outdated metrological conditions		X	X			IV Quarter 2018	
<b>2. MINISTRY OF SUSTAINABLE DEVELOPMENT AND TOURISM</b>									
<b>Directorate for Environment and Climate Change</b>									

68.	Order on mandatory issuing of producer specification for machine and hand washing detergents for textile products (Official Gazette of SFRY, No 53/83)	Measures of equivalent effect – outdated technical requirements				X		III Quarter 2016	Rulebook transposing EU legal acts
69.	Order on mandatory issuing of producer specification for liquid detergents for hand washing dishes (Official Gazette of SFRY, No 67/85)	Measures of equivalent effect – outdated technical requirements				X		III Quarter 2016	Rulebook transposing EU legal acts
70.	Order on packaging and labelling of washing detergent powder for textile products (Official Gazette of SFRY, No 53/83)	Measures of equivalent effect – outdated technical requirements				X		III Quarter 2016	Rulebook transposing EU legal acts
71.	Order on packaging and labelling of liquid detergent for hand washing dishes (Official Gazette of SFRY, No 34/90)	Measures of equivalent effect – outdated technical requirements				X		III Quarter 2016	Rulebook transposing EU legal acts
72.	Rulebook on technical standards for coating apparatus for depositing and drying coating materials (Official Gazette of SFRY, No 57/85)	Measures of equivalent effect – outdated technical requirements	X					III Quarter 2016	
<b>Directorate for Construction</b>									
73.	Rulebook on technical measures and conditions for development of space and equipment for collection and transport of waste materials from residential buildings (Official Gazette of SFRY, No 28/70)	Measures of equivalent effect – outdated technical requirements	X					IV Quarter 2015	
74.	Rulebook on technical norms for building construction in seismic areas	Measures of equivalent effect – outdated technical				X		IV Quarter 2018	Rulebook transposing EU legal acts <sup>11</sup> (2)

<sup>11</sup> A great majority of existing construction regulations will be annulled as the direct consequence of harmonization process with the EU acquis in the area of construction products (CPR – Regulation on Construction Products).

	(Official Gazette of SFRY, No 31/81, 49/82, 29/83, 21/88 and 52/90)	requirements with reference to YUS standards							years transitional period)
75.	Order on mandatory attesting of steel products for closing the openings for moving within shelters and double-purpose facilities (Official Gazette of SFRY, No 4/85 and 12/85)	Measures of equivalent effect – outdated technical requirements with reference to YUS standards				X		IV Quarter 2018	Rulebook transposing EU legal acts (2 years transitional period)
76.	Rulebook on mandatory attesting of strike-proof valves for shelters and double-purpose facilities and the conditions to be met by authorized attestation bodies (Official Gazette of SFRY, No 24/90)	Measures of equivalent effect – outdated technical requirements with reference to YUS standards				X		IV Quarter 2018	Rulebook transposing EU legal acts (2 years transitional period)
77.	Order on mandatory attesting of structural concrete for closing the openings for moving within shelters and double-purpose facilities (Official Gazette of SFRY, No 13/85)	Measures of equivalent effect – outdated technical requirements with reference to YUS standards				X		IV Quarter 2018	Rulebook transposing EU legal acts (2 years transitional period)
78.	Order on mandatory attesting of systems for ventilation of shelters and double-purpose facilities (Official Gazette of SFRY, No 61/87)	Measures of equivalent effect – outdated technical requirements with reference to YUS standards				X		IV Quarter 2018	Rulebook transposing EU legal acts (2 years transitional period)
79.	Rulebook on technical norms for repair, strengthening and reconstruction of building constructions damaged by earthquakes and for reconstruction and revitalization of building constructions (Official Gazette of SFRY, No 52/85)	Measures of equivalent effect – outdated technical requirements with reference to YUS standards				X		IV Quarter 2018	Rulebook transposing EU legal acts (2 years transitional period)
80.	Rulebook on technical norms for foundations of building facilities (Official Gazette of SFRY, No 15/90)	Measures of equivalent effect – outdated technical requirements				X		IV Quarter 2018	Rulebook transposing EU legal acts (2 years transitional period)

81.	Rulebook on technical norms for loading of load-bearing structures of buildings (Official Gazette of SFRY, No 26/88)	Measures of equivalent effect – outdated technical requirements with reference to YUS standards				X		IV Quarter 2018	Rulebook transposing EU legal acts (2 years transitional period)
82.	Rulebook on technical norms for protection of buildings against static discharge (Official Gazette of FRY, No 11/96)	Measures of equivalent effect – outdated technical requirements with reference to YUS standards				X		IV Quarter 2018	Rulebook transposing EU legal acts (2 years transitional period)
83.	Rulebook on technical measures and conditions for construction of residential facilities according to the system of modular coordination (Official Gazette of SFRY, No 26/69)	No requirements for products – no impact on free movement of goods					X		
84.	Rulebook on technical measures and conditions for installation of steel structures (Official Gazette of SFRY, No 29/70)	Measures of equivalent effect – outdated technical requirements with reference to YUS standards				X		IV Quarter 2018	Rulebook transposing EU legal acts (2 years transitional period)
85.	Rulebook on technical measures and conditions for protection of steel structures against corrosion (Official Gazette of SFRY, No 32/70)	Measures of equivalent effect – outdated technical requirements with reference to YUS standards				X		IV Quarter 2018	Rulebook transposing EU legal acts (2 years transitional period)
86.	Rulebook on technical norms for supporting steel structures (Official Gazette of SFRY, No 61/86)	Measures of equivalent effect – outdated technical requirements with reference to YUS standards				X		IV Quarter 2018	Rulebook transposing EU legal acts (2 years transitional period)
87.	Order on mandatory attesting of chipboard of general use in construction industry (Official Gazette of SFRY, No 61/83)	Measures of equivalent effect – outdated technical requirements with reference to YUS standards				X		IV Quarter 2018	Rulebook transposing EU legal acts (2 years transitional period)
88.	Rulebook on technical measures and other requirements for ceramic tiles (Official Gazette of SCG12, No 01/06)	Measures of equivalent effect – outdated technical requirements with reference				X		IV Quarter 2018	Rulebook transposing EU legal acts (2 years transitional period)

<sup>12</sup> Serbia and Montenegro



		to YUS standards							
89.	Rulebook on technical measures and other requirements for ceramic sanitary equipment (Official Gazette of SME , No 62/04)	Measures of equivalent effect – outdated technical requirements with reference to YUS standard				X		IV Quarter 2018	Rulebook transposing EU legal acts (2 years transitional period)
90.	Rulebook on technical measures and conditions for hydrocarbon waterproofing of roofs and terraces (Official Gazette of SFRY, No 26/69)	Measures of equivalent effect – outdated technical requirements with reference to YUS standards				X		IV Quarter 2018	Rulebook transposing EU legal acts (2 years transitional period)
91.	Order on mandatory attesting of profile rubber sealing tapes for doors, shutters and moveable partitions in shelters and double-purpose facilities with airtight door wing closing (Official Gazette of SFRY, No 35/86)	Measures of equivalent effect – outdated technical requirements with reference to YUS standards				X		IV Quarter 2018	Rulebook transposing EU legal acts (2 years transitional period)
92.	Order on mandatory attesting of cement (Official Gazette of SFRY, No 34/85, 67/86)	Measures of equivalent effect – outdated technical requirements with reference to YUS standards				X		IV Quarter 2018	Rulebook transposing EU legal acts (2 years transitional period)
93.	Rulebook on technical norms for concrete and reinforced concrete (Official Gazette of SFRY, No 11/87)	Measures of equivalent effect – outdated technical requirements with reference to YUS standards				X		IV Quarter 2018	Rulebook transposing EU legal acts (2 years transitional period)
94.	Rulebook on technical measures and conditions for pre-stressed concrete (Official Gazette of SFRY, No 51/71)	Measures of equivalent effect – outdated technical requirements with reference to YUS standards				X		IV Quarter 2018	Rulebook transposing EU legal acts (2 years transitional period)
95.	Rulebook on technical norms for concrete and reinforced concrete made of natural and artificial easy-aggregated filler (Official Gazette of	Measures of equivalent effect – outdated technical requirements with reference to YUS standards				X		IV Quarter 2018	Rulebook transposing EU legal acts (2 years transitional period)

