ANNEX V

Conformity of production and cessation of production

1. Conformity of production

1.1. Any spray-suppression device bearing the EC component type-approval mark must conform to the type that has been approved. The authority issuing the EC type-approval mark keeps one sample which, together with the EC component type-approval certificate, may be used to establish whether the devices marketed which bear the EC component type-approval mark meet the stated requirements.

1.2. A type of device is defined by the model and descriptive documents lodged at the time of application for EC component type-approval. Devices whose characteristics are identical to those of the pattern device and whose other components do not differ from those of the pattern device except for variants not affecting the properties referred to in this Annex may be considered as belonging to the same type.

1.3. The manufacturer carries out routine checks in order to guarantee the conformity of production of the type that has been approved.

To this end the manufacturer must either have available a laboratory which is sufficiently well-equipped for the execution of the essential tests, or have the production-conformity tests carried out by an approved laboratory.

The results of the production conformity checks are made available for inspection by the competent authorities for at least 1 year.

1.4. The competent authorities may also conduct spot checks.

1.5. Conformity of production with the type of device that has been approved must be checked under the conditions and in accordance with the methods provided for in Annex III.

At the request of the authorities which have granted component type-approval, manufacturers shall provide them with devices of the type previously type-approved for the purpose of tests or conformity checks.

1.6. Devices are deemed to conform if 9 out of 10 samples chosen at random satisfy the requirements of point 4 of Part 2 and point 4 of Part 3 of Annex III.

1.7. If the condition specified in point 1.6 is not satisfied, a further 10 samples chosen at random must be examined.

The average of all measurements taken must be in conformity with the specifications of point 4 of Part 2 and point 4 of Part 3 of Annex III, and no individual measurement must be less than 95 % of the value specified.

Changes to legislation:
There are outstanding changes not yet made to Commission Regulation (EU) No 109/2011. Any changes that have already been made to the legislation appear in the content and are referenced with annotations.
View outstanding changes

Changes and effects yet to be applied to the whole legislation item and associated provisions

- Signature words omitted by S.I. 2022/1273 reg. 63(8)
- Annex 2 Pt. 2 s. 1 point 000.7 words substituted by S.I. 2022/1273 reg. 63(10)(c)(ii)
- Art. 2(11) words substituted by S.I. 2022/1273 reg. 63(3)(a)
- Art. 2(12) words substituted by S.I. 2022/1273 reg. 63(3)(b)
- Art. 2(13) words substituted by S.I. 2022/1273 reg. 63(3)(c)
- Art. 2(15) words substituted by S.I. 2022/1273 reg. 63(3)(d)
- Art. 2(16) words substituted by S.I. 2022/1273 reg. 63(3)(e)