



# Product Security and Telecommunications Infrastructure Act 2022

## 2022 CHAPTER 46

### PART 1

#### PRODUCT SECURITY

### CHAPTER 2

#### DUTIES OF RELEVANT PERSONS, ETC

##### *Duties of manufacturers*

#### **12 Duty to maintain records**

- (1) A manufacturer of a relevant connectable product must maintain a record of—
  - (a) any investigations carried out by the manufacturer in relation to a compliance failure or suspected compliance failure (whether or not as a result of information received as mentioned in section 10(1)(a));
  - (b) any compliance failures relating to the product.
- (2) A record of an investigation must contain the following information—
  - (a) the outcome of the investigation;
  - (b) where the manufacturer determined that there was a compliance failure, details of that compliance failure;
  - (c) any steps taken by the manufacturer to remedy the compliance failure and whether or not those steps were successful.
- (3) A record of a compliance failure must contain the following information—
  - (a) details of the compliance failure;
  - (b) any steps taken by the manufacturer to remedy the compliance failure and whether or not those steps were successful.

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*Status: This is the original version (as it was originally enacted).*

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- (4) A record of an investigation or a compliance failure must be retained for a period of 10 years beginning with the day on which the record is made.
- (5) In a case where there is more than one manufacturer in relation to a product, the duty of each of those manufacturers to maintain a record under this section may be met by those manufacturers jointly maintaining a single record.
- (6) In this section “compliance failure” means a failure by a manufacturer of the product to comply with a relevant security requirement relating to the product.