

## STATUTORY INSTRUMENTS

# 2016 No. 1092

## The Simple Pressure Vessels (Safety) Regulations 2016

### PART 2

#### Obligations of economic operators

##### Manufacturers

#### **Design and manufacture in accordance with essential safety requirements and sound engineering practice** **E+W+S**

4.—(1) Before placing a category A vessel on the market, a manufacturer must ensure that the vessel has been designed and manufactured in accordance with the essential safety requirements.

(2) Before placing a category B vessel on the market, a manufacturer must ensure that the vessel has been designed and manufactured in accordance with [<sup>F1</sup>sound engineering practice].

#### **Extent Information**

**E1** This version of this provision extends to England and Wales and Scotland only; a separate version has been created for Northern Ireland only

#### **Textual Amendments**

**F1** Words in [reg. 4\(2\)](#) substituted (E.W.S.) (31.12.2020) by [The Product Safety and Metrology etc. \(Amendment etc.\) \(EU Exit\) Regulations 2019](#) (S.I. 2019/696), [reg. 1](#), [Sch. 21 para. 4](#) (with [Sch. 21 para. 37](#)) (as amended by [S.I. 2020/676](#), [regs. 1\(1\), 2](#)); [2020 c. 1](#), [Sch. 5 para. 1\(1\)](#)

#### **Design and manufacture in accordance with essential safety requirements and sound engineering practice** **N.I.**

4.—(1) Before placing a category A vessel on the market, a manufacturer must ensure that the vessel has been designed and manufactured in accordance with the essential safety requirements.

(2) Before placing a category B vessel on the market, a manufacturer must ensure that the vessel has been designed and manufactured in accordance with the sound engineering practice of a [<sup>F20</sup>relevant state].

#### **Extent Information**

**E10** This version of this provision extends to Northern Ireland only; a separate version has been created for England and Wales and Scotland only

### Textual Amendments

**F20** Words in [reg. 4\(2\)](#) substituted (N.I.) (31.12.2020) by [The Pressure Vessels \(Amendment\) \(Northern Ireland\) \(EU Exit\) Regulations 2020 \(S.I. 2020/678\)](#), [reg. 1\(b\)](#), [Sch. 1 para. 3\(1\)](#)

### Technical documentation and conformity assessment for category A vessels

5. Before placing a category A vessel on the market, a manufacturer must—
- (a) draw up the technical documentation in respect of that vessel; and
  - (b) carry out a relevant conformity assessment procedure in respect of the vessel or have such a procedure carried out.

### **[F2]Declaration] of conformity, [F3UK] marking and inscriptions for category A vessels** **E+W** **+S**

6.—(1) Where the conformity of a category A vessel with the essential safety requirements has been demonstrated by a relevant conformity assessment procedure, before placing that vessel on the market, a manufacturer must—

- (a) draw up <sup>[F4]</sup>a declaration of conformity in accordance with regulation 43 <sup>F5</sup>...; and
- <sup>[F6]</sup>(b) affix the information set out in paragraph (1B) to—
  - (i) the vessel;
  - (ii) its data plate; or
  - (iii) where paragraph (1A) applies—
    - (aa) to a label affixed to the vessel; or
    - (bb) in a document accompanying the vessel;]

<sup>[F7]</sup>(1A) This paragraph applies to a vessel that is placed on the market within a period of <sup>[F8]</sup>seven years] beginning with IP completion day.

- (1B) The information referred to in paragraph (1)(b) is—
- (a) the UK marking;
  - (b) the last two digits of the year in which the UK marking is affixed;
  - (c) the inscriptions.]

(2) Where a data plate is used, it must be so designed that it cannot be reused and must include a vacant space to enable other information to be provided.

- (3) The information referred to in paragraph (1)(b) must be visible, legible and indelible.
- (4) The manufacturer must keep the <sup>F9</sup>... declaration of conformity up-to-date.

