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LIA Market Surveillance Activities 2018 summary



Lighting Industry Association





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Market Surveillance Activity

Market intelligence actions

Member market surveillance programme

Retail/Wholesale surveillance



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Market intelligence

Members reporting potential non-compliances

Confidentiality assured

Complaints against members are dealt with by LIA
Non-compliances must be addressed

Non-members

LIA may contact non-member directly

Safety –report to Trading Standards

Performance- report to Office for Product Safety and Standards (ex Regulatory Delivery, ex NMRO)



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2018

8 safety cases reported to Trading Standards
30 other compliance issues reported to OPSS

Results hard to track owing to confidentiality
but we are aware of actions to remove
products from the market.



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Typical problems:

labelling, lumen equivalence claims, missing CE mark, access to live parts, incorrect earthing arrangements, missing instructions, banned lamps, abuse of special purpose regulations

Low cost imported lamps are a major problem



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Membership Surveillance Programme

Why?

If we are to criticise others we must make sure our own house is in order

Supports members in seeking compliance

Adds value to LIA membership

Monitor state of compliance in our industry



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2018

All members have at least 1 product selected per year

10 days to respond- as per official request

Random selection of product

Request Technical File

Desk study of file – if any concerns a product may be requested.

Non-compliances reported to member

Action to correct agreed

If non-compliances are not addressed in reasonable timescale- membership may be withdrawn.

LIAQA members- product selected at audit



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LIA Members' Market Compliance Scheme

2018

Overview

257 LIA members selected

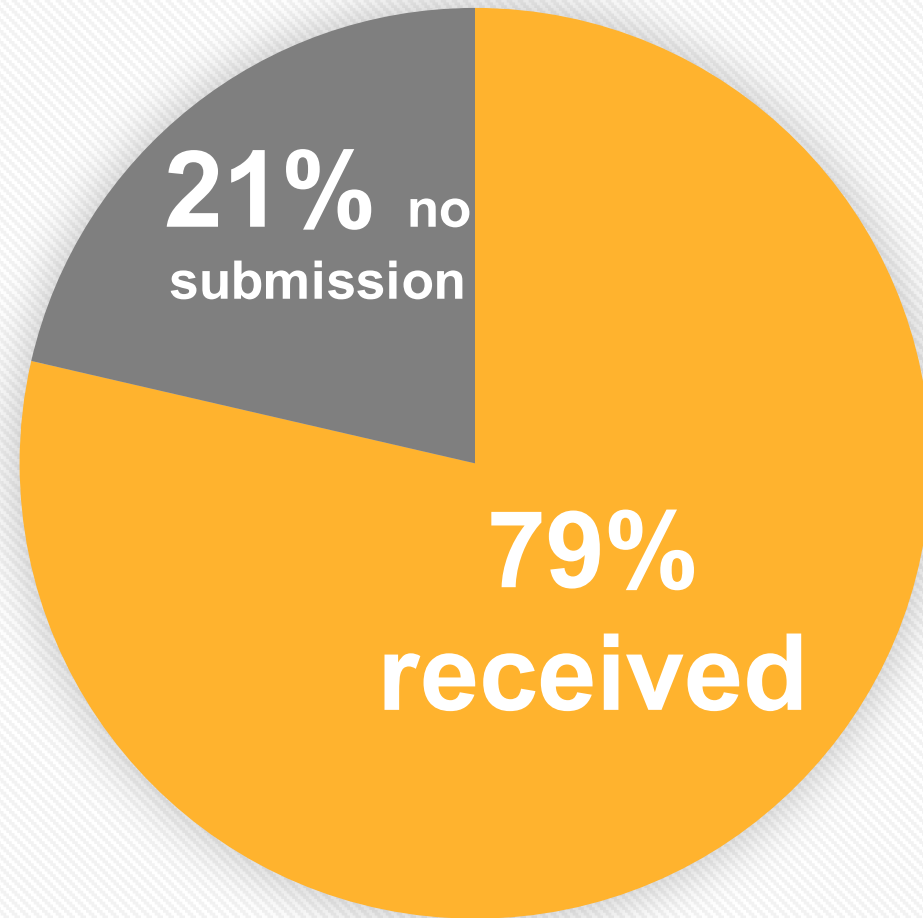
61 exempted (service, not placing products on market)