	SFRY, No 15/90)								
96.	Rulebook on technical norms for concrete and reinforced concrete in facilities exposed to aggressive environmental impact (Official Gazette of FRY, No 18/92)	Measures of equivalent effect – outdated technical requirements with reference to YUS standards				X		IV Quarter 2018	Rulebook transposing EU legal acts (2 years transitional period)
97.	Rulebook on technical norms for design and construction of structures with prefabricated elements of non-reinforced and reinforced cellular concrete (Official Gazette of SFRY, No 14/89)	Measures of equivalent effect – outdated technical requirements with reference to YUS standards				X		IV Quarter 2018	Rulebook transposing EU legal acts (2 years transitional period)
98.	Order on mandatory attesting of prefabricated elements of cellular concrete (Official Gazette of SFRY, No 34/85)	Measures of equivalent effect – outdated technical requirements with reference to YUS standards				X		IV Quarter 2018	Rulebook transposing EU legal acts (2 years transitional period)
99.	Order on mandatory attesting of concrete additives (Official Gazette of SFRY, No 34/85)	Measures of equivalent effect – outdated technical requirements with reference to YUS standards				X		IV Quarter 2018	Rulebook transposing EU legal acts (2 years transitional period)
100.	Order on mandatory attesting of fractional stone, aggregate for concrete and asphalt (Official Gazette of SFRY, No 41/87)	Measures of equivalent effect – outdated technical requirements with reference to YUS standards				X		IV Quarter 2018	Rulebook transposing EU legal acts (2 years transitional period)
101.	Order on mandatory attesting of concrete sewerage pipes long more than 1 meter (Official Gazette of SFRY, No 34/85)	Measures of equivalent effect – outdated technical requirements with reference to YUS standards				X		IV Quarter 2018	Rulebook transposing EU legal acts (2 years transitional period)
102.	Rulebook on unique system of steel marking (Official Gazette of FRY, No 01/03)	Measures of equivalent effect – outdated technical requirements with reference to YUS standards				X		IV Quarter 2018	Rulebook transposing EU legal acts (2 years transitional period)
	Rulebook on technical norms for steel	Measures of equivalent				X		IV Quarter	Rulebook transposing

103	wires, bars and ropes for pre-stressed structures (Official Gazette of SFRY, No 41/85 and 21/88)	effect – outdated technical requirements with reference to YUS standards						2018	EU legal acts (2 years transitional period)
104	Rulebook on technical and other requirements for folded clay tile roofing, concrete roofing tiles and sintered ceramic roof plates (Official Gazette of SME, No 53/05)	Measures of equivalent effect – outdated technical requirements with reference to YUS standards				X		IV Quarter 2018	Rulebook transposing EU legal acts (2 years transitional period)
105	Rulebook on technical and other requirements for clay brick products and lime-silicate bricks and blocks (Official Gazette of SME, No 53/05)	Measures of equivalent effect – outdated technical requirements with reference to YUS standards				X		IV Quarter 2018	Rulebook transposing EU legal acts (2 years transitional period)
106	Rulebook on technical and other requirements for facade full clay bricks, facade air bricks and clay blocks and facade lime-silicate full and air bricks and blocks (Official Gazette of SCG, No 53/05)	Measures of equivalent effect – outdated technical requirements with reference to YUS standards				X		IV Quarter 2018	Rulebook transposing EU legal acts (2 years transitional period)
107	Rulebook on technical norms for brick walls (Official Gazette of SFRY, No 87/91)	Measures of equivalent effect – outdated technical requirements with reference to YUS standards				X		IV Quarter 2018	Rulebook transposing EU legal acts (2 years transitional period)
108	Rulebook on technical and other requirements for waterproofing material (Official Gazette of SCG, No 01/06)	Measures of equivalent effect – outdated technical requirements with reference to YUS standards				X		IV Quarter 2018	Rulebook transposing EU legal acts (2 years transitional period)
109	Rulebook on technical and other requirements for thermal insulation material (Official Gazette of SCG”, No 54/05)	Measures of equivalent effect – outdated technical requirements with reference to YUS standards				X		IV Quarter 2018	Rulebook transposing EU legal acts (2 years transitional period)
110	Order on mandatory attesting of screws, screw-nuts and shims for junctions for supporting steel	Measures of equivalent effect – outdated technical requirements with reference				X		IV Quarter 2018	Rulebook transposing EU legal acts (2 years transitional period)

	structures (Official Gazette of SFRY, No 61/85)	to YUS standards							
111	Rulebook on minimum technical conditions for construction of apartments (Official Gazette of SFRY, No 45/67)	Measures of equivalent effect – outdated technical requirements	X					IV Quarter 2015	
112	Rulebook on norms for design and execution of finishing works in construction (Official Gazette of SFRY, No 21/90)	Measures of equivalent effect – outdated technical requirements with reference to YUS standards				X		IV Quarter 2018	Rulebook transposing EU legal acts (2 years transitional period)
113	Rulebook on technical measures and conditions for ventilation in residential buildings (Official Gazette of SFRY, No 35/70)	No requirements for products – no impact on free movement of goods	X					IV Quarter 2017	
114	Rulebook on technical measures and conditions for sound protection in buildings (Official Gazette of SFRY, No 35/70)	Measures of equivalent effect – outdated technical requirements with reference to YUS standards				X		IV Quarter 2018	Rulebook transposing EU legal acts (2 years transitional period)
115	Interim technical regulations on loads for buildings (Official Gazette of SFRY, No 61/48)	Measures of equivalent effect – outdated technical requirements				X		IV Quarter 2018	Rulebook transposing EU legal acts (2 years transitional period)
116	Rulebook on interim technical regulations for construction in seismic areas (Official Gazette of SFRY, No 39/64)	Measures of equivalent effect – outdated technical requirements with reference to YUS standards				X		IV Quarter 2018	Rulebook transposing EU legal acts (2 years transitional period)
117	Rulebook on technical regulations on quality of welded joints for supporting steel structures (Official Gazette of SFRY, No 41/64)	Measures of equivalent effect – outdated technical requirements with reference to YUS standards				X		IV Quarter 2018	Rulebook transposing EU legal acts (2 years transitional period)
118	Rulebook on technical regulations for tolerance of measures and forms for supporting steel structures (Official Gazette of SFRY, No 41/64)	Measures of equivalent effect – outdated technical requirements with reference to YUS standards				X		IV Quarter 2018	Rulebook transposing EU legal acts (2 years transitional period)
	Rulebook on technical regulations on	Measures of equivalent				X		IV Quarter	Rulebook transposing

119	simple structures of buildings for supporting steel structures (Official Gazette of SFRY, No 6/65)	effect – outdated technical requirements with reference to YUS standards						2018	EU legal acts (2 years transitional period)
120	Rulebook on technical regulations on light steel structures for supporting steel structures (Official Gazette of SFRY, No 6/65)	Measures of equivalent effect – outdated technical requirements with reference to YUS standards				X		IV Quarter 2018	Rulebook transposing EU legal acts (2 years transitional period)
121	Rulebook on technical regulations for inspection and testing of supporting steel structures (Official Gazette of SFRY, No 6/65)	Measures of equivalent effect – outdated technical requirements with reference to YUS standards				X		IV Quarter 2018	Rulebook transposing EU legal acts (2 years transitional period)
122	Rulebook on technical regulations on maintenance of steel structures during exploitation for supporting steel structures (Official Gazette of SFRY, No 6/65)	Measures of equivalent effect – outdated technical requirements with reference to YUS standards				X		IV Quarter 2018	Rulebook transposing EU legal acts (2 years transitional period)
<b>3. MINISTRY OF TRAFFIC AND MARITIME AFFAIRS</b>									
<b>Directorate for Railway Traffic</b>									
123	Rulebook on technical norms for ski-lifts (Official Gazette of SFRY, No 2/85 and 11/85)	Measures of equivalent effect – outdated technical requirements with reference to YUS standards				X		III Quarter 2016	Rulebook transposing EU legal acts
124	Rulebook on technical norms for personal cable-cars (Official Gazette of SFRY, No 29/86)	Measures of equivalent effect – outdated technical requirements with reference to YUS standards				X		III Quarter 2016	Rulebook transposing EU legal acts
125	Rulebook on technical norms for determining size of load and categorization of railway bridges, passages and other facilities on railroads (Official Gazette of SFRY, No 23/92)	No requirements for products – no impact on free movement of goods					X		
126	Rulebook on technical norms for design, construction, reconstruction	No requirements for products – no impact on					X		

