

APPENDIX 2-B-1

1. Annex 2-B shall cover those products listed in Article 1.2 of Annex 2-B which:
 - (a) in the case of the European Union's obligations, fall, at the date of signature of this Agreement, within the scope of *Directive 2006/95/EC* of the European Parliament and of the Council of 12 December 2006 on the harmonisation of the laws of Member States relating to electrical equipment designed for use within certain voltage limits (codified version), or *Directive 2004/108/EC* of the European Parliament and of the Council of 15 December 2004 on the approximation of the laws of the Member States relating to electromagnetic compatibility and repealing *Directive 89/336/EEC*, or of the provisions on safety or electromagnetic compatibility of *Directive 1999/5/EC* of the European Parliament and of the Council of 9 March 1999 on radio equipment and telecommunications terminal equipment and the mutual recognition of their conformity; and
 - (b) in the case of Korea's obligations, fall, at the date of signature of this Agreement, within the scope of the *Radio Waves Act* (Act No.8867, Feb. 29, 2008), the *Framework Act on Telecommunications* (Act No.8974, Mar. 21, 2008) or the *Electrical Appliances Safety Control Act*¹ (Act No.8852, Feb. 29, 2008).
2. The Parties understand that the products covered by the domestic laws listed in this Appendix, which include all the products to which Annex 2-B applies, are intended to cover the universe of electronics products. It is understood that in case a product is not covered by Annex 2-B for a Party but is covered for the other Party, or at the time of signature of this Agreement or subsequently² subject to mandatory third party certification by a Party but not by the other Party, the other Party can subject such product to a similar treatment as may be necessary for the protection of health and safety. Before such measures are implemented, the Party wishing to introduce them shall notify the other Party of its intentions and provide for a period of three months for consultations.

¹ Notwithstanding this subparagraph, Korea may, when necessary, subject electrical equipment operated with direct current to conformity assessment procedures under the *Electrical Appliances Safety Control Act* in accordance with this Article.

² For instance, pursuant to Article 6 of Annex 2-B or in case specific instruments are introduced pursuant to Article 1(4) of Directive 2004/108/EC on electromagnetic compatibility.