9 deferred to 2019 (LIAQA audit)



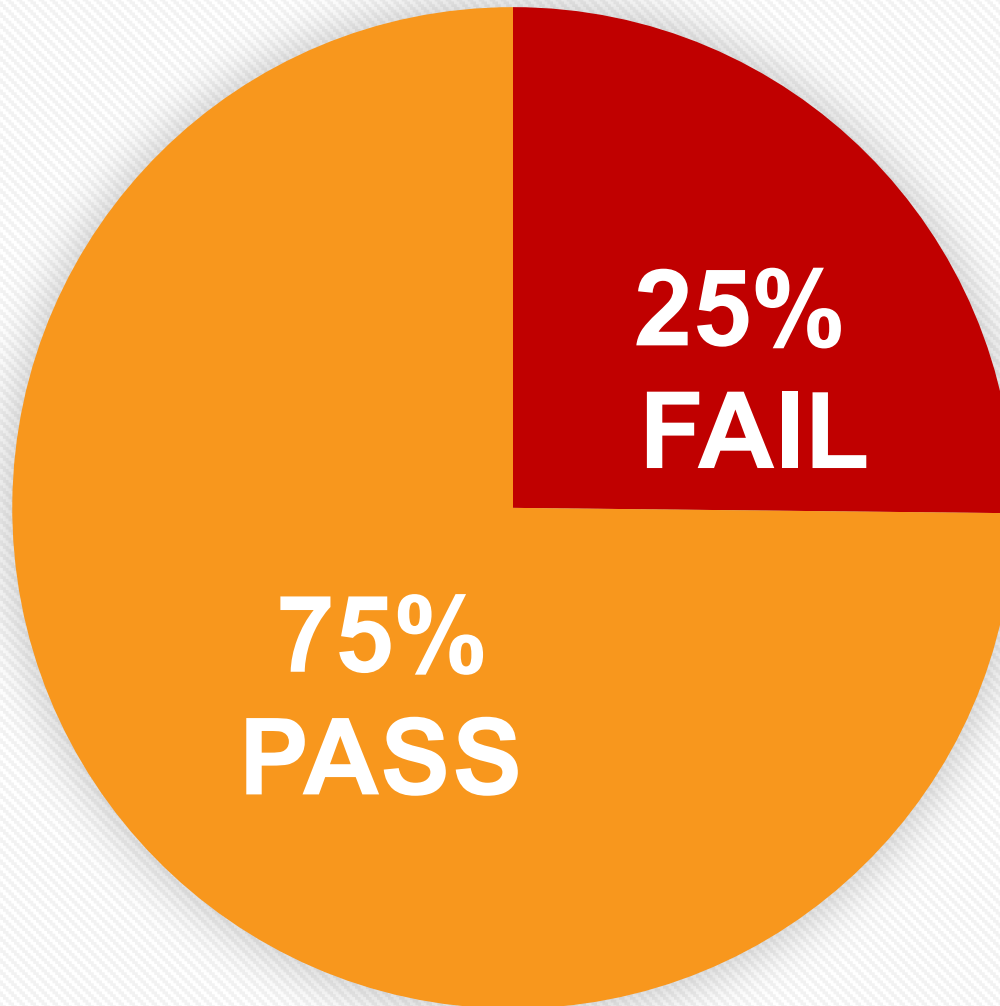
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187 Technical Files Request Sent Out