.	and rehabilitation of railway bridges and passages (Official Gazette of FRY, No 4/92 and 16/92)	free movement of goods							
127	Rulebook on technical norms and conditions for designing and construction of railway tunnels (Official Gazette of SFRY, No 55/73)	No requirements for products – no impact on free movement of goods					X		
<b>Directorat for State Roads/Directorat for Road Traffic</b>									
128	Rulebook on technical norms for determining load of bridges (Official Gazette of SFRY, No 1/91)	No requirements for products – no impact on free movement of goods					X		
129	Rulebook on technical norms and conditions for designing and construction of road tunnels (Official Gazette of SFRY, No 59/73)	No requirements for products – no impact on free movement of goods					X		
130	Rulebook on fundamentals which public roads outside towns and their elements must meet in terms of safe traffic (Official Gazette of SFRY, No 35/81)	No requirements for products – no impact on free movement of goods					X		
<b>5. MINISTRY OF HEALTH</b>									
<b>Directorat for Health Management</b>									
131	Order on mandatory issuing of producer specification for toothpaste (Official Gazette of SFRY, No 29/85)	Measures of equivalent effect – outdated technical requirements	X					IV Quarter 2018	
132	Order on mandatory packaging and labelling of toothpaste (Official Gazette of SFRY, No 29/85 and 26/90)	Measures of equivalent effect – outdated technical requirements	X					IV Quarter 2018	
133	Order on mandatory issuing of producer specification for hair shampoos (Official Gazette of SFRY, No 29/85)	Measures of equivalent effect – outdated technical requirements	X					IV Quarter 2018	

134	Order on packaging and labelling of hair shampoos (Official Gazette of SFRY, No 34/90)	Measures of equivalent effect – outdated technical requirements	X					IV Quarter 2018	
135	Rulebook on methods of samples taking and methods of physical and chemical analysis used in quality control of wheat, mill and baking products, pastries and fast frozen dough (Official Gazette of SFRY, 74/88)	No requirements for products – no impact on free movement of goods					X		
136	Rulebook on quality and other requirements for natural mineral water, natural spring water and still water (Official Gazette of SCG, No 53/2005)	Measures of equivalent effect – outdated technical requirements	X					IV Quarter 2018	
137	Rulebook on sampling methods and methods for chemical and physical analyses used in quality control of vinegar and diluted acetic acid (Official Gazette of SFRY 26/89 and Official Gazette of SCG, No 56/03 and 48/04)	No requirements for products – no impact on free movement of goods					X		
138	Rulebook on marking of packaged foodstuff intended for nutrition of babies and small children (Official Gazette of SCG, No 04/2005)	Measures of equivalent effect – outdated technical requirements	X					IV Quarter 2018	
<b>6. MINISTRY OF INTERIOR</b>									
<b>Directorate for Emergency Situations</b>									
139	Order on mandatory attesting of manual and transportable fire extinguishers (Official Gazette of SFRY, No 16/83)	Measures of equivalent effect – outdated technical requirements with reference to YUS standard			X	X		IV Quarter 2018	Rulebook transposing EU legal acts (2 years transitional period)
	Order on determining of fire	Measures of equivalent			X	X		IV Quarter	Rulebook transposing

140 .	extinguishers which may be placed on the market only if accompanied by a warranty and technical instructions, and on minimum warranty period and maintenance period provided for such devices (Official Gazette of SFRY, No 45/81)	effect – outdated technical requirements with reference to YUS standard						2018	EU legal acts (2 years transitional period)
141 .	Rulebook on technical norms for access roads of a turntable and arranged plateaus, fire engines nearby facilities with an increased risk of fire (Official Gazette of FRY, No 8/95)	Measures of equivalent effect – outdated technical requirements with reference to YUS standard			X	X		IV Quarter 2018	Rulebook transposing EU legal acts (2 years transitional period)
142 .	Rulebook on technical norms for protection of high-rise buildings against fire (Official Gazette of SFRY, No 7/84)	Measures of equivalent effect – outdated technical requirements with reference to YUS standard			X	X		IV Quarter 2018	Rulebook transposing EU legal acts (2 years transitional period)
143 .	Rulebook on mandatory fire resistance attestation for typical structural elements and the conditions to be met by authorized attestation bodies (Official Gazette of SFRY, No 24/90)	Measures of equivalent effect – outdated technical requirements with reference to YUS standard			X	X		IV Quarter 2018	Rulebook transposing EU legal acts (2 years transitional period)
144 .	Rulebook on technical requirements for prevention of passenger car garages against fire and explosion (Official Gazette of MN, No 9/12)	Measures of equivalent effect – outdated technical requirements with reference to YUS standard			X			IV Quarter 2018	
145 .	Rulebook on technical norms for fire protection of power supply plants and devices (Official Gazette of SFRY, No 74/90)	Measures of equivalent effect – outdated technical requirements with reference to YUS standard			X	X		IV Quarter 2018	Rulebook transposing EU legal acts (2 years transitional period)
146 .	Rulebook on technical norms for warehouse protection against fire and explosion (Official Gazette of SFRY, No 24/87)	Measures of equivalent effect – outdated technical requirements with reference to YUS standard			X	X		IV Quarter 2018	Rulebook transposing EU legal acts (2 years transitional period)



147	Rulebook on technical norms for hydrant network for fire extinguishing (Official Gazette of SFRY, No 30/91)	Measures of equivalent effect – outdated technical requirements with reference to YUS standard			X	X		IV Quarter 2018	Rulebook transposing EU legal acts (2 years transitional period)
148	Rulebook on technical norms for fire alarm stable installations (Official Gazette of FRY, No 87/93)	Measures of equivalent effect – outdated technical requirements with reference to YUS standard			X	X		IV Quarter 2018	Rulebook transposing EU legal acts (2 years transitional period)
149	Rulebook on technical norms for stationary installations for detection of explosive gases and vapors (Official Gazette of FRY, No 24/93)	Measures of equivalent effect – outdated technical requirements with reference to YUS standard			X	X		IV Quarter 2018	Rulebook transposing EU legal acts (2 years transitional period)
150	Rulebook on technical norms for stabile devices for fire extinguishing with carbon dioxide (Official Gazette of SFRY, No 44/83, 31/89)	Measures of equivalent effect – outdated technical requirements with reference to YUS standard			X	X		IV Quarter 2018	Rulebook transposing EU legal acts (2 years transitional period)
151	Rulebook on technical norms for systems for removal of smoke and heat caused by fire (Official Gazette of SFRY, No 45/83)	Measures of equivalent effect – outdated technical requirements with reference to YUS standard			X	X		IV Quarter 2018	Rulebook transposing EU legal acts (2 years transitional period)
152	Rulebook on technical norms on automatic closing doors and flaps resistant to fire (Official Gazette of SFRY, No 35/80)	Measures of equivalent effect – outdated technical requirements with reference to YUS standard			X	X		IV Quarter 2018	Rulebook transposing EU legal acts (2 years transitional period)
153	Rulebook on construction of plants for flammable liquids and on storage and dispensing of flammable liquids (Official Gazette of SFRY, No 20/71)	Measures of equivalent effect – outdated technical requirements with reference to YUS standard			X	X		IV Quarter 2017	Rulebook transposing EU legal acts (2 years transitional period)
154	Rulebook on construction of plants for liquefied petroleum gas and on storage and dispensing of liquid gas (Official Gazette of SFRY, No 26/71)	Measures of equivalent effect – outdated technical requirements with reference to YUS standard			X	X		IV Quarter 2017	Rulebook transposing EU legal acts (2 years transitional period)
155	Rulebook on construction of plants for liquefied petroleum gas and on storage	Measures of equivalent effect – outdated technical			X	X		IV Quarter 2017	Rulebook transposing EU legal acts (2 years

.	and dispensing of fuel (Official Gazette of SFRY, No 27/71)	requirements with reference to YUS standard							transitional period)
156	Rulebook on technical requirements for fire extinguishing systems with pyrotechnically generated aerosols (Official Gazette of SCG, No 58/99)	Measures of equivalent effect – outdated technical requirements with reference to YUS standard			X	X		IV Quarter 2017	Rulebook transposing EU legal acts (2 years transitional period)
157	Rulebook on technical norms for construction of shelters and manner of maintenance and use of shelters (Official Gazette of ME, No 44/08)	Measures of equivalent effect – outdated technical requirements with reference to YUS standard			X	X		IV Quarter 2017	Rulebook transposing EU legal acts (2 years transitional period)
<b>7. MINISTRY OF AGRICULTURE AND RURAL DEVELOPMENT</b>									
<b>Directorate for Agriculture and Fishery</b>									
158	Rulebook on quality and other requirements for edible olive oil and pomace olive cooking oil (Official Gazette of FRY, No 54/99 and Official Gazette of SCG, No 48/04)	Measures of equivalent effect – outdated technical requirements with reference to YUS standard			X	X		IV Quarter 2018	Rulebook transposing EU legal acts (2 years transitional period)
159	Rulebook on quality of eggs and egg products (Official Gazette of SFRY No 55/89 and Official Gazette of SCG, No 56/03 and 48/04)	Measures of equivalent effect – outdated technical requirements with reference to YUS standard			X	X			Rulebook transposing EU legal acts (2 years transitional period)
160	Rulebook on methods for testing the quality of eggs and egg products (Official Gazette of SFRY, No 72/87)	Measures of equivalent effect – outdated technical requirements with reference to YUS standard			X	X		IV Quarter 2018	Rulebook transposing EU legal acts (2 years transitional period)
161	Rulebook on the quality of coffee and coffee substitutes, tea, spices, baking yeast, baking powder, pudding powder, dieting products and additives (Official Gazette of SFRY, No 13/78, Official Gazette of FRY, No 7/93, Official Gazette of SCG, No 56/03 and 48/04)	Measures of equivalent effect – outdated technical requirements with reference to YUS standard			X	X		IV Quarter 2018	Rulebook transposing EU legal acts (2 years transitional period)
	Rulebook on quality and other	Measures of equivalent			X	X		IV Quarter	Rulebook transposing

