

SCHEDULE 1

Amendments to the 2011 Regulation [^{F1}— Great Britain]

Textual Amendments

- F1** Words in [Sch. 1](#) heading inserted (31.12.2020 immediately before S.I. 2019/465 comes into force) by [The Construction Products \(Amendment etc.\) \(EU Exit\) Regulations 2020 \(S.I. 2020/1359\)](#), reg. 1, [Sch. 1 para. 2](#)

PART 12

Transitional and saving provisions in relation to EU Exit

Interpretation of Part 12

77. In this Part—

“construction product” and “economic operator” have the same meaning as in the 2011 Regulation as it had effect immediately before [^{F1}IP completion day] ;

“the Construction Products Directive” means Council Directive [89/106/EEC](#) of 21 December 1988 on the approximation of laws, regulations and administrative provisions of the Member States relating to construction products ^{M1};

“EU Construction Products Regulation” means Regulation (EU) No 305/2011 of the European Parliament and of the Council of 9 March 2011 laying down harmonised conditions for the marketing of construction products and repealing Council Directive [89/106/EEC](#)^{M2} as it has effect in EU law as amended from time to time;

“make available on the market” means the supply of a construction product for distribution or use on the market in the course of a commercial activity, whether in return for payment or free of charge (and related expressions must be construed accordingly);

“manufacturer” has the same meaning as in the 2011 Regulation as it had effect immediately before [^{F1}IP completion day] ;

“market surveillance authority” means the Secretary of State or an enforcement authority as defined in the 2013 Regulations;

“notified body” has the same meaning as in the 2011 Regulation as it had effect immediately before [^{F1}IP completion day] ;

“placing on the market” means the first making available of a construction product on the market (and related expressions must be construed accordingly);

“pre-exit period” means the period beginning with 1 July 2013 and ending immediately before [^{F1}IP completion day] ;

“relevant certificate” means a certificate of constancy of performance of the construction product or a certificate of conformity of the factory production control;

“UK notified body” means a body which the Secretary of State had before [^{F1}IP completion day] notified to the European Commission and the member States, in accordance with Article 39 of the 2011 Regulation as it had effect immediately before [^{F1}IP completion day] .

Changes to legislation: There are currently no known outstanding effects for the The Construction Products (Amendment etc.) (EU Exit) Regulations 2019, Paragraph 77. (See end of Document for details)

Textual Amendments

- F1** Words in [Sch. 1 para. 77](#) substituted (31.12.2020 immediately before S.I. 2019/465 comes into force) by [The Construction Products \(Amendment etc.\) \(EU Exit\) Regulations 2020 \(S.I. 2020/1359\)](#), [reg. 1](#), [Sch. 1 para. 17\(n\)](#)

Commencement Information

- I1** [Sch. 1 para. 77](#) in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1](#), [Sch. 5 para. 1\(1\)](#)), see [reg. 1](#)

Marginal Citations

- M1** OJ L 40, 11.2.1989, p. 12–26. Directive 89/106/EEC was repealed by Article 65 of Regulation (EU) No 305/2011 of the European Parliament and of the Council of 9 March 2011 laying down harmonised conditions for the marketing of construction products.
- M2** OJ L 88, 4.4.2011, p. 5–43.

Changes to legislation:

There are currently no known outstanding effects for the The Construction Products (Amendment etc.) (EU Exit) Regulations 2019, Paragraph 77.