

SCHEDULE 5

CONFORMITY TO TYPE AND QUALITY ASSURANCE

Part I

Conformity to type

1.—(1) This Part of the Schedule describes that part of the procedure whereby the manufacturer or his authorised representative established within the Community ensures and declares that the products concerned are in conformity with the type as described in the EC type-examination certificate and satisfy the requirements of these Regulations that apply to them.

(2) The manufacturer or his authorised representative established in the Community shall affix the EC mark to each product and draw up a written declaration of conformity.

(3) Before 1st January 1995 sub-paragraph (2) above shall have effect as if the words “or his authorised representative established in the Community” were omitted.

2. The manufacturer shall take all measures necessary to ensure that the manufacturing process assures the conformity of the manufactured appliances with the type as described in the EC type-examination certificate and with the efficiency requirements of these Regulations.

3. A notified body chosen by the manufacturer shall perform or have performed examinations of the product at random intervals. A suitable sample of the finished products, taken on the spot by the notified body, shall be examined and appropriate tests, defined in any applicable harmonised standard or equivalent tests, shall be carried out to check the conformity of the product with the requirements of these Regulations. In the event of one or more samples of the products examined not conforming, the notified body must take the appropriate measures.