<sup>[F10]</sup>(5) Where a category A vessel is subject to more than one enactment requiring the drawing up of a declaration of conformity, the manufacturer must draw up a single declaration of conformity which identifies each enactment by its title.]

### Extent Information

**E2** This version of this provision extends to England and Wales and Scotland only; a separate version has been created for Northern Ireland only

### Textual Amendments

- F2** Word in reg. 6 heading substituted (E.W.S.) (31.12.2020) by The Product Safety and Metrology etc. (Amendment etc.) (EU Exit) Regulations 2019 (S.I. 2019/696), reg. 1, **Sch. 21 para. 5(2)(a)** (with Sch. 21 para. 37) (as amended by S.I. 2020/676, regs. 1(1), 2); 2020 c. 1, Sch. 5 para. 1(1)
- F3** Word in reg. 6 heading substituted (E.W.S.) (31.12.2020) by The Product Safety and Metrology etc. (Amendment etc.) (EU Exit) Regulations 2019 (S.I. 2019/696), reg. 1, **Sch. 21 para. 5(2)(b)** (with Sch. 21 para. 37) (as amended by S.I. 2020/676, regs. 1(1), 2); 2020 c. 1, Sch. 5 para. 1(1)
- F4** Word in reg. 6(1)(a) substituted (E.W.S.) (31.12.2020) by The Product Safety and Metrology etc. (Amendment etc.) (EU Exit) Regulations 2019 (S.I. 2019/696), reg. 1, **Sch. 21 para. 5(3)(a)** (with Sch. 21 para. 37) (as amended by S.I. 2020/676, regs. 1(1), 2); 2020 c. 1, Sch. 5 para. 1(1)
- F5** Words in reg. 6(1)(a) omitted (E.W.S.) (31.12.2020) by virtue of The Product Safety and Metrology etc. (Amendment etc.) (EU Exit) Regulations 2019 (S.I. 2019/696), reg. 1, **Sch. 21 para. 5(3)(b)** (with Sch. 21 para. 37) (as amended by S.I. 2020/676, regs. 1(1), 2); 2020 c. 1, Sch. 5 para. 1(1)
- F6** Reg. 6(1)(b) substituted (31.12.2020) by The Product Safety and Metrology etc. (Amendment etc.) (EU Exit) Regulations 2019 (S.I. 2019/696), reg. 1, **Sch. 21 para. 5(4)** (as substituted by S.I. 2020/1460, reg. 1(4), **Sch. 3 para. 13(3)**); 2020 c. 1, **Sch. 5 para. 1(1)**
- F7** Reg. 6(1A)(1B) inserted by The Product Safety and Metrology etc. (Amendment etc.) (EU Exit) Regulations 2019 (S.I. 2019/696), reg. 1, **Sch. 21 para. 5(4A)** (as inserted by S.I. 2020/1460, reg. 1(4), **Sch. 3 para. 13(4)**); 2020 c. 1, **Sch. 5 para. 1(1)**
- F8** Words in reg. 6(1A) substituted (E.W.S.) (31.12.2022) by The Product Safety and Metrology (Amendment and Transitional Provisions) Regulations 2022 (S.I. 2022/1393), regs. 1(1), 3, **Sch. 2(j)**
- F9** Word in reg. 6(4) omitted (E.W.S.) (31.12.2020) by virtue of The Product Safety and Metrology etc. (Amendment etc.) (EU Exit) Regulations 2019 (S.I. 2019/696), reg. 1, **Sch. 21 para. 5(5)** (with Sch. 21 para. 37) (as amended by S.I. 2020/676, regs. 1(1), 2); 2020 c. 1, Sch. 5 para. 1(1)
- F10** Reg. 6(5) substituted (E.W.S.) (31.12.2020) by The Product Safety and Metrology etc. (Amendment etc.) (EU Exit) Regulations 2019 (S.I. 2019/696), reg. 1, **Sch. 21 para. 5(6)** (with Sch. 21 para. 37) (as amended by S.I. 2020/676, regs. 1(1), 2); 2020 c. 1, Sch. 5 para. 1(1)

