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STATUTORY INSTRUMENTS

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**2022 No. 1393**

**The Product Safety and Metrology (Amendment and Transitional Provisions) Regulations 2022**

**Amendment of Regulation (EU) 2016/426**

**22.**—(1) Regulation (EU) 2016/426 of the European Parliament and Council on appliances burning gaseous fuels and repealing [Directive 2009/142/EC](#)<sup>(1)</sup> is amended as follows.

(2) In Article 44 (transitional provisions in relation to EU exit) after paragraph 4 insert—

“**5.** Subject to paragraph 6, where before 11pm on 31st December 2024—

- (a) an appliance or fitting has not been placed on the market; and
- (b) a manufacturer has taken any action under the conformity assessment procedure that applies to that appliance or fitting in accordance with Article 14 of Regulation 2016/426 (pre-exit)

that action has effect as if it had been done under the applicable conformity assessment procedure referred to in Article 14 of this Regulation.

**6.** Paragraph 5 does not apply—

- (a) after the expiry of the validity of any certificate issued pursuant to the applicable conformity assessment procedure; and
- (b) in any event, after 31st December 2027.”.

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(1) EUR 2016/429, as amended by [S.I. 2019/696](#) and [S.I. 2021/1273](#); there are other amending instruments but none is relevant.