



13/2/2025

Australian Government Department of Home Affairs
CYBER AND INFRASTRUCTURE SECURITY CENTRE

JBMIA Comments Responding to Cyber Security (Security Standards for Smart Devices) Rules 2024.

Dear Sir / Madam

Japan Business Machine and Information System Industries Association (JBMIA) appreciates the opportunity to provide its feedback to Cyber Security (Security Standards for Smart Devices) Rules 2024.

Japan Business Machine and Information System Industries Association (JBMIA) is the industry organization which aims to contribute the development of the Japanese economy and the improvement of the office environment through the comprehensive development of the Japanese business machine and information system industries and rationalization thereof.

The advancement of information technology has brought about sophistication of the age of digitalization and networking and resulted in significant changes in the office environment accordingly. In response to the shift of business emphasis from the hardware to total business solutions including products, JBMIA carries out active committee/group activities regarding important issues that the industries are confronting in and outside Japan by conducting investigations and researches regarding the policy proposals, international cooperation, prevention of warming, environment preservation, standardization, product safety, etc., by deepening the association with the sales and software-related companies, as well as the manufacturers.

Below are our proposals for Cyber Security (Security Standards for Smart Devices) Rules 2024.

No.1~No.6 : Cyber Security (Security Standards for Smart Devices) Rules 2024

Part 2—Security standards for smart devices

1. Division 1—Preliminary

5 Simplified outline of this Part (b)

<Proposal>

We propose that "any other obligations relating to the product in the security standard " is defined definitely.

<Reason>

We propose it because it is necessary information to comply with the rules.

2. Division 2—Security standards for relevant connectable products

8 Security standards for consumer grade relevant connectable products (a)

<Proposal>

We propose that repaired products be explicitly excluded.

<Reason>

This proposal aims to align with the approach taken in the UK PSTI Act. Specifically, it is necessary to ensure consistency with the provisions of section 55(10) of the PSTI Act. Additionally, while repaired goods may currently be interpreted as excluded under the Australian Consumer Law, there is a possibility that the provisions regarding repaired goods may be unexpectedly revised in the future.

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UK PSTI Act - Section 55: Meaning of ""supply""

(10) Where a product that has been supplied to a customer is temporarily returned for any reason to a relevant person by a person ("P") who is—

(a) the customer to whom the product was supplied, or

(b) the customer's successor in title,

the return of the product to P is not to be treated as a supply of the product to P."

3. Division 2—Security standards for relevant connectable products

8 Security standards for consumer grade relevant connectable products (a)

<Proposal>

If it is true that business-use products are not covered by this rule, we propose to make that clear. If business-use products are subject to this rule, we propose to state this in the same sentence as "6 Meaning of consumer".

<Reason>

The phrase "(a) are intended by the manufacturer to be used, or are of a kind likely to be used, for personal, domestic or household use or consumption; " may lead readers to understand that

products for business-use are not subject to the regulation.

4. Division 3—Statements of compliance

9 Requirements for statement of compliance (2)

<Proposal>

We respectfully request that the following points be clearly stated:

- It is not mandatory to attach or include a physical “statement of compliance” with a product (including a product packaging).
- Manufacturers are permitted to publish a digitized “statement of compliance” (e.g., PDF) on their website.
- Imports into Australia should not be restricted due to the absence of a physical “statement of compliance” attached to a product.

<Reasons>

This request is based on the government's response to the JBMIA's TBT comments for G/TBT/N/AUS/176.

“The regulatory function overseeing this Part of the Act will accept digital statements of compliance. ”

5. Division 3—Statements of compliance

9 Requirements for statement of compliance (3) (a)

<Proposal>

We propose that " batch identifier" is defined definitely.

<Reason>

We propose it because it is necessary information to comply with the rules.

6. Schedule 1—Security standards

Part 1—Security standard for consumer grade connectable products

4 Information on defined support period for security updates must be published (3)

<Proposal>

We respectfully request that combinations of the start timing of a support period and the duration of it be also accepted, not only specifying an end date as a fixed date.

<Reason>

The definition of ETSI EN 303 645 allows for the choice of "as a period" or "by an end-date" and a more flexible expression of the end date is needed.

Definition of ETSI EN 303 645: "defined support period: minimum length of time, expressed as a period or by an end-date, for which a manufacturer will provide security updates."

No.7 : Cyber Security (Security Standards for Smart Devices) Rules – Explanatory Document

7. Part 3: Application of security standards to consumer energy resources

<Proposal>

We request that labels be permitted to be "digital + online compatible."

<Reason>

This is an industry-led, voluntary cybersecurity labeling system, and we believe that "digital + online compatible" is also necessary, as it is cost-free and highly flexible.

Sincerely,

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