### EU declaration of conformity, CE marking and inscriptions for category A vessels **N.I.**

6.—(1) Where the conformity of a category A vessel with the essential safety requirements has been demonstrated by a relevant conformity assessment procedure, before placing that vessel on the market, a manufacturer must—

- (a) draw up an EU declaration of conformity in accordance with regulation 43 (EU declaration of conformity); and
- (b) affix to the vessel, or to its data plate, the CE marking, the last two digits of the year in which the CE marking is affixed, the inscriptions and the information referred to in regulation 11(1)(labelling).

(2) Where a data plate is used, it must be so designed that it cannot be reused and must include a vacant space to enable other information to be provided.

(3) The information referred to in paragraph (1)(b) must be visible, legible and indelible.

(4) The manufacturer must keep the EU declaration of conformity up-to-date.

(5) Where a category A vessel is subject to more than one EU instrument requiring the drawing up of a declaration of conformity, the manufacturer must draw up a single declaration of conformity, which—

- (a) identifies the EU instruments; and
- (b) includes references to the publication of those EU instruments in the Official Journal.

#### Extent Information

- E11** This version of this provision extends to Northern Ireland only; a separate version has been created for England and Wales and Scotland only

#### Inscriptions for category B vessels

7.—(1) Before placing a category B vessel on the market, a manufacturer must affix the following to the vessel or to its data plate—

- (a) the inscriptions; and
- (b) the information referred to in regulation 11(1).

(2) Where a data plate is used, it must be so designed that it cannot be reused and must include a vacant space to enable other information to be provided.

(3) The inscriptions and information referred to in paragraph (1) must be visible, legible and indelible.

#### Retention by manufacturer of technical documentation and <sup>F11</sup>... declaration of conformity **E+W+S**

8. A manufacturer must keep the technical documentation and the <sup>F12</sup>... declaration of conformity drawn up in respect of a category A vessel and make it available for inspection by the enforcing authorities for a period of 10 years beginning on the day on which the vessel was placed on the market.

#### Extent Information

- E3** This version of this provision extends to England and Wales and Scotland only; a separate version has been created for Northern Ireland only

#### Textual Amendments

- F11** Word in [reg. 8](#) heading omitted (E.W.S.) (31.12.2020) by virtue of [The Product Safety and Metrology etc. \(Amendment etc.\) \(EU Exit\) Regulations 2019 \(S.I. 2019/696\)](#), [reg. 1](#), [Sch. 21 para. 6](#) (with [Sch. 21 para. 37](#)) (as amended by [S.I. 2020/676](#), [regs. 1\(1\), 2](#)); 2020 c. 1, [Sch. 5 para. 1\(1\)](#)
- F12** Word in [reg. 8](#) omitted (E.W.S.) (31.12.2020) by virtue of [The Product Safety and Metrology etc. \(Amendment etc.\) \(EU Exit\) Regulations 2019 \(S.I. 2019/696\)](#), [reg. 1](#), [Sch. 21 para. 6](#) (with [Sch. 21 para. 37](#)) (as amended by [S.I. 2020/676](#), [regs. 1\(1\), 2](#)); 2020 c. 1, [Sch. 5 para. 1\(1\)](#)

#### Retention by manufacturer of technical documentation and EU declaration of conformity **N.I.**

8. A manufacturer must keep the technical documentation and the EU declaration of conformity drawn up in respect of a category A vessel and make it available for inspection by the enforcing authorities for a period of 10 years beginning on the day on which the vessel was placed on the market.

#### Extent Information

- E12** This version of this provision extends to Northern Ireland only; a separate version has been created for England and Wales and Scotland only

### Compliance procedures for series production **E+W+S**

9.—(1) A manufacturer must ensure, before placing a vessel on the market, that procedures are in place to ensure that series production remains in conformity with Part 2.

