

## STATUTORY INSTRUMENTS

# 2016 No. 1105

## The Pressure Equipment (Safety) Regulations 2016

### PART 4

[<sup>F1</sup>Notification of conformity assessment bodies]

[<sup>F1</sup>Approval of Conformity Assessment Bodies]

[<sup>F1</sup>Approved bodies **E+W+S**]

- 51.—(1) An approved body is a conformity assessment body which—
- (a) has been approved by the Secretary of State pursuant to the procedure set out in regulation 54 (approval of conformity assessment bodies); or
  - (b) immediately before IP completion day was a notified body in respect of which the Secretary of State has taken no action under regulation 62(1) or (2) as they had effect immediately before IP completion day to suspend or withdraw the body's status as a notified body.
- (2) Paragraph (1) has effect subject to regulation 60 (restriction, suspension or withdrawal of approval).
- (3) In this Part—
- “notified body” means a body—
    - (a) which the Secretary of State had before IP completion day notified to the European Commission and the member States of the European Union as a notified body, in accordance with Article 20 of the Directive; and
    - (b) in respect of which no objections had been raised, as referred to in regulation 51(1)(b), as it had effect immediately before IP completion day;
  - “approved body requirements” means the requirements set out in Schedule 4;
  - “product” means pressure equipment or assemblies;
  - “accreditation certificate” means a certificate, issued by the UK national accreditation body, attesting that a conformity assessment body meets the approved body requirements.]

#### Extent Information

- E1** This version of this provision extends to England and Wales and Scotland only; a separate version has been created for Northern Ireland only

#### Textual Amendments

- F1** Pt. 4 substituted (E.W.S.) (31.12.2020) by [The Product Safety and Metrology etc. \(Amendment etc.\) \(EU Exit\) Regulations 2019 \(S.I. 2019/696\)](#), reg. 1, **Sch. 24 para. 35** (with Sch. 24 para. 41) (as

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*Changes to legislation: There are outstanding changes not yet made by the legislation.gov.uk editorial team to The Pressure Equipment (Safety) Regulations 2016. Any changes that have already been made by the team appear in the content and are referenced with annotations. (See end of Document for details) View outstanding changes*

amended by S.I. 2020/676, regs. 1(1), 2 and S.I. 2020/852, reg. 1, **Sch. 1 para. 1(m)**; 2020 c. 1, **Sch. 5 para. 1(1)**

## Notified bodies **N.I.**

**51.—(1)** For the purposes of these Regulations, a notified body is a conformity assessment body—

- (a) which has been notified by the Secretary of State to the Commission and to other [<sup>F2</sup>relevant states] as a notified body—
  - (i) under regulation 55 (notification); or
  - (ii) before the date these Regulations come into force, in accordance with Article 21 of the Directive; and
- (b) in respect of which no objection [<sup>F3</sup>other than an immaterial objection,] has been raised by the Commission or other [<sup>F4</sup>relevant states]—
  - (i) within two weeks of the date of notification, where the notification is accompanied by an accreditation certificate; or
  - (ii) within two months of the notification, where the notification is not accompanied by an accreditation certificate.
- [<sup>F5</sup>(c) in sub-paragraph (b), an “immaterial objection” is an objection on the grounds that—
  - (i) the conformity assessment body is established in the United Kingdom; or
  - (ii) the accreditation certificate was issued by the United Kingdom Accreditation Service.]

(2) Paragraph (1) has effect subject to regulation 62 (changes to notifications).

### Extent Information

**E2** This version of this provision extends to Northern Ireland only; a separate version has been created for England and Wales and Scotland only

### Textual Amendments

- F2** Words in reg. 51(1)(a) substituted (N.I.) (31.12.2020) by [The Pressure Vessels \(Amendment\) \(Northern Ireland\) \(EU Exit\) Regulations 2020 \(S.I. 2020/678\)](#), reg. 1(b), **Sch. 2 para. 5(1)**
- F3** Words in reg. 51(1)(b) inserted (N.I.) (31.12.2020) by [The Product Safety and Metrology etc. \(Amendment\) \(Northern Ireland\) \(EU Exit\) Regulations 2020 \(S.I. 2020/1112\)](#), reg. 1(b), Sch. 12 para. 1(2)(4)
- F4** Words in reg. 51(1)(b) substituted (N.I.) (31.12.2020) by [The Pressure Vessels \(Amendment\) \(Northern Ireland\) \(EU Exit\) Regulations 2020 \(S.I. 2020/678\)](#), reg. 1(b), **Sch. 2 para. 5(1)**
- F5** Reg. 51(1)(c) inserted (N.I.) (31.12.2020) by [The Product Safety and Metrology etc. \(Amendment\) \(Northern Ireland\) \(EU Exit\) Regulations 2020 \(S.I. 2020/1112\)](#), reg. 1(b), Sch. 12 para. 1(2)(5)

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**Skip to:**

- E+W+S - England, Wales and Scotland extent
- N.I. - Northern Ireland extent

**Changes to legislation:**

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**Changes and effects yet to be applied to the whole Instrument associated Parts and Chapters:**

Whole provisions yet to be inserted into this Instrument (including any effects on those provisions):

- Sch. 2 para. 21(3)(3A) substituted for Sch. 2 para. 21(3) by [S.I. 2024/490 reg. 2\(4\)\(a\)](#)