

Directive 2013/53/EU of the European Parliament and of the Council
of 20 November 2013 on recreational craft and personal watercraft
and repealing Directive 94/25/EC (Text with EEA relevance)

CHAPTER IV

CONFORMITY ASSESSMENT

Article 19

Applicable conformity assessment procedures

- 1 The manufacturer shall apply the procedures set out in the modules referred to in Articles 20, 21 and 22 before placing on the market products referred to in Article 2(1).
- 2 The private importer shall apply the procedure referred to in Article 23 before putting into service a product referred to in Article 2(1) if the manufacturer has not carried out the conformity assessment for the product concerned.
- 3 Any person placing on the market or putting into service a propulsion engine or a watercraft after a major modification or conversion thereof, or any person changing the intended purpose of a watercraft not covered by this Directive in a way that it falls under its scope, shall apply the procedure referred to in Article 23 before placing the product on the market or putting it into service.
- 4 Any person placing on the market a watercraft built for own use before the end of the five-year period referred to in point (vii) of point (a) of Article 2(2) shall apply the procedure referred to in Article 23 before placing the product on the market.

Article 20

Design and construction

- 1 With regard to design and construction of recreational craft the following procedures set out in Annex II to Decision No 768/2008/EC shall apply:
 - a For design categories A and B referred to in point 1 of Part A of Annex I:
 - (i) For recreational craft of hull length from 2,5 m to less than 12 m, any of the following modules:
 - Module A1 (internal production control plus supervised product testing);
 - Module B (EU type-examination) together with Module C, D, E or F;
 - Module G (conformity based on unit verification);
 - Module H (conformity based on full quality assurance).
 - (ii) For recreational craft of hull length from 12 m to 24 m, any of the following modules:
 - Module B (EU type-examination) together with Module C, D, E or F;

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- Module G (conformity based on unit verification);
 - Module H (conformity based on full quality assurance).
- b For design category C referred to in point 1 of Part A of Annex I:
- (i) For recreational craft of hull length from 2,5 m to less than 12 m, any of the following modules:
 - where the harmonised standards relating to points 3.2 and 3.3 of Part A of Annex I are complied with: Module A (internal production control), Module A1 (internal production control plus supervised product testing), Module B (EU type-examination) together with Module C, D, E or F, Module G (conformity based on unit verification) or Module H (conformity based on full quality assurance);
 - where the harmonised standards relating to points 3.2 and 3.3 of Part A of Annex I are not complied with: Module A1 (internal production control plus supervised product testing), Module B (EU type-examination) together with Module C, D, E or F, Module G (conformity based on unit verification) or Module H (conformity based on full quality assurance);
 - (ii) For recreational craft of hull length from 12 m to 24 m, any of the following modules:
 - Module B (EU type-examination) together with Module C, D, E or F;
 - Module G (conformity based on unit verification);
 - Module H (conformity based on full quality assurance).
- c For design category D referred to in point 1 of Part A of Annex I:
- for recreational craft of hull length from 2,5 m to 24 m, any of the following modules:
- Module A (internal production control);
 - Module A1 (internal production control plus supervised product testing);
 - Module B (EU type-examination) together with Module C, D, E or F;
 - Module G (conformity based on unit verification);
 - Module H (conformity based on full quality assurance).
- 2 With regard to design and construction of personal watercraft any of the following procedures set out in Annex II to Decision No 768/2008/EC shall apply:
- a Module A (internal production control);
 - b Module A1 (internal production control plus supervised product testing);
 - c Module B (EU type-examination) together with Module C, D, E or F;
 - d Module G (conformity based on unit verification);
 - e Module H (conformity based on full quality assurance).
- 3 With regard to design and construction of components any of the following procedures set out in Annex II to Decision No 768/2008/EC shall apply:
- a Module B (EU type-examination) together with Module C, D, E or F;
 - b Module G (conformity based on unit verification);
 - c Module H (conformity based on full quality assurance).