(2) In doing so, the manufacturer must take adequate account of—

- (a) any change in vessel design or characteristics; and
- (b) any change in a [<sup>F13</sup>designated] standard or in another technical specification by reference to which the <sup>F14</sup>... declaration of conformity was drawn up.

#### Extent Information

**E4** This version of this provision extends to England and Wales and Scotland only; a separate version has been created for Northern Ireland only

#### Textual Amendments

**F13** Word in reg. 9(2)(b) substituted (E.W.S.) (31.12.2020) by [The Product Safety and Metrology etc. \(Amendment etc.\) \(EU Exit\) Regulations 2019 \(S.I. 2019/696\)](#), reg. 1, **Sch. 21 para. 7(a)** (with [Sch. 21 para. 37](#)) (as amended by [S.I. 2020/676](#), regs. 1(1), 2); 2020 c. 1, Sch. 5 para. 1(1)

**F14** Word in reg. 9(2)(b) omitted (E.W.S.) (31.12.2020) by virtue of [The Product Safety and Metrology etc. \(Amendment etc.\) \(EU Exit\) Regulations 2019 \(S.I. 2019/696\)](#), reg. 1, **Sch. 21 para. 7(b)** (with [Sch. 21 para. 37](#)) (as amended by [S.I. 2020/676](#), regs. 1(1), 2); 2020 c. 1, Sch. 5 para. 1(1)

### Compliance procedures for series production **N.I.**

9.—(1) A manufacturer must ensure, before placing a vessel on the market, that procedures are in place to ensure that series production remains in conformity with Part 2.

(2) In doing so, the manufacturer must take adequate account of—

- (a) any change in vessel design or characteristics; and
- (b) any change in a harmonised technical specification by reference to which the EU declaration of conformity was drawn up.

#### Extent Information

**E13** This version of this provision extends to Northern Ireland only; a separate version has been created for England and Wales and Scotland only

### Monitoring of vessels made available on the market

10.—(1) When appropriate, having regard to the risks to the health and safety of end-users presented by a vessel, a manufacturer must—

- (a) carry out sample testing of vessels manufactured by it made available on the market;
- (b) investigate complaints that vessels manufactured by it are not in conformity with Part 2;
- (c) keep a register of—
  - (i) complaints that vessels are not in conformity with Part 2;
  - (ii) vessels which are found not to be in conformity with Part 2; and
  - (iii) vessel recalls; and
- (d) keep distributors informed of any monitoring carried out under this regulation.

(2) The manufacturer must keep an entry made in the register for a period of at least 10 years beginning on the day on which the obligation to make the entry arose.

### Labelling of vessels **E+W+S**

**11.**—(1) Before placing a vessel on the market, a manufacturer must ensure that the following appear on the vessel or its data plate—

- (a) a type and serial or batch identification allowing its identification; and
- (b) the following information—
  - (i) the name, registered trade name or registered trade mark of the manufacturer; and
  - (ii) a postal address at which the manufacturer can be contacted.

(2) The information referred to in paragraph (1) must be clear, understandable and intelligible.

<sup>F15</sup>(3) .....

#### Extent Information

**E5** This version of this provision extends to England and Wales and Scotland only; a separate version has been created for Northern Ireland only

#### Textual Amendments

**F15** Reg. 11(3) omitted (E.W.S.) (31.12.2020) by virtue of [The Product Safety and Metrology etc. \(Amendment etc.\) \(EU Exit\) Regulations 2019 \(S.I. 2019/696\)](#), reg. 1, **Sch. 21 para. 8** (with [Sch. 21 para. 37](#)) (as amended by [S.I. 2020/676](#), regs. 1(1), 2); 2020 c. 1, Sch. 5 para. 1(1)

### Labelling of vessels **N.I.**

**11.**—(1) Before placing a vessel on the market, a manufacturer must ensure that the following appear on the vessel or its data plate—

- (a) a type and serial or batch identification allowing its identification; and
- (b) the following information—
  - (i) the name, registered trade name or registered trade mark of the manufacturer; and
  - (ii) a postal address at which the manufacturer can be contacted.

