

SCHEDULE 12

Amendment of the Supply of Machinery (Safety) Regulations 2008

Amendment to Schedule 2 Part 9 Annex IX

29.—(1) Schedule 2 Part 9 (EC type-examinations) is amended as follows.

(2) In the heading for “EC type-” substitute “Type-”.

(3) In the introductory paragraph—

(a) for “EC type-” substitute “Type-”;

(b) for “the Directive” substitute “these Regulations”.

(4) In point 2—

(a) for “an EC type-” substitute “a Type-”;

(b) for “a notified” substitute “an approved”;

(c) in each place in which it occurs (other than that referred to in sub-paragraph (b)) for “notified” substitute “approved”.

(5) In point 3 for “notified” substitute “approved”.

(6) In points 3.2 and 3.3 for “published harmonised” substitute “designated”.

(7) In point 4—

(a) for “the Directive” substitute “these Regulations”;

(b) in both places in which it occurs for “notified” substitute “approved”;

(c) for “an EC type-” substitute “a Type-”.

(8) For point 5 substitute—

“**5.** If the type does not satisfy the provisions of these Regulations, the approved body shall refuse to issue the applicant with a Type-examination certificate, giving detailed reasons for its refusal. It shall inform the applicant, the other approved bodies and the Secretary of State. An appeal procedure must be available.”.

(9) In point 6—

(a) in both places in which it occurs for “notified” substitute “approved”;

(b) in both places in which it occurs for “EC type-” substitute “Type-”.

(10) In point 7—

(a) for “Commission, the Member States” substitute “Secretary of State”;

(b) for “Commission and the Member States” substitute “Secretary of State”;

(c) in both places in which it occurs for “notified” substitute “approved”;

(d) for “EC type-” substitute “Type-”.

(11) For the text in point 8 substitute—

“**8.** Files and correspondence referring to the Type-examination procedures shall be written in English or any other language acceptable to the approved body.”.

(12) In point 9, 9.1, the first paragraph of 9.3 and 9.4 for “EC type-” substitute “Type-”.

(13) In point 9.1 and in each place in which it occurs in point 9.3, for “notified” substitute “approved”.