Article 21

Exhaust emissions

With regard to exhaust emissions, for products referred to in points (d) and (e) of Article 2(1), the engine manufacturer shall apply the following procedures set out in Annex II to Decision No 768/2008/EC:

- (a) where tests are conducted using the harmonised standard, any of the following modules:
 - (i) Module B (the EU type-examination) together with Module C, D, E or F;
 - (ii) Module G (conformity based on unit verification);
 - (iii) Module H (conformity based on full quality assurance);
- (b) where tests are conducted without using the harmonised standard, any of the following modules:
 - (i) Module B (the EU type-examination) together with Module C 1;
 - (ii) Module G (conformity based on unit verification).

Article 22

Noise emissions

1 With regard to noise emissions for recreational craft with stern drive propulsion engines without integral exhausts or inboard propulsion engine installations and for recreational craft with stern drive propulsion engines without integral exhausts or with inboard propulsion engine installations which are subject to major craft conversion and subsequently placed on the market within five years following conversion, the manufacturer shall apply the following procedures set out in Annex II to Decision No 768/2008/EC:

- a where tests are conducted using the harmonised standard for noise measurement, any of the following modules:
 - (i) Module A1 (internal production control plus supervised product testing);
 - (ii) Module G (conformity based on unit verification);
 - (iii) Module H (conformity based on full quality assurance).
- b Where tests are conducted without using the harmonised standard for noise measurement, Module G (conformity based on unit verification).
- c Where the Froude number and power displacement ratio method is used for assessment, any of the following modules:
 - (i) Module A (internal production control);
 - (ii) Module G (conformity based on unit verification);
 - (iii) Module H (conformity based on full quality assurance).

2 With regard to noise emissions for personal watercraft and outboard propulsion engines and stern drive propulsion engines with integral exhausts intended for installation on

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recreational craft, the personal watercraft or engine manufacturer shall apply the following procedures set out in Annex II to Decision No 768/2008/EC:

- a Where tests are conducted using the harmonised standard for noise measurement, any of the following modules:
 - (i) Module A1 (internal production control plus supervised product testing);
 - (ii) Module G (conformity based on unit verification);
 - (iii) Module H (conformity based on full quality assurance).
- b Where tests are conducted without using the harmonised standard for noise measurement, Module G (conformity based on unit verification).

Article 23

Post-construction assessment

The post-construction assessment referred to in Article 19(2), (3) and (4) shall be carried out as set out in Annex V.

Article 24

Supplementary requirements

1 When Module B of Annex II to Decision No 768/2008/EC is used, the EU type examination shall be carried out in the manner specified in the second indent of point 2 of that module.

A production type referred to in Module B may cover several versions of the product provided that:

- a the differences between the versions do not affect the level of safety and the other requirements concerning the performance of the product; and
- b versions of the product are referred to in the corresponding EU-type examination certificate, if necessary through amendments to the original certificate.

2 When Module A1 of Annex II to Decision No 768/2008/EC is used, the product checks shall be carried out on one or several watercraft representing the production of the manufacturer and the supplementary requirements set out in Annex VI to this Directive shall apply.

3 The possibility of using accredited in-house bodies referred to in Modules A1 and C1 of Annex II to Decision No 768/2008/EC shall not be applicable.

4 When Module F of Annex II to Decision No 768/2008/EC is used, the procedure described in Annex VII to this Directive shall apply for the assessment of conformity with the exhaust emission requirements.

5 When Module C of Annex II to Decision No 768/2008/EC is used, with regard to the assessment of conformity with the exhaust emission requirements of this Directive and if the manufacturer is not working under a relevant quality system as described in Module H of Annex II to Decision No 768/2008/EC, a notified body chosen by the manufacturer shall carry out product checks or have them carried out at random intervals determined by that body, in order to verify the quality of the internal checks on the product. When the quality level appears unsatisfactory or when it seems necessary to verify the validity of the data presented by the manufacturer, the procedure set out in Annex VIII to this Directive shall apply.

Article 25

Technical documentation

1 The technical documentation referred to in Article 7(2) shall contain all relevant data and details of the means used by the manufacturer to ensure that the product complies with the requirements set out in Article 4(1) and Annex I. It shall, in particular, contain the relevant documents listed in Annex IX.

2 The technical documentation shall ensure that the design, construction, operation and assessment of conformity may be clearly understood.