

ANNEX IX

REFERRED TO IN ARTICLE 5.4

ELECTRICAL AND ELECTRONIC PRODUCTS

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ELECTRICAL AND ELECTRONIC PRODUCTS

ARTICLE 1

Scope

This Annex applies to conformity assessment procedures related to technical regulations on safety aspects and electromagnetic compatibility of electrical and electronic equipment.

ARTICLE 2

Definitions

1. For the purposes of this Annex, “safety aspects of electrical and electronic equipment” means safety aspects of equipment which is dependent on electric currents in order to work properly and equipment for the generation, transfer and measurement of such currents and which is designed for use with a voltage rating of between 50 and 1000 Volts for alternating current and between 75 and 1500 Volts for direct current, with the exception of:

- (a) equipment for use in an explosive atmosphere;
- (b) equipment for use for radiology or medical purposes;
- (c) electrical parts for goods and passenger lifts;
- (d) telecommunications equipment;
- (e) electricity meters;
- (f) plugs and socket outlets for domestic use;
- (g) electric fence controllers;
- (h) toys;
- (i) specialised maritime, railway, aviation, as well as vehicle equipment;
- (j) custom built evaluation kits destined for professionals to be used solely at research and development facilities for such purposes; and
- (k) construction products for permanent incorporation in buildings or civil engineering works and the performance of which has an effect on the performance of the building or civil engineering works, such as cables, fire alarms, electric doors.

2. For the purposes of this Annex, “electromagnetic compatibility of equipment” means electromagnetic compatibility (disturbance and immunity) of equipment which is dependent on electric currents or electromagnetic fields in order to work properly and equipment for the generation, transfer and measurement of such currents, with the exception of:

- (a) equipment for use in an explosive atmosphere;
- (b) equipment for use for radiology or medical purposes;
- (c) electrical parts for goods and passenger lifts;
- (d) telecommunications equipment;
- (e) specialised maritime, railway, aviation as well as vehicle equipment;
- (f) measuring instruments;
- (g) non-automatic weighing instruments;
- (h) inherently benign equipment; and
- (i) custom built evaluation kits destined for professionals to be used solely at research and development facilities for such purposes.

ARTICLE 3

Acceptance of Test Reports as Part of the Conformity Assessment Procedures

If a State Party requires test reports as part of a conformity assessment procedure for goods covered by this Annex, including certification, that State Party shall accept test reports in accordance with the importing State Party’s relevant domestic laws and regulations, issued by at least one of the following:¹

- (a) certification bodies (CB) testing laboratories under the International Electrotechnical Commission System for Conformity Testing and Certification of Electrical Equipment Certification Bodies’ Scheme (IECEE CB Scheme) in accordance with the rules and procedures of the IECEE CB Scheme, accompanied by a valid CB Test Certificate;
- (b) any third party testing laboratory accredited according to relevant and recognised international standards, guides and recommendations by an accreditation body signatory to the Mutual Recognition Agreement of the International Laboratory Accreditation Cooperation (ILAC); or
- (c) testing laboratories which have a voluntary agreement with a conformity assessment body accepted by the importing State Party.

¹ A State Party may require in its relevant domestic laws and regulations that a mutual arrangement exists between the certification body located in the other State Parties and a recognised certification body located in the importing State Party in order to accept such test reports.

ARTICLE 4

Documentary Checks

1. Upon request of the competent governmental authorities of an importing State Party, the juridical or natural person responsible for placing the product on the market shall make available a copy of the relevant documentation.
 2. Documentary checks performed by the competent market surveillance authorities after the placing on the market of products shall not be subject to fees.
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