162	requirements for raw coffee, coffee products and coffee substitutes (Official Gazette of SFRY, No 35/01 and Official Gazette of SCG, No 56/03 and 48/04)	effect – outdated technical requirements with reference to YUS standard						2018	EU legal acts (2 years transitional period)
163	Rulebook on quality and other requirements for cocoa products, chocolate products, chocolate similar products and cream products (Official Gazette of SCG, No 01/05)	Measures of equivalent effect – outdated technical requirements with reference to YUS standard			X	X		IV Quarter 2018	Rulebook transposing EU legal acts (2 years transitional period)
164	Rulebook on quality and other requirements for bonbon products (Official Gazette of SCG, No 63/04)	Measures of equivalent effect – outdated technical requirements with reference to YUS standard			X	X		IV Quarter 2018	Rulebook transposing EU legal acts (2 years transitional period)
165	Rulebook on the methods of sampling and carrying out chemical and physical analysis of cocoa grain, cocoa products, chocolate similar products, cream products, biscuits and biscuit related products (Official Gazette of SFRY, No 41/87)	Measures of equivalent effect – outdated technical requirements with reference to YUS standard			X	X		IV Quarter 2018	Rulebook transposing EU legal acts (2 years transitional period)
166	Rulebook on quality of sugar (Official Gazette of FRY, No 7/92 and Official Gazette of SCG, No 56/03 and 48/04)	Measures of equivalent effect – outdated technical requirements with reference to YUS standard			X	X		IV Quarter 2018	Rulebook transposing EU legal acts (2 years transitional period)
167	Rulebook on quality and other requirements for beer (Official Gazette of SCG, No 39/05)	Measures of equivalent effect – outdated technical requirements with reference to YUS standard			X	X		IV Quarter 2018	Rulebook transposing EU legal acts (2 years transitional period)
168	Rulebook on quality and other requirements for alcoholic beverages (Official Gazette of SCG, No 24/04)	Measures of equivalent effect – outdated technical requirements with reference to YUS standard			X	X		IV Quarter 2018	Rulebook transposing EU legal acts (2 years transitional period)
	Rulebook on the methods of sampling	Measures of equivalent			X	X		IV Quarter	Rulebook transposing

169	and carrying out chemical and physical analysis of alcoholic beverages (Official Gazette of SFRY, No 70/87	effect – outdated technical requirements with reference to YUS standard						2018	EU legal acts (2 years transitional period)
170	Rulebook on quality and other requirements for wine (Official Gazette of FRY, No 54/99 and Official Gazette of SCG No, 56/03 and 05/04)	Measures of equivalent effect – outdated technical requirements with reference to YUS standard			X	X		IV Quarter 2018	Rulebook transposing EU legal acts (2 years transitional period)
171	Rulebook on the quality of alcoholic and non-alcoholic beverages, ice and vinegar (Official Gazette of SFRY, No 13/78)	Measures of equivalent effect – outdated technical requirements with reference to YUS standard			X	X		IV Quarter 2018	Rulebook transposing EU legal acts (2 years transitional period)
172	Rulebook on the quality of fruit juices, fruit juices made of concentrate, fruit nectars, granulated fruit juices and related products (Official Gazette of FRY, No 33/95 and Official Gazette of SCG, No 56/03)	Measures of equivalent effect – outdated technical requirements with reference to YUS standard			X	X		IV Quarter 2018	Rulebook transposing EU legal acts (2 years transitional period)
173	Rulebook on quality of agricultural seeds for plants (Official Gazette of SFRY, No 47/87 and Official Gazette of FRY, No 16/92)	Measures of equivalent effect – outdated technical requirements with reference to YUS standard			X	X		IV Quarter 2018	Rulebook transposing EU legal acts (2 years transitional period)
174	Rulebook on quality and other requirements for hop and hop products (Official Gazette of SCG, No 54/05)	Measures of equivalent effect – outdated technical requirements with reference to YUS standard			X	X		IV Quarter 2018	Rulebook transposing EU legal acts (2 years transitional period)
175	Rulebook on quality of starch and products of starch for food industry (Official Gazette of FRY, No 33/95 and Official Gazette of SCG, No 56/03 and 04/04)	Measures of equivalent effect – outdated technical requirements with reference to YUS standard			X	X		IV Quarter 2018	Rulebook transposing EU legal acts (2 years transitional period)
176	Rulebook on quality of wheat, mill and baking products, pastries and fast frozen pastries (Official Gazette of FRY, No 33/95 and Official Gazette of	Measures of equivalent effect – outdated technical requirements with reference to YUS standard			X	X		IV Quarter 2018	Rulebook transposing EU legal acts (2 years transitional period)

	SCG No, 56/03 and 04/04)								
177	Decree on the method of grinding wheat (Official Gazette of SFRY, No 62/82)	Measures of equivalent effect – outdated technical requirements with reference to YUS standard			X	X		IV Quarter 2018	Rulebook transposing EU legal acts (2 years transitional period)
178	Rulebook on quality and other requirements for honey, other bee products, honey-based products and other bee products (Official Gazette of SCG, No 45/03)	Measures of equivalent effect – outdated technical requirements with reference to YUS standard			X	X		IV Quarter 2018	Rulebook transposing EU legal acts (2 years transitional period)
179	Rulebook on the quality of honey and other bee products and on the methods of controlling the quality of honey and other bee products (Official Gazette of SFRY, No 4/85 and Official Gazette of SCG, No 45/03 and 04/04)	Measures of equivalent effect – outdated technical requirements with reference to YUS standard			X	X		IV Quarter 2018	Rulebook transposing EU legal acts (2 years transitional period)
180	Rulebook on quality and other requirements for meat products (Official Gazette of SCG, No 33/04)	Measures of equivalent effect – outdated technical requirements with reference to YUS standard			X	X		IV Quarter 2018	Rulebook transposing EU legal acts (2 years transitional period)
181	Regulations on quality of cattle and sheep for slaughter and fattening (Official Gazette of SFRY, No 21/69 and 55/69)	Measures of equivalent effect – outdated technical requirements with reference to YUS standard			X	X		IV Quarter 2018	Rulebook transposing EU legal acts (2 years transitional period)
182	Rulebook on quality and other requirements for animal feed (Official Gazette of FRY, No 20/00 and 38/01)	Measures of equivalent effect – outdated technical requirements with reference to YUS standard			X	X		IV Quarter 2018	Rulebook transposing EU legal acts (2 years transitional period)
183	Rulebook on quality of meat of animals, and game for slaughter (Official Gazette of SFRY, No 13/78 and 1/81)	Measures of equivalent effect – outdated technical requirements with reference to YUS standard			X	X		IV Quarter 2018	Rulebook transposing EU legal acts (2 years transitional period)
184	Rulebook on quality of slaughtered pigs and pork categorization (Official	Measures of equivalent effect – outdated technical			X	X		IV Quarter 2018	Rulebook transposing EU legal acts (2 years

