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## STATUTORY INSTRUMENTS

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# 2017 No. 1206

## The Radio Equipment Regulations 2017

### PART 3

#### Conformity assessment

#### [<sup>F1</sup>UK] marking **E+W+S**

44.—[<sup>F2</sup>(1) The UK marking must be affixed visibly, legibly and indelibly—

- (a) to the radio equipment or to its data plate, unless that is not possible or not warranted on account of the radio equipment; or
- (b) where paragraph (1A) applies—
  - (i) to a label affixed to the radio equipment or its data plate; or
  - (ii) to a document accompanying the radio equipment.]

[<sup>F3</sup>(1A) For a period of [<sup>F4</sup>seven years] beginning with IP completion day, the UK marking may be affixed to—

- (a) a label affixed to the radio equipment or its data plate; or
- (b) a document accompanying the radio equipment.]

[<sup>F5</sup>(2) The UK marking must be affixed visibly and legibly—

- (a) to the radio equipment packaging; or
- (b) where paragraph (2A) applies—
  - (i) to a label affixed to the radio equipment packaging; or
  - (ii) a document accompanying the radio equipment packaging.]

[<sup>F6</sup>(2A) For a period of [<sup>F7</sup>seven years] beginning with IP completion day, the UK marking may be affixed to—

- (a) a label affixed to the radio equipment packaging; or
- (b) a document accompanying the radio equipment packaging.]

(3) On account of the nature of the radio equipment, the height of the [<sup>F8</sup>UK] marking affixed to radio equipment may be lower than 5 mm, provided that the marking remains visible and legible.

(4) When the conformity assessment procedure in Schedule 4 (conformity assessment module H) has been applied, the [<sup>F8</sup>UK] marking must be followed by the identification number of the [<sup>F9</sup>approved body] which carried out the relevant conformity assessment procedure for the radio equipment.

(5) The identification number in paragraph (4) must have the same height as the [<sup>F8</sup>UK] marking and be affixed—

- (a) by the [<sup>F9</sup>approved body] itself, or

*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 Radio Equipment Regulations 2017, Section 44. (See end of Document for details)*

- (b) under the instructions of the [<sup>F9</sup>approved body], by the manufacturer or the manufacturer's authorised representative.

#### 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** Word in reg. 44 heading 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. 29 para. 34(ad)** (with Sch. 29 para. 44) (as amended by S.I. 2020/676, regs. 1(1), 2; S.I. 2020/1460, reg. 1(4), Sch. 3 para. 21(4)(b)); 2020 c. 1, Sch. 5 para. 1(1)
- F2** Reg. 44(1) 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. 29 para. 34(a)** (with Sch. 29 para. 44) (as amended by S.I. 2020/676, regs. 1(1), 2; S.I. 2020/1460, reg. 1(4), Sch. 3 para. 21(4)(a)); 2020 c. 1, Sch. 5 para. 1(1)
- F3** Reg. 44(1A) inserted (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. 29 para. 34(aa)** (with Sch. 29 para. 44) (as amended by S.I. 2020/676, regs. 1(1), 2; S.I. 2020/1460, reg. 1(4), Sch. 3 para. 21(4)(b)); 2020 c. 1, Sch. 5 para. 1(1)
- F4** Words in reg. 44(1A) substituted (E.W.S.) (31.12.2022) by The Product Safety and Metrology (Amendment and Transitional Provisions) Regulations 2022 (S.I. 2022/1393), regs. 1(1), 3, **Sch. 2 (r)**
- F5** Reg. 44(2) 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. 29 para. 34(ab)** (with Sch. 29 para. 44) (as amended by S.I. 2020/676, regs. 1(1), 2; S.I. 2020/1460, reg. 1(4), Sch. 3 para. 21(4)(b)); 2020 c. 1, Sch. 5 para. 1(1)
- F6** Reg. 44(2A) inserted (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. 29 para. 34(ac)** (with Sch. 29 para. 44) (as amended by S.I. 2020/676, regs. 1(1), 2; S.I. 2020/1460, reg. 1(4), Sch. 3 para. 21(4)(b)); 2020 c. 1, Sch. 5 para. 1(1)
- F7** Words in reg. 44(2A) substituted (E.W.S.) (31.12.2022) by The Product Safety and Metrology (Amendment and Transitional Provisions) Regulations 2022 (S.I. 2022/1393), regs. 1(1), 3, **Sch. 2 (r)**
- F8** Word in reg. 44(3)-(5) 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. 29 para. 34(ad)** (with Sch. 29 para. 44) (as amended by S.I. 2020/676, regs. 1(1), 2; S.I. 2020/1460, reg. 1(4), Sch. 3 para. 21(4)(b)); 2020 c. 1, Sch. 5 para. 1(1)
- F9** Words in reg. 44 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. 29 para. 34(b)** (with Sch. 29 para. 44) (as amended by S.I. 2020/676, regs. 1(1), 2); 2020 c. 1, Sch. 5 para. 1(1)

#### CE marking **N.I.**

**44.—(1)** The CE marking must be affixed visibly, legibly and indelibly to the radio equipment or to its data plate, unless that is not possible or not warranted on account of the nature of the radio equipment.

(2) The CE marking must be affixed visibly and legibly to the radio equipment packaging.

(3) On account of the nature of the radio equipment, the height of the CE marking affixed to radio equipment may be lower than 5 mm, provided that the marking remains visible and legible.

(4) When the conformity assessment procedure in Schedule 4 (conformity assessment module H) has been applied, the CE marking must be followed by the identification number of the notified body which carried out the relevant conformity assessment procedure for the radio equipment.

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**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 Radio Equipment Regulations 2017, Section 44. (See end of Document for details)

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(5) The identification number in paragraph (4) must have the same height as the CE marking and be affixed—

- (a) by the notified body itself, or
- (b) under the instructions of the notified body, by the manufacturer or the manufacturer's authorised representative.

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**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 Radio Equipment Regulations 2017, Section 44.