

SCHEDULE 2

Amendments to legislation in respect of Northern Ireland

- 3.—**(1) The Supply of Machinery (Safety) Regulations 2008(1) are amended as follows.
- (2) In regulation 2(2) after the definition of “safety component” insert—
- ““UK(NI) indication” means the marking in the form set out in Schedule 1 to the Product Safety and Metrology etc. (Amendment etc.) (UK(NI) Indication) (EU Exit) Regulations 2020;”.
- (3) After regulation 7(2) insert—
- “(2A) Where a UK notified body carries out the functions of notified bodies specified in Annexes IX and X the CE marking must be accompanied by the UK(NI) indication affixed in accordance with paragraph (2B).
- (2B) The UK(NI) indication must be affixed—
- (a) in a visible, legible and indelible form to the machinery; and
- (b) before the machinery is placed on the market in Northern Ireland.
- (2C) Where paragraph (2A) applies, the reference to the identification number of the notified body in Schedule 2, Part 3 Annex III, is a reference to the identification number assigned to the UK notified body by the Secretary of State pursuant to regulation 19A.”.
- (4) After regulation 19 insert—

“Register of UK notified bodies

- 19A.—**(1) The Secretary of State must ensure that—
- (a) each UK notified body is assigned an identification number; and
- (b) there is a register of—
- (i) UK notified bodies;
- (ii) their notified body identification number;
- (iii) the activities for which they have been notified;
- (iv) any restrictions on those activities.
- (2) The Secretary of State must ensure that the register referred to in paragraph (1) is maintained and made publicly available.
- (3) The Secretary of State may authorise the United Kingdom Accreditation Service to compile and maintain the register in accordance with paragraph (1)(b).”.
- (5) In regulation 21(1)(b)—
- (a) in paragraph (iii) omit “or”;
- (b) after paragraph (iii) insert—
- “(iiia) the UK(NI) indication does not accompany the CE marking in contravention of regulation 7(2A); or
- (iiib) the UK(NI) indication is affixed other than in accordance with regulation 7(2B); or”
- (c) in paragraph (iv) after “CE marking” insert “or the UK(NI) indication”.
- (6) In regulation 22(3)(a) for “or (f)” substitute “, (f), (2A) or (2B)”.

(1) [S.I. 2008/1597](#), amended by [S.I. 2011/1043](#), [S.I. 2011/2157](#); amendments extending only to Great Britain are also made prospectively with effect from IP completion day, by [S.I. 2019/696](#); the instrument was saved by virtue of section 2(2)(a) of the European Union (Withdrawal) Act 2018 (c.16).

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