
STATUTORY INSTRUMENTS

2016 No. 1093

The Lifts Regulations 2016

PART 3

Conformity assessment

Presumption of conformity

46.—(1) A lift or a safety component for lifts which is in conformity with a harmonised standard (or part of such a standard) the reference to which has been published in the Official Journal is to be presumed to be in conformity with the essential health and safety requirements covered by that standard (or that part of that standard).

(2) The presumption in paragraph (1) is rebuttable.

Conformity assessment procedures for lifts

47.—(1) For the assessment of conformity of a lift, the installer must carry out one of the following procedures—

- (a) if the lift is designed and manufactured in accordance with a model lift that has undergone an EU-type examination set out in Part B of Annex IV to the Directive (as amended from time to time)—
 - (i) final inspection for lifts set out in Annex V to the Directive (as amended from time to time);
 - (ii) conformity to type based on product quality assurance for lifts set out in Annex X to the Directive (as amended from time to time);
 - (iii) conformity to type based on production quality assurance for lifts set out in Annex XII to the Directive (as amended from time to time);
- (b) if the lift is designed and manufactured under a quality assurance system approved in accordance with Annex XI to the Directive (as amended from time to time)—
 - (i) final inspection for lifts set out in Annex V to the Directive (as amended from time to time);
 - (ii) conformity to type based on product quality assurance for lifts set out in Annex X to the Directive (as amended from time to time);
 - (iii) conformity to type based on production quality assurance for lifts set out in Annex XII to the Directive (as amended from time to time);
- (c) conformity based on unit verification for lifts set out in Annex VIII to the Directive (as amended from time to time);
- (d) conformity based on full quality assurance plus design examination for lifts set out in Annex XI to the Directive (as amended from time to time).

(2) Where one of the procedures in paragraph (1)(a) or (1)(b) is carried out and the person responsible for the design and manufacture of the lift and the person responsible for the installation

and testing of the lift are not the same person, the former must supply to the latter all the necessary documents and information to enable the latter to ensure the correct and safe installation and testing of the lift.

(3) Where one of the procedures in paragraph (1)(a) is carried out, the installer must ensure that all permitted variations between the model lift and the lifts derived from the model lift are clearly specified (with maximum and minimum values) in the technical documentation referred to in regulation 7(b).

(4) When using the procedure in paragraph 9(1)(a), in order to demonstrate the conformity of a lift with the essential health and safety requirements, the installer may demonstrate the similarity of a range of equipment—

- (a) by calculation;
- (b) on the basis of design plans; or
- (c) using both of the methods specified in sub-paragraphs (a) and (b).

Conformity assessment procedures for safety components for lifts

48. For the assessment of conformity of a safety component for lifts, the manufacturer must carry out one of the following procedures—

- (a) the model of the safety component for lifts must be submitted for EU type examination set out in Part A of Annex IV to the Directive (as amended from time to time) and the conformity to type must be ensured with random checking of the safety component for lifts set out in Annex IX to the Directive (as amended from time to time);
- (b) the model of the safety component for lifts must be submitted for EU type examination set out in Part A of Annex IV to the Directive (as amended from time to time) and be subject to conformity to type based on product quality assurance in accordance with Annex VI to the Directive (as amended from time to time);
- (c) conformity based on full quality assurance set out in Annex VII to the Directive (as amended from time to time).

EU declaration of conformity

49. The EU declaration of conformity for a lift or a safety component for lifts must—

- (a) state that the fulfilment of the essential health and safety requirements has been demonstrated in respect of the lift or the safety component for lifts;
- (b) contain the elements specified in Annexes V to XII to the Directive (as amended from time to time) for the relevant conformity assessment procedure carried out in respect of the lift or the safety component for lifts;
- (c) have the model structure set out—
 - (i) in relation to lifts, in Part 1 of Schedule 5 (EU declaration of conformity);
 - (ii) in relation to safety components for lifts, in Part 2 of Schedule 5.

CE marking

50.—(1) The CE marking must be affixed visibly, legibly and indelibly to the lift carrier or the safety component for lifts.

(2) Where it is not possible, on account of the nature of a safety component for lifts, to affix the CE marking in accordance with paragraph (1), the CE marking must be affixed to a label inseparably attached to the safety component for lifts.

- (3) The CE marking on a lift must be followed by the identification number of the notified body involved in any of the following conformity assessment procedures—
- (a) the final inspection referred to in Annex V to the Directive (as amended from time to time);
 - (b) unit verification referred to in Annex VIII to the Directive (as amended from time to time);
 - (c) quality assurance referred to in Annexes X, XI or XII to the Directive (as amended from time to time).
- (4) The CE marking on a safety component for lifts must be followed by the identification number of the notified body involved in any of the following conformity assessment procedures—
- (a) product quality assurance referred to in Annex VI to the Directive (as amended from time to time);
 - (b) full quality assurance referred to in Annex VII to the Directive (as amended from time to time);
 - (c) conformity to type with random checking for safety components for lifts referred to in Annex IX to the Directive (as amended from time to time).
- (5) The identification number of the notified body must be affixed—
- (a) by the notified body itself; or
 - (b) under the instructions of the notified body, by the installer or the installer's authorised representative or by the manufacturer or the manufacturer's authorised representative.