

From: Dave Ringle <d.ringle@ieee.org>
Sent: Monday, April 1, 2019 7:27 AM
To: Anne Caldas <acaldas@ansi.org>; PSA Department <PSA@ansi.org>
Cc: Yvette Ho-Sang <y.hosang@ieee.org>
Subject: Proposed revision to 3.2 Commercial terms and conditions - comments from IEEE

Here are comments from IEEE (Dave Ringle and Yvette Ho Sang):

1. Section 3.2: ANSI should consider adding something like “An ANS may require that a conformity-assessment body, testing facility, or training organization satisfy stated and nondiscriminatory criteria relevant to such assessment, testing, or training. Nothing shall prevent the standards development organization (outside the text of the ANS) from authorizing, certifying, or endorsing a conformity-assessment body, testing facility, or training organization.”

2. Section 3.2.1: The phrase “guarantees warranties, indemnities, buybacks and the like” is not specific enough to determine what is included in the list of prohibited items. Since the phrase starts with "such as" it may be best to remove "and the like" and replace it with a phrase such as "and other terms that are typically defined during contractual negotiations." Also need to insert a comma between “guarantees” and “warranties.”

3. Sections 3.2.2 and 3.2.3: The phrase “as long as the source is reasonably available” should be “as long as the referenced product or service is reasonably available from the referenced source.” (Reference should be to availability of the product rather than availability of the source of the product.)

Regards,

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From: **PSA Department** <PSA@ansi.org>

Date: Fri, Mar 1, 2019 at 6:06 AM

Subject: Proposed revision to 3.2 Commercial terms and conditions - comments due April 1, 2019 to psa@ansi.org

To: PSA Department <PSA@ansi.org>

Good morning –

Please note the attached proposed revision to section 3.2 *Commercial terms and conditions* of the *ANSI Essential Requirements* (www.ansi.org/essentialrequirements). This revision will be announced in the March 1, 2019 issue of *Standards Action* (www.ansi.org/standardsaction). The deadline for submitting public comments is April 1, 2019; please submit comments on this revision to psa@ansi.org.

Thank you –

Anne

Anne Caldas

Secretary, ANSI Executive Standards Council (ExSC)

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