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STATUTORY INSTRUMENTS

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**1992 No. 2372**

**The Electromagnetic Compatibility Regulations 1992**

**PART II**

**APPLICATION**

*Transitional exclusions*

**Apparatus supplied or taken into service before 28th October 1992**

**10.** These Regulations do not apply to an item of electrical apparatus supplied or taken into service in the Community before 28th October 1992.

**Transitional exclusion until 31st December 1995 of apparatus where the manufacturer opts to comply with such requirements as are in force in a member State on 30th June 1992**

**11.** These Regulations do not apply to an item of electrical apparatus which complies with the following conditions —

- (a) the apparatus—
  - (i) is supplied or taken into service in the Community on or before 31st December 1995; and
  - (ii) (aa) in the case of apparatus which is required pursuant to any other Community obligation to bear the CE mark, neither bears nor is accompanied by any other indication, howsoever expressed, that it complies with the EMC Directive; or
  - (bb) in the case of apparatus which is not required pursuant to any other Community obligation to bear the CE mark, bears neither the CE mark nor any inscription likely to be confused therewith; and
- (b) (i) —in the case of apparatus which is required by any of the regulations listed in Schedule 1 hereto to meet requirements which must be complied with if the apparatus is to be supplied, used or taken into service, the apparatus so complies; or
  - (ii) in the case of apparatus supplied in the United Kingdom to be used in another member State—
    - (aa) the supplier believes (with reasonable cause) will be used in that member State; and
    - (bb) in the case of apparatus which is required to comply with requirements concerning electromagnetic compatibility imposed on or before 30th June 1992 by that member State if it is to be supplied or used there, the apparatus so complies.