
STATUTORY INSTRUMENTS

2002 No. 618

The Medical Devices Regulations 2002

PART IV

In Vitro Diagnostic Medical Devices

Exemptions from regulations 34, 36 and 38

39.—(1) A relevant device being shown at a trade fair, exhibition, scientific gathering or technical gathering is not being placed on the market or put into service if—

- (a) the device is not used on any specimen taken from the participants; and
- (b) a visible sign clearly indicates that the device cannot be marketed or put into service until it complies with the requirements of Directive 98/79 or these Regulations.

(2) Regulations 34, 36 and 38 shall not apply where, following a duly justified request and in the interests of the protection of health, the Secretary of State has authorised, where appropriate for a specified period, the placing on the market or putting into service of a particular relevant device or relevant devices of a particular class or description without a CE marking, where appropriate subject to conditions (which are complied with), and has not withdrawn that authorisation.