
*Status: There are multiple versions of this provision on screen. These apply to different geographical extents. **Skip to:** E+W+S - England, Wales and Scotland extent N.I. - Northern Ireland extent*

***Changes to legislation:** There are currently no known outstanding effects for the The Pressure Equipment (Safety) Regulations 2016, Section 65. (See end of Document for details)*

STATUTORY INSTRUMENTS

2016 No. 1105

The Pressure Equipment (Safety) Regulations 2016

PART 4

[^{F1}Notification of conformity assessment bodies]

[^{F1}Approval of Conformity Assessment Bodies]

[^{F1}United Kingdom Accreditation Service **E+W+S**]

65. The Secretary of State may authorise the United Kingdom Accreditation Service to carry out the following activities on behalf of the Secretary of State—

- (a) assessing whether a conformity assessment body meets the approved body requirements or user inspectorate requirements (as applicable);
- (b) monitoring approved bodies, recognised third party organisations and user inspectorates in accordance with regulation 59; and
- (c) compiling and maintaining the register of approved bodies, recognised third party organisations and user inspectorates, in accordance with regulation 64.]

Extent Information

- E1** This version of this provision extends to England and Wales and Scotland only; a separate version has been created for Northern Ireland only
- F1** Pt. 4 substituted (E.W.S.) (31.12.2020) by [The Product Safety and Metrology etc. \(Amendment etc.\) \(EU Exit\) Regulations 2019 \(S.I. 2019/696\)](#), reg. 1, **Sch. 24 para. 35** (with Sch. 24 para. 41) (as amended by [S.I. 2020/676](#), regs. 1(1), 2 and [S.I. 2020/852](#), reg. 1, **Sch. 1 para. 1(m)**); 2020 c. 1, **Sch. 5 para. 1(1)**

Subsidiaries and contractors **N.I.**

65.—(1) Where a notified body, recognised third party organisation or user inspectorate subcontracts specific conformity assessment activities, or has such activities carried out by a subsidiary, the activities are only to be treated as having been carried out by a notified body, recognised third party organisation or user inspectorate for the purposes of regulation 41 (conformity assessment procedures) where the conditions in paragraphs (2) and (3) are met.

- (2) The notified body, recognised third party organisation or user inspectorate must—
 - (a) ensure that the subcontractor or subsidiary meets the notified body requirements or user inspectorate requirements, as applicable; and
 - (b) inform the Secretary of State accordingly.

(3) The notified body, recognised third party organisation or user inspectorate must have obtained the agreement of the client to the use of a subcontractor or subsidiary.

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Changes to legislation: *There are currently no known outstanding effects for the The Pressure Equipment (Safety) Regulations 2016, Section 65. (See end of Document for details)*

(4) Where a notified body, recognised third party organisation or user inspectorate subcontracts specific conformity assessment activities, or has such activities carried out by a subsidiary, the notified body, recognised third party organisation or user inspectorate must for a period of 10 years beginning on the day on which the activities are carried out, keep available for inspection by the Secretary of State the documentation concerning—

- (a) the assessment of the qualifications of the subcontractor or the subsidiary; and
- (b) the conformity assessment activities carried out by the subcontractor or subsidiary.

(5) When monitoring a notified body, recognised third party organisation or user inspectorate in accordance with regulation 60, the Secretary of State must treat the notified body, recognised third party organisation or user inspectorate as responsible for the tasks performed by a subcontractor or subsidiary, wherever the subcontractor or subsidiary is established.

Extent Information

- E2** This version of this provision extends to Northern Ireland only; a separate version has been created for England and Wales and Scotland only

Status:

There are multiple versions of this provision on screen. These apply to different geographical extents.

Skip to:

- E+W+S - England, Wales and Scotland extent
- N.I. - Northern Ireland extent

Changes to legislation:

There are currently no known outstanding effects for the The Pressure Equipment (Safety) Regulations 2016, Section 65.