
STATUTORY INSTRUMENTS

2008 No. 1597

The Supply of Machinery (Safety) Regulations 2008

PART 3

General prohibitions and obligations

Conformity assessment procedures

Machinery not referred to in Annex IV

10. If machinery falls within a category which is not referred to in Annex IV (Part 4 of Schedule 2), the responsible person shall follow the conformity assessment procedure with internal checks on the manufacture of machinery prescribed in Annex VIII (Part 8 of Schedule 2) in respect of it.

Annex IV machinery manufactured fully in accordance with published harmonised standards and fully covered by such standards

11.—(1) This regulation applies to machinery—

- (a) which falls within a category which is referred to in Annex IV (Part 4 of Schedule 2); and
- (b) in respect of which both of the following conditions are satisfied—
 - (i) that the machinery is manufactured in accordance with published harmonised standards; and
 - (ii) that the published harmonised standards in accordance with which it is manufactured cover all the applicable essential health and safety requirements.

(2) Where this regulation applies, the responsible person shall follow one of the following conformity assessment procedures—

- (a) the conformity assessment procedure with internal checks on the manufacture of machinery prescribed in Annex VIII (Part 8 of Schedule 2); or
- (b) the EC type-examination procedure prescribed in Annex IX (Part 9 of Schedule 2) and the internal checks on the manufacture of machinery prescribed in Annex VIII, point 3; or
- (c) the full quality assurance procedure prescribed in Annex X (Part 10 of Schedule 2).

Annex IV machinery not manufactured fully in accordance with published harmonised standards or not fully covered by such standards

12.—(1) This regulation applies to machinery—

- (a) which falls within a category which is referred to in Annex IV (Part 4 of Schedule 2); and
- (b) in respect of which any of the following conditions is satisfied—
 - (i) that the machinery is not manufactured in accordance with the published harmonised standards which relate to it; or

- (ii) that the machinery is only partly manufactured in accordance with the published harmonised standards which relate to it; or
 - (iii) that the published harmonised standards in accordance with which the machinery is manufactured do not cover all the applicable essential health and safety requirements; or
 - (iv) that no harmonised standards exist for the machinery.
- (2) Where this regulation applies, the responsible person shall follow one of the following conformity assessment procedures—
- (a) the EC type-examination procedure prescribed in Annex IX (Part 9 of Schedule 2) and the internal checks on the manufacture of machinery prescribed in Annex VIII (Part 8 of Schedule 2), point 3; or
 - (b) the full quality assurance procedure prescribed in Annex X (Part 10 of Schedule 2).