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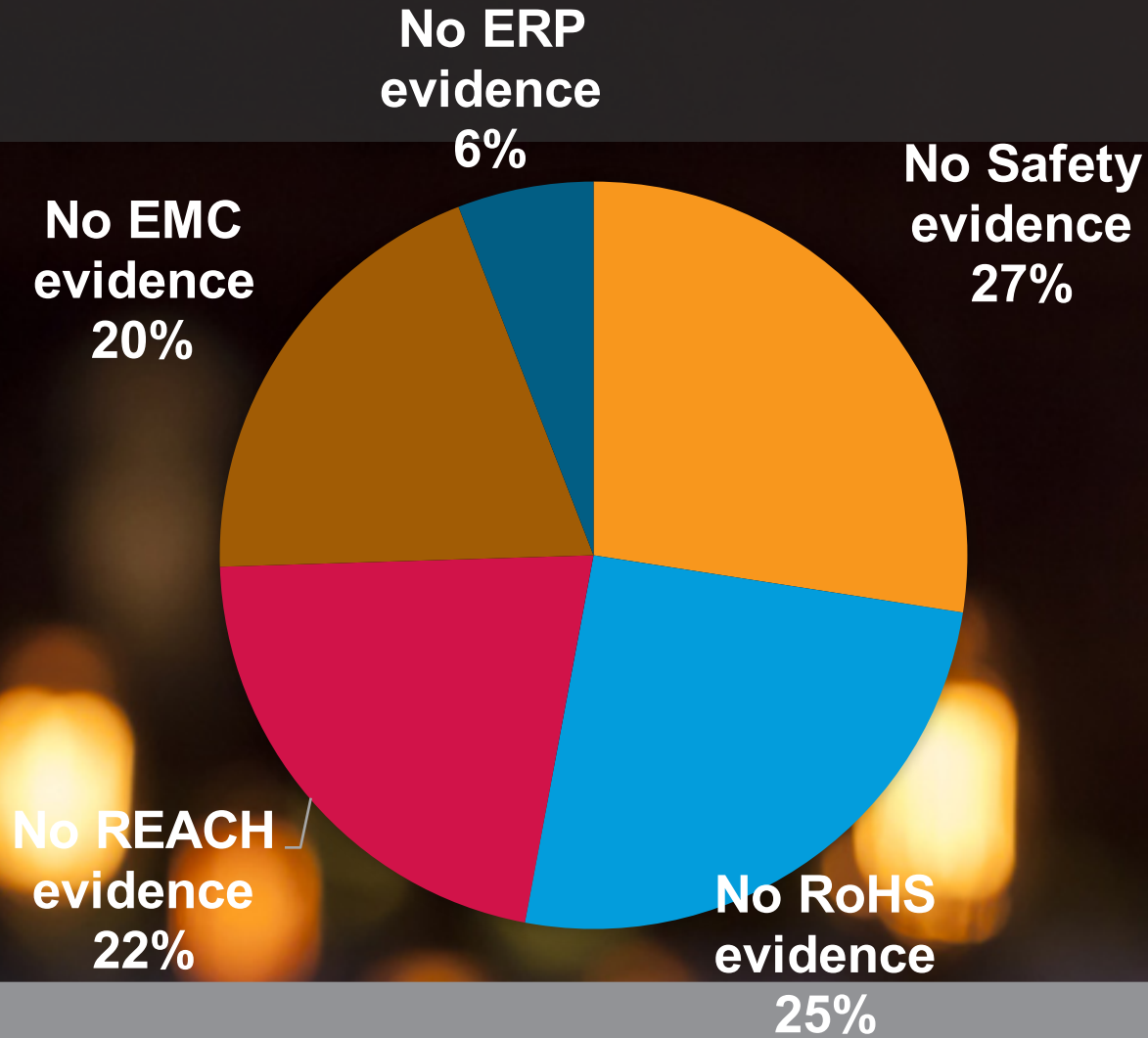