.	Gazette of SFRY, No 2/85, 12/85 and 24/86)	requirements with reference to YUS standard							transitional period)
185	Rulebook on methods of sampling and methods of physical, chemical and microbiological analyses of animal feed (Official Gazette of SFRY, No 15/87)	Measures of equivalent effect – outdated technical requirements with reference to YUS standard			X	X		IV Quarter 2018	Rulebook transposing EU legal acts (2 years transitional period)
186	Rulebook on quality and other requirements for edible mushrooms and products made of edible mushrooms (Official Gazette of SCG, No 31/03, 56/03 and 04/04)	Measures of equivalent effect – outdated technical requirements with reference to YUS standard			X	X		IV Quarter 2018	Rulebook transposing EU legal acts (2 years transitional period)
187	Rulebook on the methods of sampling and carrying out chemical and physical analysis for the control of the quality of fruit and vegetable products (Official Gazette of SFRY, No 29/83)	Measures of equivalent effect – outdated technical requirements with reference to YUS standard			X	X		IV Quarter 2018	Rulebook transposing EU legal acts (2 years transitional period)
188	Rulebook on the quality of fruit, vegetable and mushroom products and pectin preparations (Official Gazette SFRY, No 1/79, Official Gazette of FRY, No 33/95 and Official Gazette of SCG, No. 56/03 and 05/04)	Measures of equivalent effect – outdated technical requirements with reference to YUS standard			X	X		IV Quarter 2018	Rulebook transposing EU legal acts (2 years transitional period)
189	Rulebook on the quality of fruit, vegetables and mushrooms (Official Gazette of SFRY, No 29/79 and Official Gazette of SCG, No 56/03 and 48/04)	Measures of equivalent effect – outdated technical requirements with reference to YUS standard			X	X		IV Quarter 2018	Rulebook transposing EU legal acts (2 years transitional period)
190	Rulebook on quality and other requirements for milk, milk products, composite milk products and starter cultures (Official Gazette of FRY No 26/02 and Official Gazette of SCG, No 56/03 and 04/04)	Measures of equivalent effect – outdated technical requirements with reference to YUS standard			X	X		IV Quarter 2018	Rulebook transposing EU legal acts (2 years transitional period)

191	Rulebook on methods of sampling and methods of chemical and physical analyses of milk and milk products (Official Gazette of SFRY, No 32/83)	Measures of equivalent effect – outdated technical requirements with reference to YUS standard			X	X		IV Quarter 2018	Rulebook transposing EU legal acts (2 years transitional period)
192	Rulebook on quality and other requirements for fish, crabs, shellfish, sea urchins, sea cucumber, frogs, snails and their products (Official Gazette of FRY, No 06/03 and Official Gazette of SCG, No 56/03 and 48/04)	Measures of equivalent effect – outdated technical requirements with reference to YUS standard			X	X		IV Quarter 2018	Rulebook transposing EU legal acts (2 years transitional period)
193	Rulebook on the quality of protein products and mixtures of protein products for food industry (Official Gazette of SFRY, No 41/85 and Official Gazette of SCG, No 56/03)	Measures of equivalent effect – outdated technical requirements with reference to YUS standard			X	X		IV Quarter 2018	Rulebook transposing EU legal acts (2 years transitional period)
194	Rulebook on the methods of sampling and carrying out chemical and physical analysis of protein products for the food industry (Official Gazette of SFRY, No 41/85)	Measures of equivalent effect – outdated technical requirements with reference to YUS standard			X	X		IV Quarter 2018	Rulebook transposing EU legal acts (2 years transitional period)
195	Rulebook on quality and other requirements for mustard (Official Gazette of FRY, No. 03/01 and Official Gazette of SCG, No 56/03 and 48/04)	Measures of equivalent effect – outdated technical requirements with reference to YUS standard			X	X		IV Quarter 2018	Rulebook transposing EU legal acts (2 years transitional period)
196	Decree on marking of attested special equipment of transport vehicles for international transport and perishable foodstuffs (Official Gazette of SFRY, No 24/78)	Measures of equivalent effect – outdated technical requirements with reference to YUS standard			X	X		IV Quarter 2018	Rulebook transposing EU legal acts (2 years transitional period)
197	Rulebook on marking of agricultural and food products obtained from genetically modified organisms (Official Gazette of SCG, No 06/03)	Measures of equivalent effect – outdated technical requirements with reference to YUS standard			X	X		IV Quarter 2018	Rulebook transposing EU legal acts (2 years transitional period)
	Rulebook on quality and other	Measures of equivalent			X	X		IV Quarter	Rulebook transposing

198	requirements for auxiliary means in production of food products (Official Gazette of FRY, No 62/02 and Official Gazette of SCG, No 56/03 and 48/04)	effect – outdated technical requirements with reference to YUS standard						2018	EU legal acts (2 years transitional period)
199	Rulebook on quality and other requirements for edible vegetable oils and fats, margarine and other fatty spreads, mayonaisse and related products (Official Gazette of SCG, No 23/06)	Measures of equivalent effect – outdated technical requirements with reference to YUS standard			X	X		IV Quarter 2018	Rulebook transposing EU legal acts (2 years transitional period)
200	Rulebook on quality of spices, spice extracts and spice mixtures (Official Gazette of SFRY, No 4/85 and Official Gazette of SCG, No 56/03 and 48/04)	Measures of equivalent effect – outdated technical requirements with reference to YUS standard			X	X		IV Quarter 2018	Rulebook transposing EU legal acts (2 years transitional period)
201	Rulebook on quality and other requirements for baker yeast (Official Gazette of FRY, No 09/02 and Official Gazette of SCG, No 56/03 and 04/04)	Measures of equivalent effect – outdated technical requirements with reference to YUS standard			X	X		IV Quarter 2018	Rulebook transposing EU legal acts (2 years transitional period)
202	Rulebook on quality of soups, sauces, additives and related products (Official Gazette of FRY, No 41/93 and Official Gazette of SCG, No 56/03 and 48/04)	Measures of equivalent effect – outdated technical requirements with reference to YUS standard			X	X		IV Quarter 2018	Rulebook transposing EU legal acts (2 years transitional period)
203	Rulebook on quality and other requirements for refreshing non-alcoholic beverages (Official Gazette of SCG, No 18/06)	Measures of equivalent effect – outdated technical requirements with reference to YUS standard			X	X		IV Quarter 2018	Rulebook transposing EU legal acts (2 years transitional period)
204	Rulebook on quality and other requirements for tea, herbal tea and instant-tea (Official Gazette of SCG, No 51/2005)	Measures of equivalent effect – outdated technical requirements with reference to YUS standard			X	X		IV Quarter 2018	Rulebook transposing EU legal acts (2 years transitional period)
205	Rulebook on quality and other requirements for flavourings for food products (Official Gazette of FRY, No 52/01 and Official Gazette of SCG, No	Measures of equivalent effect – outdated technical requirements with reference to YUS standard			X	X		IV Quarter 2018	Rulebook transposing EU legal acts (2 years transitional period)



	56/03 and 04/04)								
206	Rulebook on quality and other requirements for enzyme preparations for foodstuff (Official Gazette of FRY, No 12/02 and Official Gazette of SCG, No 56/03 and 04/04)	Measures of equivalent effect – outdated technical requirements with reference to YUS standard			X	X		IV Quarter 2018	Rulebook transposing EU legal acts (2 years transitional period)
207	Rulebook on quality and conditions for use of additives in foodstuff and other requirements for additives and their mixtures (Official Gazette of SCG 56/03 and Official Gazette of SCG 04/04)	Measures of equivalent effect – outdated technical requirements with reference to YUS standard			X	X		IV Quarter 2018	Rulebook transposing EU legal acts (2 years transitional period)
208	Rulebook on quality and other requirements for fine bakery products, breakfast cereals and snack foods (Official Gazette of SCG, No 12/05)	Measures of equivalent effect – outdated technical requirements with reference to YUS standard			X	X		IV Quarter 2018	Rulebook transposing EU legal acts (2 years transitional period)
209	Rulebook on quality and other requirements for salt for human nutrition and production of foodstuff (Official Gazette of SCG, No 31/2005)	Measures of equivalent effect – outdated technical requirements with reference to YUS standard			X	X		IV Quarter 2018	Rulebook transposing EU legal acts (2 years transitional period)
210	Rulebook on quality and other requirements for vinegar (Official Gazette of FRY No 17/02 and Official Gazette of SCG, No 56/03 and 48/04)	Measures of equivalent effect – outdated technical requirements with reference to YUS standard			X	X		IV Quarter 2018	Rulebook transposing EU legal acts (2 years transitional period)
211	Rulebook on technical norms for bakeries (Official Gazette of FRY, No 13/92)	Measures of equivalent effect – outdated technical requirements with reference to YUS standard			X	X		IV Quarter 2018	Rulebook transposing EU legal acts (2 years transitional period)
212	Rulebook on technical norms for construction of facilities for obtaining sea salt and sea salt production (Official Gazette of SFRY, No 20/78)	Measures of equivalent effect – outdated technical requirements with reference to YUS standard			X	X		IV Quarter 2018	Rulebook transposing EU legal acts (2 years transitional period)

**LIST**  
**OF POTENTIAL NON-TECHNICAL REGULATIONS THAT MIGHT CONTAIN BARRIERS TO TRADE**  
**(E.G. PRICE CONTROLS, RESTRICTIONS ON ADVERTISING)**

No.	Title of regulation <sup>13</sup> (and number of Official Gazette)	Type of non-compliance	Proposed measure <sup>14</sup>					Timing of Measure	Status/Comment
			A	B	C	D	E		
<b>1. Ministry of Economy</b>									
1.	Law on consumer protection (Official Gazette of ME, No 2/14) – Art. 7.4 and 8.3	Measure of equivalent effect – Use of national language <sup>15</sup>			X			I Quarter 2016	Measure is justified by overriding reason of public interest: consumer protection (LCP allows simultaneous use of other languages beside Montenegrin language).  <b>RECOMMENDATION:</b> 1. To achieve full harmonization and

<sup>13</sup> Unofficial translation of regulations' titles

<sup>14</sup> **A** – Withdrawal of entire regulation  
**B** – Substitution with updated regulation  
**C** - Withdrawal of certain provisions which contain unjustified barriers  
**D** - Planned withdrawal within the process of adoption of EU harmonization legislation,  
**E** – No need for action as it is aligned with Art. 34 – 36 TFEU.

