Construction Products Regulation

Regulation (EU) 305/2011 of the European Parliament and of the Council of 9 March 2011

CEPMC opinion

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Remember CPD (Construction Products Directive)

- **CPD was a great success, supported by Manufacturers**
  - Establishment of a "Common (European) Technical language"
    - Almost 420 European harmonised standards and 3000 ETAs
    - Including
      - Definition of the essential characteristics for each family of products
      - Assessment (test) method for each characteristic
      - Implementation and assessment of Factory Production Control rules, to check the maintenance of performance along the production phase
    - CE marking already affixed in the correspondent families of products
  - Result:
    - Improvement of the free circulation of product across Union,
    - But
      - some barriers to trade still survive (local or national protectionism)
      - Sometimes manufacturers do not fulfil (even do not know) their obligations (lack of clarity linked to the obligation, limited efficiency of market surveillance)

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- **After 10 years of experience (first CE marking = 2001), need to take into consideration the lesson of experience**
- **New CPR**
  - Level playing field for the construction products market (all the manufacturers are subject of the same obligations everywhere in Europe – article 4.1), reinforcement of market surveillance
  - Reliable information on the product, manageable by the users (article 6.2)
  - Clarification (importance of the Declaration of Performance, meaning of CE marking, role of the various actors, ETA approach)
  - Simplification: legal basis for simplified procedures (shared product type determination, cascading, WT/WFT), specific procedures for non series product, contact points.

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- **Still some concerns**
  - Obligation to provide twice similar information with each product (DoP, information accompanying the CE marking)
  - Necessity to use electronic communication tools to supply the information to the users (DoP supplied using the web, other electronic tools)
  - Concrete conditions to apply derogations (article 5), specific procedures for micro-enterprises (article 37), simplified rules for non series products (article 38),
  - Find the right balance between consistency and flexibility to determine the presentation of DoP and information accompanying CE marking.

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- **Other concerns**
  - To be ready for the 1/07/2013: let us apply (and thanks for it) article 66 on transitional provisions (do not accelerate the revision of hENs, beyond what is technically justified)
  - Need to examine the scope of voluntary marks and certifications with a view to avoid overlapping with CE marking
  - Do not introduce new requirements or new obligations via new regulations at the national or European level without having checked consistency with the CPR (need to maintain a clear and consistent framework to determine all the applicable rules to place a construction product on the market).

More information

- Info@cepmc.org
- http//www.cepmc.org
- http://ec.europa.eu/enterprise/construction
- www.cen.eu/cenorm/
- www.eota.be