2017 pass rate 63%



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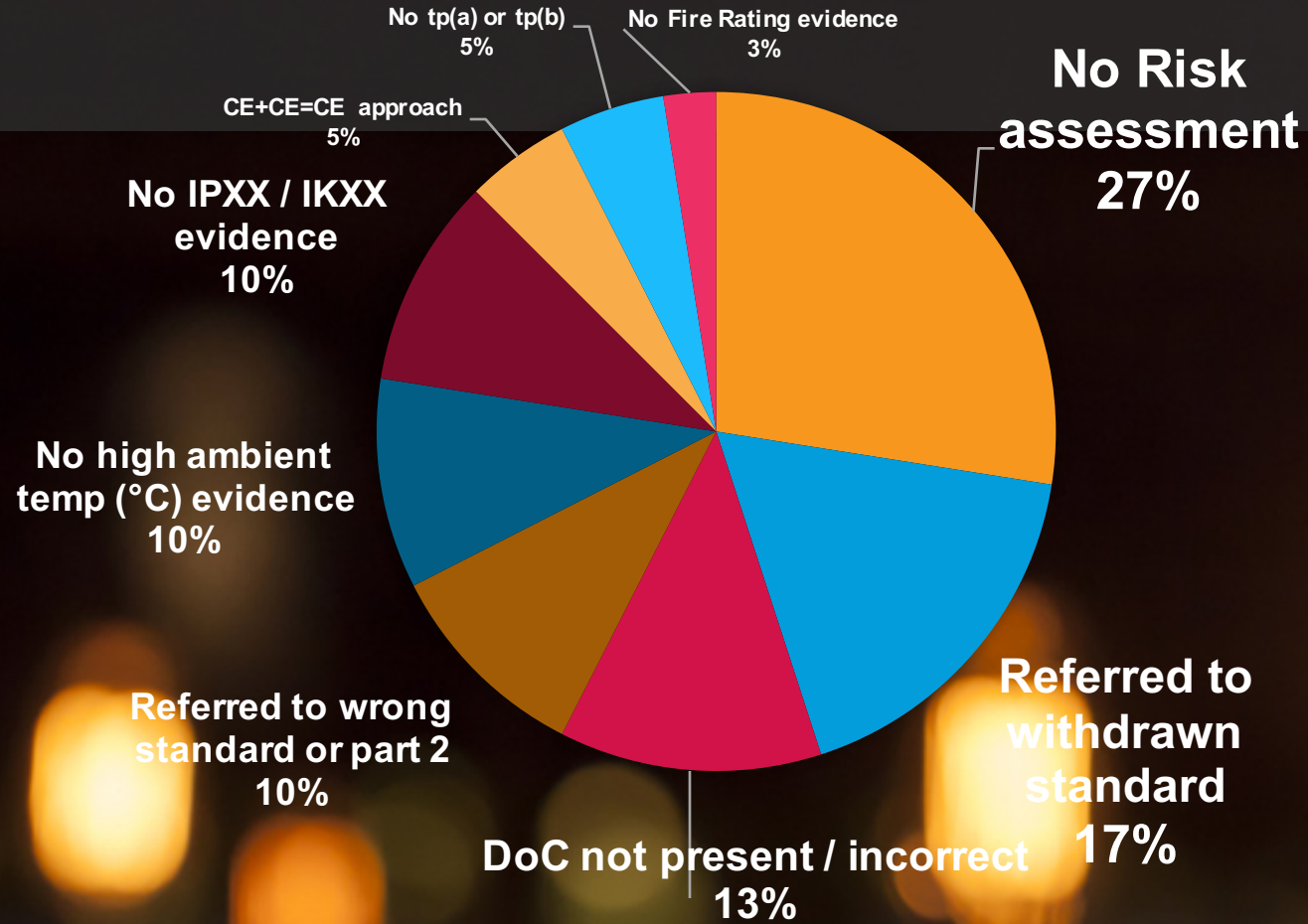
NO EVIDENCE TO CE MARK DIRECTIVES





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OTHER NON-COMPLIANCES





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LIA actions on non compliant members:

5 members removed

15 awaiting corrective actions

3 final letter sent advising membership will be rescinded

15 under review- failed LIAQA audits



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Conclusions

75% pass rate (improvement on 2017-63%)
25% failed- many are minor non-compliances
Improving understanding of CE marking requirements
Still some misconceptions about what a TF should contain
Improved understanding of the purpose of the project
-A free health check!

Fail
16.6%

Note- this does NOT mean that 25% are unsafe!



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Further actions:

- Set target for compliance and monitor -80%+ 2019 seeking year on year improvement
- Develop standardised Technical File template
- Guidance document on risk assessment
- New membership criteria- nominated Compliance Officer
- Training
- Marketing campaign to promote the value of the scheme to supply chain

Pass
02%

Fail
16.6%



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Retailer/Wholesaler surveillance project

Why?