(2) The information referred to in paragraph (1) must be clear, understandable and intelligible.

(3) The contact details referred to in paragraph (1)(b) must be in a language which can be easily understood by end-users and the competent national authority in the [<sup>F21</sup>relevant state] in which it is to be made available.

#### Extent Information

**E14** This version of this provision extends to Northern Ireland only; a separate version has been created for England and Wales and Scotland only

#### Textual Amendments

**F21** Words in [reg. 11\(3\)](#) substituted (N.I.) (31.12.2020) by [The Pressure Vessels \(Amendment\) \(Northern Ireland\) \(EU Exit\) Regulations 2020 \(S.I. 2020/678\)](#), reg. 1(b), **Sch. 1 para. 3(1)**

**[<sup>F16</sup>Provision of instructions and safety information E+W+S]**

**12.** When placing a vessel on the market, a manufacturer must ensure that a vessel is accompanied by instructions and safety information that are clear, legible and in easily understandable English.]

**Extent Information**

**E6** This version of this provision extends to England and Wales and Scotland only; a separate version has been created for Northern Ireland only

**Textual Amendments**

**F16** Reg. 12 substituted (E.W.S.) (31.12.2020) by [The Product Safety and Metrology etc. \(Amendment etc.\) \(EU Exit\) Regulations 2019 \(S.I. 2019/696\)](#), reg. 1, **Sch. 21 para. 9** (with Sch. 21 para. 37) (as amended by [S.I. 2020/676](#), regs. 1(1), 2); 2020 c. 1, Sch. 5 para. 1(1)

**Provision of instructions and safety information N.I.**

**12.—(1)** When placing a vessel on the market, a manufacturer must ensure that a vessel is accompanied by the instructions and safety information in a language which can be easily understood by end-users in the [<sup>F22</sup>relevant state] in which it is to be made available on the market.

(2) The instructions and safety information referred to in paragraph (1) must be clear, understandable and intelligible.

(3) Where the [<sup>F23</sup>relevant state] referred to in paragraph (1) is [<sup>F24</sup>Northern Ireland], the language referred to in that paragraph must be English.

**Extent Information**

**E15** This version of this provision extends to Northern Ireland only; a separate version has been created for England and Wales and Scotland only

**Textual Amendments**

**F22** Words in [reg. 12\(1\)](#) substituted (N.I.) (31.12.2020) by [The Pressure Vessels \(Amendment\) \(Northern Ireland\) \(EU Exit\) Regulations 2020 \(S.I. 2020/678\)](#), reg. 1(b), **Sch. 1 para. 3(1)**

**F23** Words in [reg. 12\(3\)](#) substituted (N.I.) (31.12.2020) by [The Pressure Vessels \(Amendment\) \(Northern Ireland\) \(EU Exit\) Regulations 2020 \(S.I. 2020/678\)](#), reg. 1(b), **Sch. 1 para. 3(1)**

**F24** Words in [reg. 12\(3\)](#) substituted (N.I.) (31.12.2020) by [The Pressure Vessels \(Amendment\) \(Northern Ireland\) \(EU Exit\) Regulations 2020 \(S.I. 2020/678\)](#), reg. 1(b), **Sch. 1 para. 3(2)**

**Duty of manufacturer to take action in respect of vessels placed on the market which are considered not to be in conformity E+W+S**

**13.—(1)** A manufacturer who considers, or has reason to believe, that a vessel which the manufacturer has placed on the market is not in conformity with Part 2 must immediately take the corrective measures necessary to—

- (a) bring the vessel into conformity;
- (b) withdraw the vessel; or
- (c) recall the vessel.