<sup>15</sup> Case C-85/94 Piageme [1995] ECR I-2955

									<p>compliance with the principle of proportionality , it is recommended to amend the provision allowing for the use of DESIGNS, SYMBOLS AND PICTOGRAMS easily understood by consumers. Explicit use of these would also recognize introduced practice of product labelling, and thus further contribute to legal certainty.</p> <p><b>NOTE:</b> At this moment there is a pending procedure for art. 7.4. and 8.3. in front of Constitutional Court of Montenegro based on initiative of an Montenegrin undertaking.</p>
1a.	Law on consumer protection - Art. 19.1	Measure of equivalent effect – Use of national language when invoicing					X	I Quarter 2016	<p>Measure is justified by overriding reason of public interest: consumer protection</p> <p><b>NOTE:</b> At this moment there is</p>

										pending procedure for Art. 19.1. in front of Constitutional Court of Montenegro based on initiative of an Montenegrin undertaking.
1b.	Law on consumer protection - Art. 7.3.4	Measure of equivalent effect – Declaring place of origin			X				I Quarter 2016	<p>Measure is justified by overriding reason of public interest: consumer protection</p> <p><b>RECOMENDATION:</b> Provision of Art. 7.3.4. in the process of accession negotiations i.e. day of accession to EU can be treated as potential restriction to free movement of goods – measure of equivalent effect. Consequently: 1. For the reason of public interest the said provision should be amended so that declaring of the place of origin from the date of EU membership is done on voluntary basis (consultations with EC needed) 2. Introductory sentence</p>

									of Art. 7.3. should be amended in a manner to condition application of the principle <i>lex specialis derogat legi generali</i> (sectorial laws vs, LCP) with prior harmonization (full ) of sectorial laws with EU acquis.
1c	Law on consumer protection - Art. 61 to 74	Selling arrangements – Distance sale contracts; restriction on distance selling			X			I Quarter 2016	<p>Said provisions are harmonized with old Directive on distance sale 97/7/EC.</p> <p><b>RECOMENDATION:</b> Provisions on distance sale are to be harmonized with the new Directive on consumer rights 2011/83/EU. Only than (when free movement of certain products are harmonized by more specific EU legislation) provisions of Art. 34-36 TFEU do not apply – i.e. fully harmonized national provisions, once establishing rights and duties, in that case are seen as substantiating the free</p>

									<p>movement of goods principle found in art. 34-36 TFEU.</p> <p><b>NOTE:</b> 2015 Government Work Program envisages adoption of the Proposal of the Law on amendments of LCP which will fully transpose Directive 2011/83/EU.</p>
2.	Law on internal trade (Official Gazette of ME, No 49/08) – Art. 33.1	<p>Measure of equivalent effect</p> <p>Authorisation procedure - Notification on start of business - retail in goods<sup>16</sup></p>					X		<p>Through screening of the Law it has been found that it does not contain provisions which are representing MEE. Provisions of art. 33.1. are harmonized with Art. 34-36 TFEU – notification procedure instead of prior authorisation.</p> <p>Instead of prior authorisation MN legislator opted that the aim pursued can be achieved by less restrictive measure (notification), especially as subsequent control is</p>

<sup>16</sup> See Case C-390/99 Canal Satélite Digital [2002] ECR I-607;

									<p>not to be regarded as being too late to be genuinely effective.</p> <p><b>NOTE:</b> In course of ongoing screening of compliance of national legislation with Directive 2006/123/EC, the competent ministry has expressed readiness for further administrative simplification by 2018. Existing timeframe for notification being 8 days before start of retail business is to be shortened (i.e. one day earlier or on the same day as start of the business)</p>
3.	Rulebook on minimum technical conditions for trade in goods and services (Official Gazette of ME, No 1/02 and 24/03) - Art. 1 to 38	<p>Measure of equivalent effect</p> <p>Authorisation procedure/criteria for the exercise of powers of national authorities</p>		X				IV Quarter 2018	<p>Rulebook dates from 2002 and was adopted for implementation of the Law on Marketing of Goods ("OG SRMN", no. 6/78, 8/79, 34/81, 15/83, 17/87 i 19/89) and [federal] Law on Trade ("SRY", no. 32/93, 50/93, 41/94, 29/96 i 37/02), while</p>

									<p>Law on Internal Trade from 2008 envisages adoption of a new rulebook.</p> <p><b>NOTE:</b> Adoption of new rulebook would meet basic conditions that the criteria (i.e. space and technical conditions) for trade in goods are clear and objective, and known in advance for the undertakings concerned.</p>
4.	Law on foreign trade (Official Gazette of ME, No 28/00 and amendments) – Art. 6.3	Measure of equivalent effect Authorisation procedure/Criteria for the exercise of powers of national authorities			X			IV Quarter 2016	<p><b>RECOMENDATION:</b> Harmonize the subject of the regulation of the Government implementing by-law (Decision (“OG MN” no. 22/14)) which contains the list on import and export of goods with scope of the Art. 6.3 of the Law on Foreign Trade.</p> <p>This in terms of the content of the Decision and therein now still missing list of goods whose import/export is free [no licence/</p>



									<p>authorisation required] (or as least acceptable solution amend existing Art. 6.3. of the Law to make desired content of the Decision compliant with Law and scope of regulation found therein). This would in addition help meet the condition of transparency in free movement of goods – to have criteria for the exercise of powers of national authorities and information for trade in goods [under licensing/authorisation regime vs. those in free circulation] clear, transparent, objective and known in advance for the undertakings concerned; and in a manner as to circumscribe the exercise of the national authorities’ discretion, so that it is not used arbitrarily.</p> <p><b>NOTE:</b> Decision (“OG MN” no.</p>
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									<p>22/14) contains the list of goods for import/export which is under licensing regime, whereas Art. 1.3. prescribes that goods which are not on this list are to be treated as free for import/export [no licence/authorisation required], unless otherwise prescribed by separate [sectorial] laws .</p> <p>Art. 1.3. of the Decision establishes, updates and publishes the list of goods whose import/export is free in a manner which is contrary to Art. 6.3 of the Law on Foreign Trade, since by the Law required information are provided in incomplete manner [no separate list of goods given], and in addition their status is conditioned with "possible" different regime (licence) when and if so required by separate regulations.</p>
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5.	Law on foreign trade in arms, military equipment and dual-purpose goods (Official Gazette of ME, 80/08) – Art. 6.1.1						X		<p>In accordance with Art. 346.2. TFEU every MS may take measures for the protection of the essential interests of its security which are connected with the production of or trade in arms and military equipment (munitions and war materials).</p> <p>With executed screening of the Law and bylaws of the Government it has been established that they do not contain provisions which represent MEE.</p> <p>Based on Art. 6.1.1. of the Law full harmonization has been achieved with EU acquis - Common Military List Of The European Union (CFSP) (2014/C 107/01), from 17 March 2014) – by the adoption of Decision on establishment of National control list of arms and military equipment (“OG MN”, 42/14) whose part</p>
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									<p>is also the mentioned list, and which Decision has been adopted on the Government session on 4 September 2014.</p> <p><b>NOTE:</b></p> <p>1. With the adoption of the Law on Control of Export of Dual use goods ("OG MN", no. 30/12") repealed are the provisions of the 2008 Law in respect of the provisions regulating trade in dual use goods.</p> <p>2. Based on art. 6 of the Law on Control of Export of Dual use goods, full harmonization has been achieved with EU acquis - Council Regulation (EC) No 388/2012. from 19. April 2012) – by the adoption of Decision on establishment of National control list of dual use goods ("OG MN", no. 37/13) whose part is also mentioned list, and which Decision has been adopted on the Government session from 27 June 2013.</p>
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6.	Energy Law (Official Gazette of ME, No 28/10 and amendments) – Art. 182	<p>Measure of equivalent effect</p> <p>National provisions related to the inspections and controls/Authorisation procedures</p>			X			II Quarter 2016	<p><b>RECOMENDATION:</b> Amend the Art. 182 of the Law in part of inspection control, especially in part of supervision over the production of products and construction of objects, in line with sectorial laws and regulations.</p> <p><b>NOTE:</b> Said provision (Art. 182) prescribes that the supervision of the use of the law and other regulations is done by the Ministry, whereas inspection control within the area of ministry powers is done by electro-energetic inspectors and thermo-energetic inspectors.</p> <p>As a consequence, the provision (Art. 182) has to be amended in manner to take in consideration provisions of other laws i.e. Law on Market Surveillance,</p>
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									<p>and draft of the Government Decree on establishment of Groups of Products that are subjected to market surveillance (prepared by the Ministry of Economy), which among others for construction products establishes competence of Market Inspection (MI) and Construction Inspection (CI). The same is valid for other sectorial regulations i.e. Law on Spatial Development and Building which regulates competencies of Spatial Protection Inspection.</p> <p>Adoption of the recommendation would lead to harmonization with national legal system, while securing horizontal and vertical alignment of legislative acts; hence basic requirements for the surveillance of relevant products would be met in terms of them being</p>
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									clear and objective, and known in advance for the undertakings concerned – legal certainty.
7.	Law on control of products containing precious metals (Official Gazette of ME, No 40/10) – art. 1 – 40 (art. 3.2, 5.3.2., 10, 11, 17, 19, 20.1)	Authorisation procedures/Requirements as to presentation of the goods (composition, presentation, labelling)			X			IV Quarter 2018  (Entry into force on date of accession)	<p>Measure of hallmarking the products (articles) of precious metal (pm) which are imported can be justified by overriding reason of public interest: consumer protection and ensuring fair trading, but only under condition when imported product does not have hallmark of fineness on product of p.m.<sup>17</sup>.</p> <p><b>RECOMMENDATION:</b></p> <p>The mentioned articles of the law in the process of accession negotiations i.e. on day of accession to EU can be treated as potential restriction to free movement of goods – measure of equivalent effect. In course of negotiations it is</p>