Concerns over quality and safety of some consumer and wholesaler supplied products

Pass
62.5%

Better engagement with Technical Managers

16.6%

Support improved compliance

Monitor compliance in the market



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Process-

One major retailer/wholesaler per month
Invited to co-operate
LIA technical staff procure product
LIA experts inspection to agreed scope
Outlet contacted with results
LIA monitor response
Safety issues- report to Trading Standards



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Amazon
B&Q
Poundland
Aldi
B&M
Poundstretcher
YESS,
SND Electrical & Lighting
Rexel,
R S Components

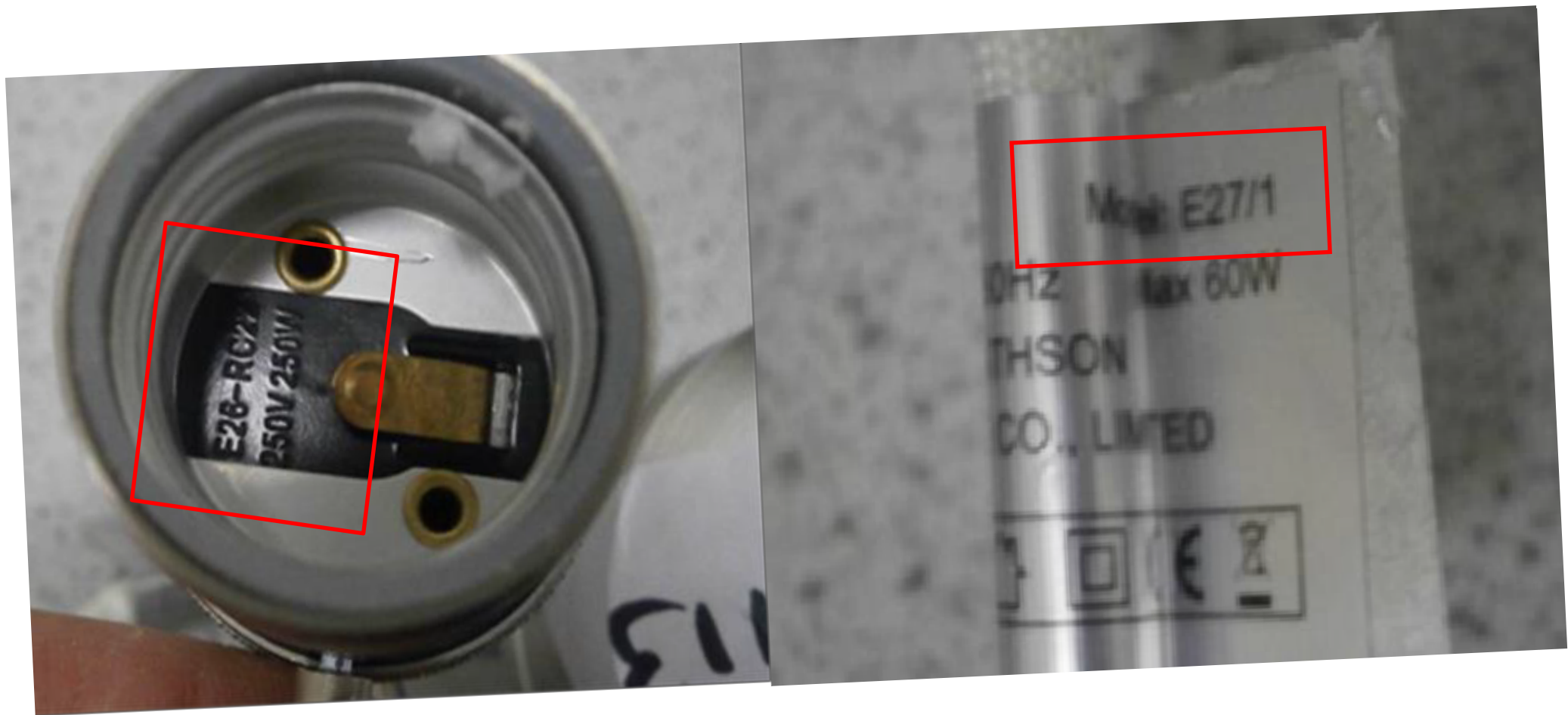


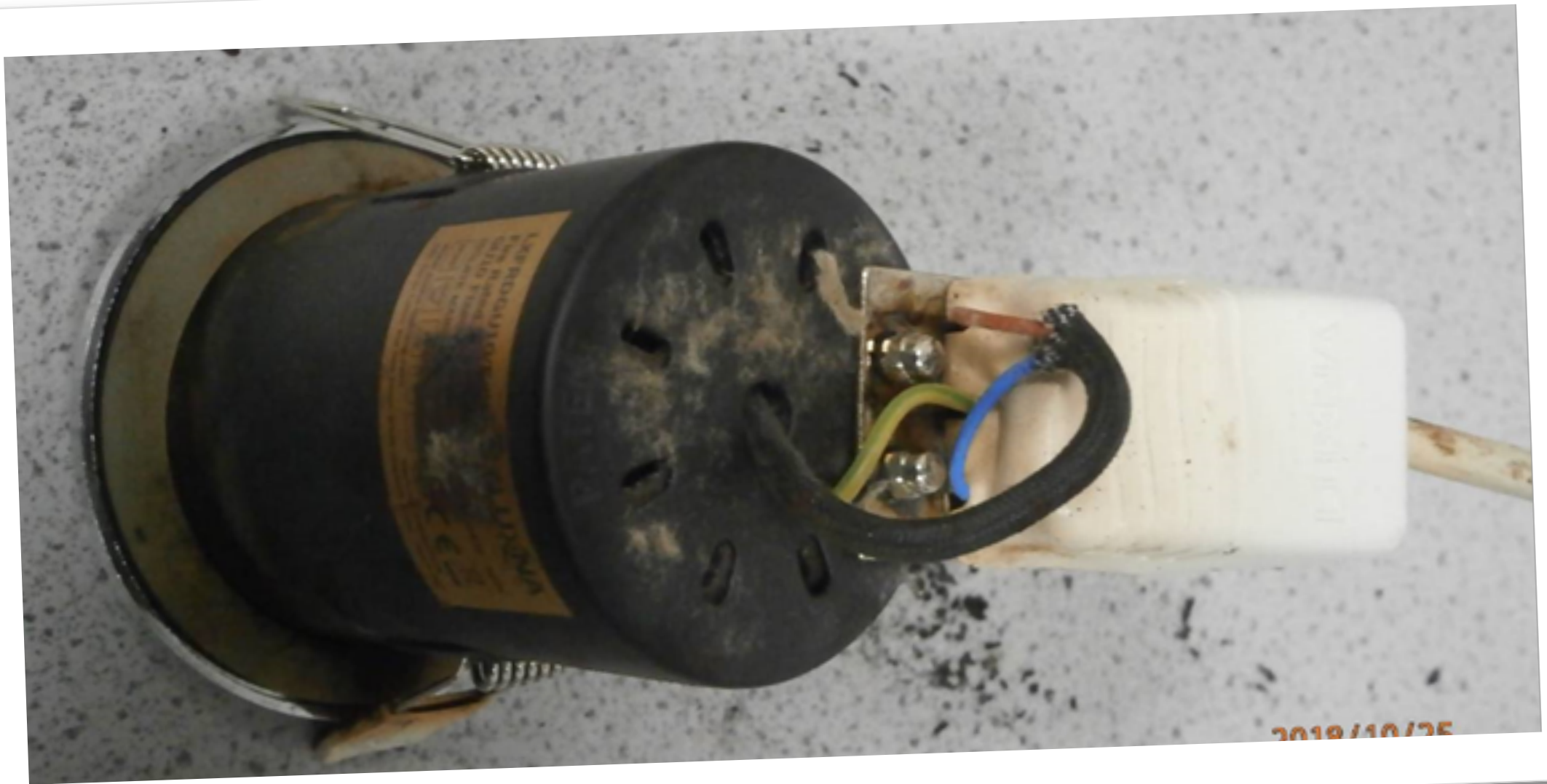


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	Number of Retailers SELECTED	Number of Samples PURCHASED	Type of Product	Assessments COMPLETED	Number of Samples FAILED	Number of Samples PASSED	Currently being tested at the LIA LAB
Retailers (Online & High Street)	6	25	⌘ Domestic Luminaires ⌘ Lamps	16	10	6	9
Wholesalers	4	17	⌘ Comm Luminaires ⌘ Lamps	5	2	3	12
Totals:	10	42		21	12	9	21











