



28 August 2018

(18-5368)

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Committee on Technical Barriers to Trade

Original: English

**NOTIFICATION** 臺灣 通知－鐵路法及大眾捷運法

The following notification is being circulated in accordance with Article 10.6

1.	<b>Notifying Member:</b> <u>THE SEPARATE CUSTOMS TERRITORY OF TAIWAN, PENGHU, KINMEN AND MATSU</u> <b>If applicable, name of local government involved (Article 3.2 and 7.2):</b>
2.	<b>Agency responsible:</b>  Railway Bureau Ministry of Transportation and Communications 9F., No. 7, Sec. 2, Xianmin Blvd. Banqiao Dist., New Taipei City 220, Taiwan Tel: (886-2)8072-3333 ext.3605 Fax: (886-2)8969-1567 E-mail: <a href="mailto:mst_chen@rb.gov.tw">mst_chen@rb.gov.tw</a>  <b>Name and address (including telephone and fax numbers, email and website addresses, if available) of agency or authority designated to handle comments regarding the notification shall be indicated if different from above:</b>
3.	<b>Notified under Article 2.9.2 [X], 2.10.1 [ ], 5.6.2 [ ], 5.7.1 [ ], other:</b>
4.	<b>Products covered (HS or CCCN where applicable, otherwise national tariff heading. ICS numbers may be provided in addition, where applicable):</b> Railway or tramway locomotives, rolling- stock and parts thereof; railway or tramway track fixtures and fittings and parts thereof; mechanical (including electro- mechanical) traffic signalling equipment of all kinds (HS 86). Railway Engineering (ICS 45).
5.	<b>Title, number of pages and language(s) of the notified document:</b> Draft Amendments to the Railway Act and the Mass Rapid Transit Act (2 page(s), in English; 4 page(s), in Chinese)
6.	<b>Description of content:</b> With a view to ensuring safety of public transportation systems and enhance the quality of public transportation systems, the Railway Bureau proposes to amend the Railway Act and the Mass Rapid Transit Act by establishing a testing and certification system for products to be used in railways and mass rapid transit systems. The proposed amendments involve addition of a new Article to each Act, Article 19-1 to the Railway Act and Article 24-3 to the Mass Rapid Transit Act. Products, which will be designated and announced by the Ministry of Transportation and Communications, have to be certified before they can be used in the rail transportation systems. Details of the testing and certification system, including the items, test procedures, certification requirements and qualification of certification bodies, will be further designed and notified to the WTO after promulgation of revisions to both Acts. 為了確保大眾運輸系統安全和提升大眾運輸系統品質，交通部鐵道局提案修正鐵路法及大眾捷運法，對於使用在鐵路和大眾捷運系統的產品建立檢測驗證機制。此次提案新增法條分別為，鐵道法第 19 條之 1 及大眾捷運法第 24 條之 3。產品經交通部指定者，必須經驗證後始得使用在鐵路運輸系統。檢測驗證機制之細節，包括項目、檢測程序、驗證規定和驗證機構資格，將在公布法規後僅一步指定並通知 WTO。

7.	<b>Objective and rationale, including the nature of urgent problems where applicable:</b> Protection of human health or safety; Quality requirements
8.	<b>Relevant documents:</b> Railway Act The Mass Rapid Transit Act
9.	<b>Proposed date of adoption:</b> To be determined <b>Proposed date of entry into force:</b> To be determined
10.	<b>Final date for comments:</b> 60 days from notification
11.	<b>Texts available from: National enquiry point [X] or address, telephone and fax numbers and email and website addresses, if available, of other body:</b> <a href="https://members.wto.org/crnattachments/2018/TBT/TPKM/18_4572_00_e.pdf">https://members.wto.org/crnattachments/2018/TBT/TPKM/18_4572_00_e.pdf</a> <a href="https://members.wto.org/crnattachments/2018/TBT/TPKM/18_4572_00_x.pdf">https://members.wto.org/crnattachments/2018/TBT/TPKM/18_4572_00_x.pdf</a>