Directive 2014/33/EU of the European Parliament and of the Council of 26 February 2014 on the harmonisation of the laws of the Member States relating to lifts and safety components for lifts (recast) (Text with EEA relevance)

CHAPTER III

CONFORMITY OF LIFTS AND SAFETY COMPONENTS FOR LIFTS

Article 14

Presumption of conformity of lifts and safety components for lifts

Lifts and safety components for lifts which are in conformity with harmonised standards or parts thereof the references of which have been published in the *Official Journal of the European Union* shall be presumed to be in conformity with the essential health and safety requirements set out in Annex I covered by those standards or parts thereof.

Article 15

Conformity assessment procedures for safety components for lifts

Safety components for lifts shall be subject to one of the following conformity assessment procedures:

(a) the model of the safety component for lifts shall be submitted for EU type examination set out in Annex IV, Part A and the conformity to type shall be ensured with random checking of the safety component for lifts set out in Annex IX;

(b) the model of the safety component for lifts shall be submitted for EU type examination set out in Annex IV, Part A and be subject to conformity to type based on product quality assurance in accordance with Annex VI;

(c) conformity based on full quality assurance set out in Annex VII.

Article 16

Conformity assessment procedures for lifts

1 Lifts shall be subject to one of the following conformity assessment procedures:

a if they are designed and manufactured in accordance with a model lift that has undergone an EU-type examination set out in in Annex IV, Part B:

(i) final inspection for lifts set out in Annex V;

(ii) conformity to type based on product quality assurance for lifts set out in Annex X;

(iii) conformity to type based on production quality assurance for lifts set out in Annex XII;

b if they are designed and manufactured under a quality system approved in accordance with Annex XI:

(i) final inspection for lifts set out in Annex V;

(ii) conformity to type based on product quality assurance for lifts set out in Annex X;

(iii) conformity to type based on production quality assurance for lifts set out in Annex XII;

c conformity based on unit verification for lifts set out in Annex VIII;

d conformity based on full quality assurance plus design examination for lifts set out in Annex XI.

2 In the cases referred to in points (a) and (b) of paragraph 1, where the person responsible for the design and manufacture of the lift and the person responsible for the installation and testing of the lift are not the same, the former shall supply to the latter all the necessary documents and information to enable the latter to ensure correct and safe installation and testing of the lift.

3 All permitted variations between the model lift and the lifts forming part of the lifts derived from the model lift shall be clearly specified (with maximum and minimum values) in the technical documentation.

4 By calculation and/or on the basis of design plans it is permitted to demonstrate the similarity of a range of equipment to satisfy the essential health and safety requirements set out in Annex I.

Article 17

EU declaration of conformity

1 The EU declaration of conformity shall state that the fulfilment of the essential health and safety requirements set out in Annex I has been demonstrated.

2 The EU declaration of conformity shall have the model structure set out in Annex II, shall contain the elements specified in the relevant Annexes V to XII, and shall be continuously updated. It shall be translated into the language or the languages required by the Member State in which the lift or the safety component for lifts is placed or made available on the market.

3 Where a lift or a safety component for lifts is subject to more than one Union act requiring an EU declaration of conformity, a single EU declaration of conformity shall be draw up in respect of all such Union acts. That declaration shall contain the identification of the Union acts concerned including their publication references.

4 By drawing up the EU declaration of conformity, the manufacturer shall assume responsibility for the compliance of the safety component for lifts and the installer shall assume responsibility for the compliance of the lift with the requirements laid down in this Directive.

Article 18

General principles of the CE marking

The CE marking shall be subject to the general principles set out in Article 30 of Regulation (EC) No 765/2008.

Article 19

Rules and conditions for affixing the CE marking and other markings

1 The CE marking shall be affixed visibly, legibly and indelibly to each lift car and to each safety component for lifts or, where that is not possible, on a label inseparably attached to the safety component for lifts.

2 The CE marking shall be affixed before the lift or the safety component for lifts is placed on the market.

3 The CE marking on lifts shall be followed by the identification number of the notified body involved in any of the following conformity assessment procedures:

a the final inspection referred to in Annex V;

b unit verification, referred to in Annex VIII;

c quality assurance referred to in Annexes X, XI or XII.

4 The CE marking on safety components for lifts shall be followed by the identification number of the notified body involved in any of the following conformity assessment procedures:

a product quality assurance referred to in Annex VI;

b full quality assurance referred to in Annex VII;

c conformity to type with random checking for safety components for lifts referred to in Annex IX.

5 The identification number of the notified body shall be affixed by the body itself or, under its instructions, by the manufacturer or his authorised representative or by the installer or his authorised representative.

The CE marking and the identification number of the notified body may be followed by any other mark indicating a special risk or use.

6 Member States shall build upon existing mechanisms to ensure correct application of the regime governing the CE marking and shall take appropriate action in the event of improper use of that marking.