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Fulfilment model

Consumer buys online-next day delivery suggests goods are supplied by UK business

Fulfilment House hold stock on behalf of overseas supplier

Consumer sends money to overseas supplier

Delivery triggered

Often avoidance of VAT, import duties, WEEE charges

Supplier outside UK/EU jurisdiction

Glighone Modern LED Wall Lamp Up Down Wall Light Sconce Lights E27 Ideal for Living Room Corridor Bedroom Light, Warm White (Including Light Bulb) [Energy Class A++]

by [Glighone](#)

★★★★☆ ▾ 16 customer reviews

Price: ~~£29.59~~

Sale: £15.88 & FREE UK Delivery on orders dispatched by Amazon over £20. [Delivery Details](#)

You Save: **£13.71 (46%)**

In stock.

Want it delivered by tomorrow, 29 June? Order within 4 hrs 53 mins and choose **One-Day Delivery** at checkout. [Details](#)


Sold by [Glighone](#) and [Fulfilled by Amazon](#). Gift-wrap available.

Note: This item is eligible for **click and collect**. [Details](#)


1 new from **£15.88** 11 used from **£4.35**


- Ideal Decoration - this LED wall lamp up down light soft and warm LED lighting tones add a comfortable and creative atmosphere of life for your house, can be used for living room, bedroom, bathroom, corridor, balcony, stairs, path, patio and so on.
- Noble Design - install wall design according to your preferences, wall-mounted, easy to install.
- Environmentally-Friendly Material - Metallic lampshade use advanced

Buy new: **£15.88**


Yes, I want **unlimited One-Day Delivery** with 

Quantity: ▾

 Add to Basket

 Buy Now

[Turn on 1-Click ordering](#)

 [Deliver to Peter - Banbury OX15 5LE](#)

Buy used: **£4.57**

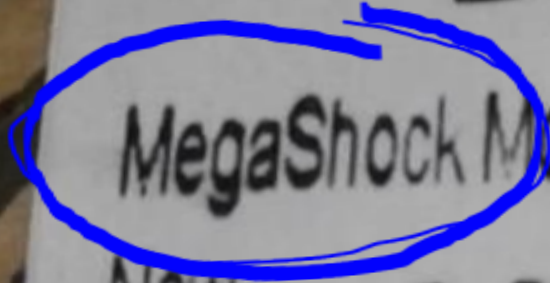
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Other Sellers on Amazon





B075MFCDBS



MegaShock Modern Wall Li...ake up Light Night Light

New

MADEINCHINA



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Actions:

Safety issues reported to Trading Standards
Amazon and other products now removed from market

Press articles

Results shared with consumer watchdog

LightingEurope call for regulations for online trading and improved market surveillance,

Discussions with UK Government

Members and retailers letters to MPs

Workshop with market surveillance authorities



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**Removing 5 products from the market
will not solve the problem:**

**Some are still available with different
supplier names**



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Needs a change in the law to
make the fulfilment house
responsible for compliance
OR
A legally responsible entity in
the EU/UK



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Some progress:

From 2021, large online marketplaces will become responsible for ensuring that VAT is collected on sales of goods by non-EU companies to EU consumers taking place on their platforms.

New regulatory proposals to improve market surveillance and enforcement of regulations particularly for non-EU suppliers- potentially far reaching but still has to go through legislative process

Proposals to make online platforms responsible for WEEE and packaging waste compliance

Major online platforms have signed a voluntary agreement to enable rapid withdrawal of unsafe products

LightingEurope have made this a front line strategic topic

MUCH more needs to be done to tackle non-compliance



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Thank you