<sup>17</sup> Slučaj C-30/99 Commission v Ireland [2001] ECR I-4619.

									<p>deemed that consultations on transitional period with EC will be required (entry into force from the day of accession).</p> <p>Consequently, future amendments of the Law, among others, have to allow for:</p> <ol style="list-style-type: none"> <li>1. Marketing of products of p.m. which instead of numerical indication of standard of fineness found in Art. 6 of the Law have some other symbol which represents relevant type of p.m. and relevant legal standard of fineness, confirmed with hallmark of MS of the European Economic Area (EEA), and under the condition that the information/description it bears is equivalent to numerical indication of standard of</li> </ol>
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									<p>fineness.</p> <p>2. Mutual recognition – which implies that obligation of labelling with mark of the importer of products of p.m. is not applicable to importers when the products of p.m. are struck with manufacturer's mark originating from the MS of the EEA; and that in Montenegro official national hallmarks the MS of the European Economic Area are recognized, under the condition that they apply same or equivalent systems of fineness testing and hallmarking as in Montenegro.</p> <p>3. That importer does not have to be established in Montenegro with obligation of having its principal seat there, but in contrast that</p>
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									same is allowed to undertaking with seat in other MS EEA.
<b>2. Ministry of Finance</b>									
8.	Law on public procurement (Official Gazette of ME, No 42/11) – Art. 50 i 51	Restriction of use				X		IQ 2017	<p><b>RECOMENDATION:</b></p> <p>Review the need on alignment of provisions on „technical specifications “by means of full harmonization with Directive 2004/18/EC Art. 23, and Annex VI (now Directive 2014/24/EU Art. 42, and Annex VII) which would allow for full application of art. 34-36 TFEU in terms of free movement of goods in case of public procurement.</p> <p>Given nonalignment in course of accession negotiations i.e. day of membership in EU can be treated as potential restriction to free movement of goods – measure of equivalent effect (restriction of use).</p>

									<p><b>NOTE:</b></p> <p>If finding on non-alignment is confirmed, future implementation of the Law in practice, even though only potentially, can cause different treatment of national and foreign economic operators and thus be treated as potential restriction to free movement of goods measure of equivalent effect.</p> <p>Only with full harmonization of national provisions with given provisions of the EU Directive Art. 34 -36 TFEU do not apply i.e. fully harmonized national provisions, once establishing rights and duties, in that case are seen as substantiating the free movement of goods principle found in art. 34-36 TFEU.</p>
9.	Law on games of chance (OG of ME, No 52/04 and amendments) – Art.	Measure of equivalent effect/Restriction of use					X		Screened measure (i.e. conditions and manner

	12.7, 36.1.11., 44, 51, 52.1.8., 59, 62.5., 63-68								of putting in use slot machines) is justified by overriding reasons of public interests.  Overriding reasons of public interest are: protection of fundamental values of social order which can result from gambling, crime prevention, consumer protection and prevention of fraud.
<b>3. Ministry of Agriculture and Rural Development</b>									
10.	Law on tobacco (Official Gazette of ME, No 48/08 and 76/08)  Art. 12	Authorisation requirements/obligation to provide storage facilities					X		Screened measure is justified by overriding reasons of public interests and since subsequent inspection control (of storage facilities) within tobacco whole sale is to be regarded as being too late to be genuinely effective.  Overriding reasons of public interest are: protection of public health, consumer protection and prevention of fraud,

									since prior authorisation - control of fulfilment of criteria in terms of storage conditions is needed (i.e. health and hygienic requirements).
10. a	Art. 13.	Authorisation requirements/authorisation costs					X		<p>Through screening of the Law it has been confirmed that the same does not contain provisions which represent MEE.</p> <p>Administrative costs of issuing authorisation are calculated in accordance with Law on Administrative Taxes no. 122 and 123 – special fee for administration of request for issuing authorisation (proportionate to the real costs).</p>

10. b	Art. 1 - 40	Restriction of use					X		<p><b>RECOMENDATION:</b> Secure full harmonization with Directive 2014/40/EU which repeals Directive 2001/37/EC, which in turn will eliminate existing restriction of free movement of following goods: production and sale, among others, of electronic cigarettes and refill containers, since same are currently not regulated with screened Law.</p>
11.	Law on restriction of usage of tobacco products (Official Gazette of RME, No 52/04 and amendments) – Art. 6	<p>Measure of equivalent effect</p> <p>Restriction of use / Requirements as to presentation of the goods (presentation, labelling)/advertising restrictions</p>			X			IV Q 2018	<p><b>RECOMENDATION:</b> Secure full harmonization with Directive 2014/40/EU which repeals Directive 2001/37/EC, which in turn will, among others, eliminate nonalignment in terms of advertising of tobacco and other products in manner as prescribed by new directive, and eliminate existing restriction of free movement of goods</p>

										<p>– restriction of use of electronic cigarettes and refill containers, since same are currently not regulated with screened Law.</p> <p><b>NOTE:</b> In remaining part, screening of Law has confirmed that other articles do not contain provisions that represent MEE.</p> <p>Subject of the regulation of art. 1 of the Law - restriction of usage of tobacco products - is justified by overriding reasons of public interest: public health protection, consumer protection (especially kids) (i.e. prevention of harmful effects of use of tobacco products, particularly harmful ingredients of cigarettes (tar, nicotine and carbon monoxide), advertising of tobacco products, especially sale to minors, as well as</p>
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									display of combined health warnings on the package of tobacco product consisting of colour photographs or other illustrations and one textual warning.
<b>4. Ministry for Information Society and Telecommunications</b>									
12.	Law on electronic commerce (Official Gazette of RME, No 80/04 with amendments)							X	Executed screening of the Law has confirmed that it does not contain provisions which are representing MEE.  <b>NOTE:</b> Harmonized with Directive 2000/31/EC
13.	Law on postal services (Official Gazette of ME, 40/11)							X	Screening of the Law has confirmed that it does not contain provisions which are representing MEE.  <b>NOTE:</b> Full harmonization with acquis from Chapter 3 and Postal Directives: 97/67/EC, 2002/39/EC, 2008/6/EC) (only minor and potential non-compliance with State aid acquis



