



EUROPEAN COMMISSION

Directorate-General for Internal Market, Industry, Entrepreneurship and SMEs

Industrial Transformation and Advanced Value Chains
Advanced Engineering and Manufacturing Systems

Ref: TCAM WG (15)03: minutes of TCAM WG 14

**Draft minutes of the 14th meeting of the TCAM WG (Brussels)
31st May – 1st June 2018**

Participants

European Commission:

[REDACTED] (Chairperson on day 1, DG GROW), [REDACTED]
(Chairperson on day 2, DG GROW), [REDACTED] DG GROW),
[REDACTED] (DG GROW), [REDACTED] (DG GROW), [REDACTED]
(DG CNECT), [REDACTED] (DG GROW).

Represented Organisations:

See List of Participants (CIRCABC)

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

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2.2 Update on Article 3(3)

- **Article 3(3)(a)**

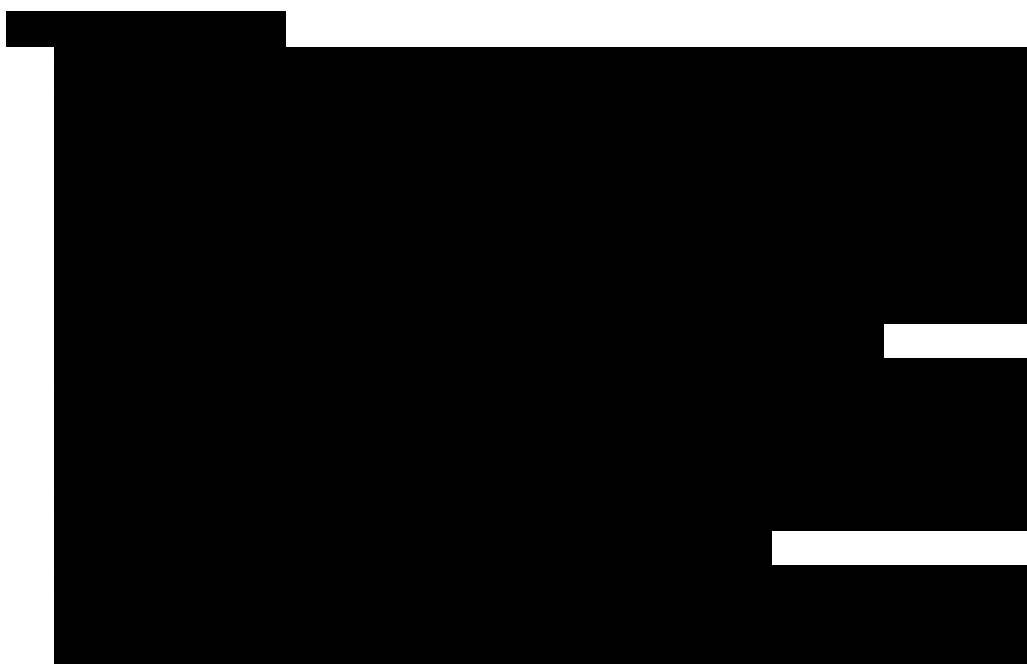
The Commission Services recalled the publication of DigitalEurope's [MoU](#), explaining that it did not meet completely the Commission and European Parliament's expectations. The Commission's Services also recalled that they asked for the MS and stakeholders' assessment of the MoU, yet they did not receive any. They also announced that, in order to have a thorough understanding of the problem, a study would be commissioned. This study would also serve as a basis of a potential Impact Assessment.

ANEC pointed to some weakness of DigitalEurope's MoU and supported the adoption of a delegated act pursuant Article 3(3)(a) and recalled the position papers/letters that had been addressed to the Commission. They also supported the enlargement of the scope of a possible delegated act to several electronic equipment, not only smartphones. Lithuania emphasised that some mobile phones are not smartphones and asked the reasons to limit the MoU to smartphones only. DigitalEurope replied to Lithuania mentioning that they invited non-smartphones manufacturers to sign the MoU, yet they refused to.

The Commission Services fostered MS to consult all their relevant National Services and possible stakeholders and provide their position by the end of June 2018. They also announced that the study would take into account several factors (scope, safety, interoperability, performance, consumer convenience, environmental aspects, regulatory instruments, etc).

Germany informed that internal discussions, not yet final, would point to a preference for a voluntary option but understood that the Commission has reservations on the final text of the MoU. They recommended to analyse whether the best option would be to use the available empowerment in Article 3(3)(a) or to consider another or adapt another legal instrument. The Commission confirmed that the aim of the study is to assess different options, including the regulatory one.

! Action point: MS to consult all their relevant National Services and possible stakeholders and provide their position on the Common Charger by the end of June 2018.



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