- (2) Where the vessel presents a risk to the health or safety of persons, to domestic animals or to property, a manufacturer must immediately inform the market surveillance authority of the risk, <sup>F17</sup>... giving details, in particular, of—
- (a) the respect in which the vessel is considered not to be in conformity with Part 2; and
  - (b) any corrective measures taken.

#### Extent Information

- E7** This version of this provision extends to England and Wales and Scotland only; a separate version has been created for Northern Ireland only

#### Textual Amendments

- F17** Words in [reg. 13\(2\)](#) omitted (E.W.S.) (31.12.2020) by virtue of [The Product Safety and Metrology etc. \(Amendment etc.\) \(EU Exit\) Regulations 2019 \(S.I. 2019/696\)](#), [reg. 1](#), [Sch. 21 para. 10](#) (with [Sch. 21 para. 37](#)) (as amended by [S.I. 2020/676](#), [regs. 1\(1\), 2](#)); 2020 c. 1, [Sch. 5 para. 1\(1\)](#)

### Duty of manufacturer to take action in respect of vessels placed on the market which are considered not to be in conformity **N.I.**

**13.—(1)** A manufacturer who considers, or has reason to believe, that a vessel which the manufacturer has placed on the market is not in conformity with Part 2 must immediately take the corrective measures necessary to—

- (a) bring the vessel into conformity;
- (b) withdraw the vessel; or
- (c) recall the vessel.

(2) Where the vessel presents a risk to the health or safety of persons, to domestic animals or to property, a manufacturer must immediately inform the market surveillance authority of the risk, and the competent national authorities of any other [<sup>F25</sup>relevant state] in which the manufacturer made the vessel available on the market, giving details, in particular, of—

- (a) the respect in which the vessel is considered not to be in conformity with Part 2; and
- (b) any corrective measures taken.

#### Extent Information

- E16** This version of this provision extends to Northern Ireland only; a separate version has been created for England and Wales and Scotland only

#### Textual Amendments

- F25** Words in [reg. 13\(2\)](#) substituted (N.I.) (31.12.2020) by [The Pressure Vessels \(Amendment\) \(Northern Ireland\) \(EU Exit\) Regulations 2020 \(S.I. 2020/678\)](#), [reg. 1\(b\)](#), [Sch. 1 para. 3\(3\)](#)

### Provision of information and cooperation

**14.—(1)** Following a request from the enforcing authority, and within such period as the authority may specify, a manufacturer must provide the authority with all the information and documentation necessary to demonstrate that a vessel is in conformity with Part 2.

- (2) A request referred to in paragraph (1)—



- (a) may only be made during the period of 10 years beginning on the day the vessel was placed on the market; and
- (b) must be accompanied by the reasons for making the request.
- (3) The information referred to in paragraph (1)—
  - (a) may be provided electronically; and
  - (b) must be in a language which can be easily understood by the enforcing authority.
- (4) A manufacturer must, at the request of the enforcing authority, cooperate with that authority on any action taken to—
  - (a) evaluate a vessel in accordance with regulation 58 (evaluation of vessels presenting a risk); or
  - (b) eliminate the risks posed by a vessel which the manufacturer has placed on the market.

#### **Appointment by manufacturer of authorised representative** **E+W+S**

**15.**—(1) Subject to regulation 16, a manufacturer may, by written mandate, appoint a person [<sup>F18</sup>established in the United Kingdom] as their authorised representative to perform specified tasks on the manufacturer's behalf.

(2) A manufacturer who has appointed an authorised representative to perform, on the manufacturer's behalf, a task under these Regulations remains responsible for the proper performance of that task.

