



Swiss legislation under the European firmament

In order to ensure the free movement of goods, services, capital and people within the European single market, the European Union has issued numerous directives the aim of which is to harmonize the legal provisions of its member states. The member states must integrate the contents of these guidelines into their own legislation.

Before the conclusion of the bilateral negotiations, Switzerland had resolved to voluntarily accept the guidelines relating to the movement of goods, thereby creating the prerequisites for the free movement of goods with EU countries. The following stipulations are important in this connection (the list is not comprehensive):

The focus is on the Federal Swiss law that regulates technical trade barriers (THG).

This includes:

The ordinance on the Swiss system of accreditation and the designation of testing, conformity evaluation, application and approval bodies (AkkBV).

The relevant requirements are specified in the following standards:

- Standard EN ISO/IEC 17011 Conformity assessment – General requirements for accreditation bodies accrediting conformity assessment bodies
- Standard EN ISO/IEC 17065 Conformity assessment – Requirements for bodies certifying products, processes and services

The Federal Swiss law relating to the safety of products (PrSG) is relevant when recommending technical devices and equipment and putting them into circulation,

This includes:

The ordinance governing the safety of machinery (MaschV).

On the basis of this ordinance, the essential safety and health requirements of the following European directives will apply:

- Directive 2006/42/EC on machinery, and amending Directive 95/16/EC (MD).
- Directive 2009/127/EC amending Directive 2006/42/EC with regard to machinery for pesticide application.

The ordinance governing the safety of personal protective equipment (PSAV).

On the basis of this ordinance, the essential health and safety requirements of the following European regulation will apply:

- Regulation (EU) 2016/425 on personal protective equipment and repealing Directive 89/686/EEC.

The ordinance governing the safety of products (PrSV)

This Ordinance contains provisions for the placing of products on the market, which are applicable on a subsidiary basis where no corresponding provisions have been defined under Article 4 of the Swiss Federal Law on Product Safety (PrSG) or similar legislation on product safety.

The ordinance on the safety of elevators (AufzV).

The Federal Swiss law relating to low and high voltage installations applies where the safety of electrical equipment is concerned (EleG).

This includes:

The ordinance on low-voltage electrical products (NEV)

This lays down the requirements set forth in Directive 2014/35/EU on the harmonisation of the laws of the Member States relating to the making available on the market of electrical equipment designed for use within certain voltage limits (LVD).

The ordinance on electromagnetic compatibility (VEMV)

This lays down the requirements set forth in Directive 2014/30/EU on the harmonisation of the laws of Member States relating to electro magnetic compatibility (EMCD).

The ordinance on equipment and protective systems intended for use in potentially explosive atmospheres (VGSEB)

This lays down the requirements set forth in Directive 2014/34/EU on the harmonisation of the laws of Member States relating to equipment and protective systems intended for use in potentially explosive atmospheres.

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