**Analysed LIST  
OF POTENTIAL NON-TECHNICAL REGULATIONS THAT MIGHT CONTAIN BARRIERS TO TRADE**

No.	Title of regulation <sup>18</sup> (and number of Official Gazette)	Type of non-compliance	Proposed measure <sup>19</sup>					Timeline for Analysis	Status/Comment
			A	B	C	D	E		
<b>1. Ministry of Economy</b>									
1.	Decree on conditions for organising public and auction sale of goods (Official Gazette MN 1/10)	No provisions that are not aligned with Art. 34-36 TFEU/no impact on free movement of goods					X		
2.	Decision on control list for import and export of goods (Official Gazette MN 22/14)	Authorisation procedure/ Criteria for procedures of competent authorities (transparency, non-discrimination, criteria to be known in advance, restriction of arbitrary decision making)		x				IV Q 2016	Legal basis for this regulation is contained in Article 6 paragraph 3 of the Law on Foreign Trade which lays down that this Decision shall establish, update and publish the list for export and import containing information on the goods whose export and import are unrestricted, as well as the

<sup>18</sup>Unofficial translation of regulations' titles

<sup>19</sup>**A** – Withdrawal of entire regulation

**B** – Substitution with updated regulation

**C** - Withdrawal of certain provisions which contain unjustified barriers

**D** - Planned withdrawal within the process of adoption of EU harmonization legislation,

**E** – No need for action as it is aligned with Art. 34 – 36 TFEU.

									information on the goods whose export and import is restricted in any manner whatsoever in accordance with the provisions of this Law. As it is not possible to publish the goods for which the permit is not required, thus, by the adoption of the new Law on Foreign Trade the part relating to the list of goods which are in free regime will be abolished.
3.	Rulebook on detailed conditions for manufacturing and composition of precious metal articles (Official Gazette MN 40/11)	No provisions that are not aligned with Art. 34-36 TFEU/no impact on free movement of goods					x		Law on Control of Precious Metal Articles (Official Gazette of Montenegro 40/10) contains legal basis for this piece of secondary legislation. As this Law is a technical regulation MRC will be included in this Law by the end of 1 <sup>st</sup> quarter of 2018. MRC will be applicable after MNE's accession to the EU. After MRC is included in the new Law, the Rulebook shall have no impact on free movement of goods.

4.	Rulebook on design, content and dimensions of manufacturer's mark of precious metal articles and importer's mark of precious metal articles (Official Gazette MN 40/11)	No provisions that are not aligned with Art. 34-36 TFEU					x		Law on Control of Precious Metal Articles (Official Gazette of Montenegro 40/10) contains legal basis for this piece of secondary legislation. As this Law is a technical regulation MRC will be included in this Law by the end of 1 <sup>st</sup> quarter of 2018. MRC will be applicable after MNE's accession to the EU. After MRC is included in the new Law, the Rulebook shall have no impact on free movement of goods.
5.	Rulebook on conditions for manufacturing of precious metal articles in regard to equipment and premises and manner of establishing whether the conditions have been met (Official Gazette MN 40/11)	No provisions that are not aligned with Art. 34-36 TFEU					x		Law on Control of Precious Metal Articles (Official Gazette of Montenegro 40/10) contains legal basis for this piece of secondary legislation. As this Law is a technical regulation MRC will be included in this Law by the end of 1 <sup>st</sup> quarter of 2018. MRC will be applicable after MNE's accession to the EU. After MRC is included in the new Law, the Rulebook

									shall have no impact on free movement of goods.
<b>2. Ministry of Health</b>									
6.	Law on Pharmaceuticals (Official Gazette MN 56/11 and 6/13)	No provisions that are not aligned with Art. 34-36 TFEU					x		
7.	Decree on criteria for setting maximum prices of pharmaceuticals (Official Gazette RMN 50/07 and Official Gazette MN 62/10)	No provisions that are not aligned with Art. 34-36 TFEU					x		
8.	Decree establishing basic and supplementary list of pharmaceuticals (Official Gazette MN 41/12)	The rules of good practice and procedural measures have been adopted in line with the World Health Organization – no prohibited procedural measures.					x		Decree establishing basic and supplementary list of pharmaceuticals (Official Gazette MN 41/12) is in line with WHO standards
9.	Decision establishing list of pharmaceuticals which are prescribed and issued at the expense of the Health Insurance Fund (Official Gazette MN 4/12)	No provisions that are not aligned with Art. 34-36 TFEU					x		
10.	Law on Medical Devices (Official Gazette RMN 79/04 and Official Gazette MN 53/09 and 40/11)	Authorisation procedure (transparency, prior knowledge of criteria)				x		<b>IV Q 2017</b>	The withdrawal within the process of adoption of EU harmonization legislation is planned for IV Quarter of 2017
11.	Rulebook on conditions to be fulfilled by enterprises and other legal and natural persons which market pharmaceuticals, assisting healing devices and medical devices (Official Gazette FRY 16/94 and 66/02)	Authorisation procedure/Criteria for the exercise of powers of national authorities (transparency, non-discrimination, criteria to be known in advance, restriction of arbitrary decision making)		x				<b>IV Q 2017</b>	The substitution with updated regulation is planned for IV Quarter of 2017
12.	Decision on method of payment and amount of reimbursement for entry, deletion and management of register of	No provisions that are not aligned with Art. 34-36 TFEU					x		

	medical devices, manufacturers and legal persons which market and import medical devices (Official Gazette MN 78/09)								
<b>3. Ministry of Internal Affairs</b>									
13.	Law on Explosive Substances (Official Gazette MN 49/08, 58/08, 40/11 and 31/14)	No provisions that are not aligned with Art. 34-36 TFEU					x		The following EU legislation has been transposed in this Law: <b>Council Directive 93/15/EEC of 5 April 1993 on the harmonization of the provisions relating to the placing on the market and supervision of explosives for civil uses and Commission Directive 2008/43/EC of 4 April 2008 setting up, pursuant to Council Directive 93/15/EEC, a system for the identification and traceability of explosives for civil uses; Directive 2007/23/EC of the European Parliament and of the Council of 23 May 2007 on the placing on the market of pyrotechnic articles and Commission Implementing Directive 2014/58/EU of 16 April 2014 setting up, pursuant to Directive 2007/23/EC of the European Parliament and of the Council, a</b>

									<b>system for the traceability of pyrotechnic articles.</b>
14.	Law on Road Traffic Safety (Official Gazette MN 33/12 and 58/14)	National provisions on import of goods – duplication of controls performed in other Member State/inspection requirements/ type approval requirements			x				<b>IV Q 2017</b> National secondary legislation will be adopted which will incorporate harmonised EU legislation.
15.	Rulebook on technical requirements for vehicles which are imported or placed on the Montenegrin market (Official Gazette MN 5/15)	National provisions on import of goods – duplication of controls performed in other Member State/inspection requirements/ type approval requirements			x				<b>IV Q 2017</b> National secondary legislation will be adopted which will incorporate harmonised EU legislation.
16.	Law on Public Gathering (Official Gazette MN 31/05 and 47/14)	No provisions that are not aligned with Art. 34-36 TFEU					x		The authorisation procedures for road closures are not provided for in this Law but in the Law on Road Traffic Safety (See 16a)
16a	Law on Road Traffic Safety (Official Gazette MN 33/12 and 58/14)	Authorisation procedure/ passive state measures that restrict import and movement of goods				x			<b>IV Q 2018</b> New Law on Road Traffic Safety will be also harmonised with Council Regulation (EC) No 2679/98 on the functioning of the internal market in relation to the free movement of goods among the Member States which establishes an information and monitoring mechanism as regards major obstacles to trade which inflict serious losses on individuals

4. Ministry of Agriculture									
17.	Law on Planting Material (Official Gazette RMN 28/06 and Official Gazette MN 40/11 and 61/11)	No provisions that are not aligned with Art. 34-36 TFEU					x		From the date of MNE's accession to the EU, provisions at issue of the Law on Planting Material shall not apply to Member States.(Article 69 b)
18.	Law on Seed Material for Agricultural Plants (Official Gazette RMN 28/06 and Official Gazette MN 73/10, 40/11 and 61/11)	No provisions that are not aligned with Art. 34-36 TFEU					x		From the date of MNE's accession to the EU, provisions at issue of the Law on Seed Material for Agricultural Plants shall not apply to Member States.(86 b)
19.	Law on Food Safety (Official Gazette MN 14/07 and 40/11), in the meantime new Law on Food Safety was adopted in the Parliament	In the newly adopted Law on Food Safety no barriers to trade have been identified in relation to Art. 34-36 TFEU.					x		
5. Ministry of Education									
20.	Rulebook on conditions to be fulfilled by educational organisations (driving schools) which educate candidates for drivers (Official Gazette FRY 46/91)	Restrictions in use Mandatory use of non-state-of-the-art equipment that could be too restrictive and non-proportional			x			<b>IV Q 2016</b>	The Rulebook prescribes a requirement to use obsolete equipment (overhead projector) which cannot be found on the market. By the adoption of a new rulebook this provision will be repealed.