##### **Extent Information**

**E8** This version of this provision extends to England and Wales and Scotland only; a separate version has been created for Northern Ireland only

##### **Textual Amendments**

**F18** Words in [reg. 15](#) inserted (E.W.S.) (31.12.2020) by [The Product Safety and Metrology etc. \(Amendment etc.\) \(EU Exit\) Regulations 2019 \(S.I. 2019/696\)](#), [reg. 1](#), [Sch. 21 para. 11](#) (with [Sch. 21 para. 37](#)) (as amended by [S.I. 2020/676](#), [regs. 1\(1\), 2](#)); 2020 c. 1, [Sch. 5 para. 1\(1\)](#)

#### **Appointment by manufacturer of authorised representative** **N.I.**

**15.**—(1) Subject to regulation 16, a manufacturer may, by written mandate, appoint a person as their authorised representative to perform specified tasks on the manufacturer's behalf.

(2) A manufacturer who has appointed an authorised representative to perform, on the manufacturer's behalf, a task under these Regulations remains responsible for the proper performance of that task.

##### **Extent Information**

**E17** This version of this provision extends to Northern Ireland only; a separate version has been created for England and Wales and Scotland only

#### **Obligations of authorised representative** **E+W+S**

**16.**—(1) The obligations laid down in regulation 4 (design and manufacture in accordance with essential safety requirements and sound engineering practice) and in of regulation 5(a) (technical

documentation and conformity assessment for category A vessels) must not form part of an authorised representative's mandate.

(2) The mandate must allow the authorised representative to do at least the following in relation to a vessel covered by the mandate—

- (a) perform the manufacturer's obligations under regulation 8 (retention by manufacturer of technical documentation and <sup>F19</sup>... declaration of conformity); and
- (b) perform the manufacturer's obligations under regulation 14 (provision of information and cooperation).

(3) An authorised representative must comply with all the duties imposed on the manufacturer in relation to each obligation under these Regulations that the representative is appointed by the mandate to perform and accordingly as far as those duties are concerned, as well as the penalties for failure to comply with those duties, a reference in these Regulations (except in regulation 15) to the manufacturer is to be taken as including a reference to the authorised representative.

#### Extent Information

**E9** This version of this provision extends to England and Wales and Scotland only; a separate version has been created for Northern Ireland only

#### Textual Amendments

**F19** Word in [reg. 16\(2\)\(a\)](#) omitted (E.W.S.) (31.12.2020) by virtue of [The Product Safety and Metrology etc. \(Amendment etc.\) \(EU Exit\) Regulations 2019 \(S.I. 2019/696\)](#), [reg. 1](#), [Sch. 21 para. 12](#) (with [Sch. 21 para. 37](#)) (as amended by [S.I. 2020/676](#), [regs. 1\(1\), 2](#)); [2020 c. 1](#), [Sch. 5 para. 1\(1\)](#)

### Obligations of authorised representative **N.I.**

**16.**—(1) The obligations laid down in regulation 4 (design and manufacture in accordance with essential safety requirements and sound engineering practice) and in of regulation 5(a) (technical documentation and conformity assessment for category A vessels) must not form part of an authorised representative's mandate.

(2) The mandate must allow the authorised representative to do at least the following in relation to a vessel covered by the mandate—

- (a) perform the manufacturer's obligations under regulation 8 (retention by manufacturer of technical documentation and EU declaration of conformity); and
- (b) perform the manufacturer's obligations under regulation 14 (provision of information and cooperation).

(3) An authorised representative must comply with all the duties imposed on the manufacturer in relation to each obligation under these Regulations that the representative is appointed by the mandate to perform and accordingly as far as those duties are concerned, as well as the penalties for failure to comply with those duties, a reference in these Regulations (except in regulation 15) to the manufacturer is to be taken as including a reference to the authorised representative.

#### Extent Information

**E18** This version of this provision extends to Northern Ireland only; a separate version has been created for England and Wales and Scotland only

**Changes to legislation:**

There are currently no known outstanding effects for the The Simple Pressure Vessels (Safety) Regulations 2016, Manufacturers.