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STATUTORY INSTRUMENTS

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**2015 No. 310**

**The Fluorinated Greenhouse Gases Regulations 2015**

**PART 3**

Certification, evaluation and attestation

**Certification and evaluation bodies: stationary refrigeration, air conditioning and heat pump equipment**

**8.—(1)** The certification and evaluation bodies for the purposes of Article 5 of Commission Regulation 303/2008 (personnel certificates) are—

- (a) the City and Guilds of London Institute;
- (b) the Construction Industry Training Board.

(2) The certification bodies for the purposes of Article 8 of Commission Regulation 303/2008 (company certificates) are—

- (a) Bureau Veritas UK Limited (Company Number: 01758622);
- (b) Quidos Limited (Company Number: 05665301);
- (c) Refcom Limited (Company Number: 03712647).

**Certificates relating to stationary refrigeration, air conditioning and heat pump equipment issued in EEA States and Northern Ireland**

**9.—(1)** A person who holds a valid certificate issued under Article 5 or 8 of Commission Regulation 303/2008 by a certification body in an EEA State other than the United Kingdom in respect of an activity mentioned in Article 2 of that Regulation may not carry out that activity unless—

- (a) the certificate is written in English; or
- (b) the person holds a translation of the certificate in English.

(2) A person who holds a valid certificate issued under Article 5 or 8 of Commission Regulation 303/2008 by a certification body appointed in Northern Ireland in respect of an activity mentioned in Article 2 of that Regulation may carry out that activity.

**Certification and evaluation bodies: fire protection systems and fire extinguishers**

**10.** The certification and evaluation body for the purposes of Articles 5 and 8 of Commission Regulation 304/2008 (personnel certificates and company certificates) is the Fire Industry Association.

### **Certificates relating to fire protection systems and fire extinguishers issued in EEA States and Northern Ireland**

11.—(1) A person who holds a valid certificate issued under Article 5 or 8 of Commission Regulation 304/2008 by a certification body in an EEA State other than the United Kingdom in respect of an activity mentioned in Article 2 of that Regulation may not carry out that activity unless—

- (a) the certificate is written in English; or
- (b) the person holds a translation of the certificate in English.

(2) A person who holds a valid certificate issued under Article 5 or 8 of Commission Regulation 304/2008 by a certification body appointed in Northern Ireland in respect of an activity mentioned in Article 2 of that Regulation may carry out that activity.

### **Certification and evaluation bodies: high-voltage switchgear**

12. The persons referred to in Schedule 1 are the certification and evaluation bodies for the purposes of Commission Regulation 305/2008.

### **Certificates relating to high-voltage switchgear issued in EEA States and Northern Ireland**

13.—(1) An individual who holds a valid certificate issued under Article 4 of Commission Regulation 305/2008 by a certification body in an EEA State other than the United Kingdom may not carry out the activity mentioned in Article 1 of that Regulation unless—

- (a) the certificate is written in English; or
- (b) the individual holds a translation of the certificate in English.

(2) An individual who holds a valid certificate issued under Article 4 of Commission Regulation 305/2008 by a certification body appointed in Northern Ireland in respect of the activity mentioned in Article 1 of that Regulation may carry out that activity.

### **Certification and evaluation body: fluorinated greenhouse gas-based solvents**

14. The certification and evaluation body for the purposes of Commission Regulation 306/2008 is Fraser Cleaning Technologies Limited (Company Number: SC231307).

### **Certificates relating to fluorinated greenhouse gas-based solvents issued in EEA States and Northern Ireland**

15.—(1) An individual who holds a valid certificate issued under Article 3 of Commission Regulation 306/2008 by a certification body in an EEA State other than the United Kingdom may not carry out the activity mentioned in Article 1 of that Regulation unless—

- (a) the certificate is written in English; or
- (b) the individual holds a translation of the certificate in English.

(2) An individual who holds a valid certificate issued under Article 3 of Commission Regulation 306/2008 by a certification body appointed in Northern Ireland in respect of the activity mentioned in Article 1 of that Regulation may carry out that activity.

### **Attestation bodies: air conditioning systems in certain motor vehicles**

16. The attestation bodies for the purposes of Commission Regulation 307/2008 are—

- (a) the City and Guilds of London Institute;

- (b) the Construction Industry Training Board;
- (c) IMI Awards Limited (Company Number: 06237350);
- (d) the Institute of the Motor Industry;
- (e) the Institute of Road Transport Engineers.

#### **Attestations relating to air conditioning systems in certain motor vehicles issued in EEA States and Northern Ireland**

17.—(1) An individual who holds a valid attestation issued under Article 3(2) of Commission Regulation 307/2008 by an attestation body in an EEA State other than the United Kingdom may not carry out the activity mentioned in Article 1 of that Regulation unless—

- (a) the attestation is written in English; or
- (b) the individual holds a translation of the attestation in English.

(2) An individual who holds a valid attestation issued under Article 3(2) of Commission Regulation 307/2008 by an attestation body appointed in Northern Ireland in respect of the activity mentioned in Article 1 of that Regulation may carry out that activity.

#### **Obligation of employers to employ qualified employees**

18. The employer of an individual employed to carry out any work or activity referred to in the following provisions must ensure that that individual holds the qualification necessary to enable the individual to carry out the work or activity—

- (a) Article 2(1) of Commission Regulation 303/2008;
- (b) Article 2(1) of Commission Regulation 304/2008;
- (c) Article 1 of Commission Regulation 305/2008;
- (d) Article 1 of Commission Regulation 306/2008;
- (e) Article 1 of Commission Regulation 307/2008.

#### **Obligations on certification bodies, attestation bodies and evaluation bodies to provide information**

19.—(1) When requested to do so by any person, a certification body must, within 14 days of the request being made, provide details of any certificate issued by it pursuant to—

- (a) Commission Regulation 303/2008;
- (b) Commission Regulation 304/2008;
- (c) Commission Regulation 305/2008; or
- (d) Commission Regulation 306/2008.

(2) When requested to do so by any person, an attestation body must, within 14 days of the request being made, provide details of an attestation issued by it pursuant to Commission Regulation 307/2008.

(3) In this regulation, “details”, in relation to a certificate or attestation, includes—

- (a) the name of the person to whom the certificate or attestation was issued;
- (b) the date on which the certificate or attestation was issued; and
- (c) in the case of an individual, the examination or training to which the certificate or attestation relates.

(4) When requested to do so by the Secretary of State, a relevant body must provide as soon as reasonably practicable to the Secretary of State such information as the Secretary of State may require to ensure that the obligations of the United Kingdom imposed by the first sentence of Article 10(10) of the 2014 Regulation (training and certification) and by Commission Regulation 308/2008 are complied with.

(5) In paragraph (4), “relevant body” means a certification body, an attestation body or an evaluation body referred to in, or appointed under, these Regulations.