

SCHEDULE 29

Amendment of the Radio Equipment Regulations 2017

Amendment to regulation 2

- 2.—(1) Regulation 2 (interpretation) is amended as follows.
- (2) In paragraph (1)—
- (a) omit the definition of “accreditation”;
 - (b) omit the definition of “accreditation certificate”;
 - (c) after the definition of “the 1987 Act” insert—
““approved body” has the meaning given to it in regulation 46 (approved bodies);”;
 - (d) for the definition of “authorised representative” substitute—
““authorised representative” means—
 - (a) a person who—
 - (i) immediately before exit day was established in the United Kingdom or an EEA state and was appointed by a manufacturer by written mandate to perform specified tasks for that manufacturer, in accordance with regulation 19, as it had effect immediately before exit day; and
 - (ii) on or after exit day continues to be so established and appointed by the manufacturer to perform those tasks; or
 - (b) a person who, on or after exit day, is appointed in accordance with regulation 19;”;
 - (e) omit the definition of “CE marking”;
 - (f) omit the definition of “competent national authority”;
 - (g) before the definition of “conformity assessment body” insert—
““commencement date” means the date these regulations come into force;”;
 - (h) after the definition of “conformity assessment body” insert—
““declaration of conformity” means a declaration of conformity required to be drawn up in accordance with regulation 42 by regulation 10(1)(a) (declaration of conformity);
“designated standard” has the meaning given to it in regulation 2A;”;
 - (i) for the definition of “electromagnetic disturbance” substitute—
““electromagnetic disturbance” means any electromagnetic phenomenon which may degrade the performance of equipment; an electromagnetic disturbance may be electromagnetic noise, an unwanted signal or a change in the propagation medium itself;”;
 - (j) omit the definition of “EU declaration of conformity”;
 - (k) omit the definition of “European Commission”;
 - (l) for the definition of “harmful interference” substitute—
““harmful interference” means interference which endangers the functioning of a radio navigation service or of other safety services or which otherwise seriously degrades, obstructs or repeatedly interrupts a radiocommunications service operating in accordance with the applicable international, European Community or national regulations;”;

Draft Legislation: This is a draft item of legislation and has not yet been made as a UK Statutory Instrument. This draft has been replaced by a new draft, *The Product Safety and Metrology etc. (Amendment etc.) (EU Exit) Regulations 2019* ISBN 978-0-11-118040-2

- (m) omit the definition of “harmonised standard”;
 - (n) in the definition of “importer”—
 - (i) in paragraph (a) for “within the EU” substitute “in the United Kingdom”; and
 - (ii) in paragraph (b) omit “third” and “EU” and, after “country”, insert “outside of the United Kingdom”;
 - (o) in the definition of “make available on the market”, for “EU” substitute “United Kingdom”;
 - (p) omit the definition of “national accreditation body”;
 - (q) omit the definition of “notified body requirements”;
 - (r) omit the definition of “Official Journal”;
 - (s) in the definition of “place on the market”, for “EU” substitute “United Kingdom”;
 - (t) in the definition of “put into service”, for “in the EU” substitute “in the United Kingdom”;
 - (u) after the definition of “technical specification” insert—
 - ““UK marking” means the marking in the form published in accordance with Article 30(1) of RAMS;
 - “UK national accreditation body” means the body appointed by the Secretary of State in accordance with Article 4 of RAMS;”.
- (3) Omit paragraphs (3) and (6).