

## SCHEDULE 26

### Amendment of the Non-automatic Weighing Instruments Regulations 2016

#### **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) before the definition of “authorised representative” insert—  
““approved body” has the meaning given to it in regulation 47 (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 14, 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 established in the United Kingdom and is appointed in accordance with regulation 14;”;
  - (e) omit the definition of “CE marking”;
  - (f) omit the definition of “Commission”;
  - (g) after the definition of “conformity assessment body” insert—  
““conformity assessment procedure” means a procedure referred to in regulation 36;”;  
“declaration of conformity” means a declaration of conformity required to be drawn up in accordance with Chapter 2 of Part 3;”;  
“designated standard” has the meaning given to it in regulation 2A;”;
  - (h) in the definition of “the Directive” for “as from time to time amended;” substitute “(as it has effect immediately before exit day)” in the definition of “essential requirements” for “Annex I to the Directive” substitute Schedule 6;
  - (i) omit the definition of “EU declaration of conformity”;
  - (j) omit the definition of “EU-type examination certificate”
  - (k) omit the definition of “harmonised standard”;
  - (l) for the definition of “importer” substitute—  
““importer” means a person who—
    - (a) is established in the United Kingdom; and
    - (b) places a non-automatic weighing instrument from a country outside of the United Kingdom on the market;”;
  - (m) in the definition of “M marking” for “CE” substitute “UK”;

*Status: This is the original version (as it was originally made).*

- (n) in the definition of “make available on the market” for “European Economic Area” substitute “United Kingdom”;
  - (o) omit the definition of “national accreditation body”;
  - (p) omit the definition of “notified body requirements”;
  - (q) omit the definition of “notifying authority”;
  - (r) in the definition of “place on the market” for “European Economic Area” substitute “United Kingdom”;
  - (s) in the definition of “technical documentation” for “Annex II to the Directive” substitute Schedule 7;
  - (t) after the definition of “technical specification” insert—
    - ““Type-examination certificate” means a type-examination certificate issued by an approved body in accordance with Module B of Schedule 7;
    - “UK marking” means the marking in the form set out in Annex 2 of RAMS;
    - “UK national accreditation body” means the body appointed by the Secretary of State in accordance with Article 4 of RAMS;”;
  - (u) omit the definition of “Union harmonisation legislation”.
- (3) After paragraph (1) insert—
- “(1A) Schedules 6 to 8 reproduce the provisions of Annexes I to III to the Directive (respectively) with amendments to correct deficiencies in retained EU law.
  - (1B) A reference to any provision of Schedules 6 to 8 is a reference to the equivalent provision of the relevant Annex to the Directive as set out in the relevant Schedule.”.
- (4) Omit paragraph (2).