



Ministry of Housing,  
Communities &  
Local Government

# Construction Products Regulation - EU Exit

David Hughes, January 2019



- The Construction Products Regulation is **directly applicable** EU law
- The EU (Withdrawal) Act will **preserve the CPR** in UK law
- That Act provides temporary powers to deal with **deficiencies**
- In December we laid legislation that will ensure the CPR continues to function in the UK context in a ‘no deal’ scenario
- General policy is to **keep the same requirements** but convert them into **UK regime**

Here today to talk about:

- Key elements of the ‘no deal’ approach
- Provide summary of the main implications



## Overview of the UK regime in 'no deal'

- Existing harmonised standards (used to demonstrate conformity with EU essential requirements) will become **UK 'designated standards'**
- Notified bodies based in the UK will be granted new '**approved body**' status
- Approved bodies will be able to assess products for the UK market - manufacturers will be able to affix **a new UK mark**
- Additionally, **goods that meet EU requirements** can still be placed on the UK market - this is intended to be a time-limited measure
- There will be a route to UK marking for **products not fully covered** by a designated standard



1. **Product standards** in the UK
2. **Conformity assessment** bodies and the new **UK mark**
3. Recognition of **products that meet EU requirements**
4. Products **not fully covered** by a designated standard – route to UK marking



## 1) Product Standards

- Existing harmonised standards (used to demonstrate conformity with EU essential requirements) will become **UK ‘designated standards’**
- These will be ‘designated’ by the **Secretary of State (SoS)**
- All **existing EU standards** will continue to apply on ‘Day 1’



## 2) Conformity Assessment & the UK mark

- Notified bodies based in the UK will be granted new **UK ‘approved body’ status**
- Approved bodies will be able to **assess products for the UK market**
- Manufacturers selling goods on the UK market will then be able to affix a new **UK conformity marking** before placing a product on the UK market
- **Details of this marking** will be published shortly



### 3) Recognition of products which meet EU requirements

- Additionally, goods **that meet EU requirements** can still be placed on the UK market after Exit day
- EU requirements include that any conformity assessment activity must be undertaken by an EU-recognised notified body
- This is intended to be a **time-limited** measure
- Manufacturers will **not need to use two markings** - if they have used the CE mark there is no requirement for the UK mark



## 4) Products not fully covered by a designated standard

- CPR provides an **optional route** to CE marking for products not covered by a harmonised standard
- We will **provide a similar route** to secure a UK mark
- Secretary of State will **publish** the Assessment Documents adopted by UK 'Technical Assessment Bodies'



For the UK market:

- Goods **already placed on the UK market** can continue to circulate in the UK
- For products **placed on the market after exit** day, manufacturers can:
  - use a UK 'approved body' and affix a UK mark or
  - use an EU-recognised notified body and affix the CE mark
- Transitional arrangements will bridge the gap

For the EU market:

- The European Commission has stated that UK notified bodies will cease to be recognised
- Manufacturers need to contact EU-recognised notified bodies to re-test or arrange transfer of the relevant certificates

Both markets – status of '**importers**' will change