
STATUTORY INSTRUMENTS

2013 No. 1387

The Construction Products Regulations 2013

PART 2

REQUIREMENTS RELATING TO CONSTRUCTION PRODUCTS

CHAPTER 1

Offences in relation to the 2011 Regulation

[^{F1}Prohibition on supply etc.

4.—(1) A person who supplies a construction product in respect of Great Britain that is covered by a designated standard or conforms to a UK Technical Assessment that has been issued for it shall be guilty of an offence unless—

- (a) there is supplied with the product in accordance with Article 7 of the 2011 Regulation a declaration of performance for the product drawn up in accordance with Articles 4 and 6 of the 2011 Regulation; and
- (b) the product has affixed to it the UK marking in accordance with Article 8(1) of the 2011 Regulation.

(2) Paragraph (1) does not apply in the case of a product that is subject to one or more of the derogations in Article 5 of the 2011 Regulation.

(3) Paragraph (1) does not apply where—

- (a) Article 16A(2) of the 2011 Regulation applies;
- (b) there is supplied with the product in accordance with Article 7 of the 2011 Regulation (as modified by Article 16A(3) of that Regulation) a declaration of performance for the product drawn up in accordance with Articles 4 and 6 of the EU Construction Products Regulation; and
- (c) the product has affixed to it—
 - (i) the CE marking; or
 - (ii) the CE marking accompanied by the UK(NI) indication,in accordance with Article 8(2) of the EU Construction Products Regulation.

(4) A person who supplies a construction product in respect of Great Britain to which the UK marking has been affixed in breach of any provision of Article 8 or 9 of the 2011 Regulation shall be guilty of an offence.

(5) A person who supplies a construction product in respect of Great Britain to which—

- (a) the CE marking; or
- (b) the CE marking and accompanying UK(NI) indication,

has been affixed in breach of any provision of Article 8 or 9 of the EU Construction Products Regulation shall be guilty of an offence.

Changes to legislation: There are currently no known outstanding effects for the The Construction Products Regulations 2013, Section 4. (See end of Document for details)

(6) A person guilty of an offence under this regulation shall be liable on summary conviction to imprisonment for a term not exceeding three months or to a fine not exceeding level 5 on the standard scale or to both.]

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Textual Amendments

F1 Reg. 4 substituted (31.12.2020) by [S.I. 2019/465, Sch. 2 para. 5](#) (as substituted by [The Construction Products \(Amendment etc.\) \(EU Exit\) Regulations 2020 \(S.I. 2020/1359\), reg. 1, Sch. 2](#) (with [Sch. 3 para. 30\(1\)](#)))

Changes to legislation:

There are currently no known outstanding effects for the The Construction Products Regulations 2013, Section 4.