

BBA Webinar Series

UKCA – How this is going to impact your Business
(part 1 of 3 - 17th May)

Gaining UKCA Marking – A step-by-step guide
(part 2 of 3 - 18th May)

Taking you from ETA to UKTA
(part 3 of 3 - 19th May)



For over 50 years, we've been helping the construction and manufacturing industries build confidence in the solutions designed, created and implemented throughout the entire supply chain.

The BBA develops long-term partnerships with clients and associations to enable continued growth in both the UK and Global marketplaces, while remaining reassuringly impartial.

As a for-profit organisation Limited by Guarantee, the BBA looks to reinvest in the industry as a whole for the benefit of all stakeholders.



To date



6,000+
CERTIFICATES ISSUED



72+
COUNTRIES REPRESENTED
by CLIENT BASE



130+
BBA PEOPLE



50+
YEARS IN BUSINESS



400+
TESTING METHODOLOGIES



1000+
ANNUAL INSPECTIONS

What We Will Cover



John Albon
Chief Scientific Officer @ BBA
31 Years with the BBA

UKCA – How this is going to impact your Business (part 1 of 3)

- How UKCA Marking will affect your business
- The changes taking place right now
- What to expect in the future
- The first steps you need to take to ensure you are ready!
- **Q&A - Your chance to ask those burning questions**

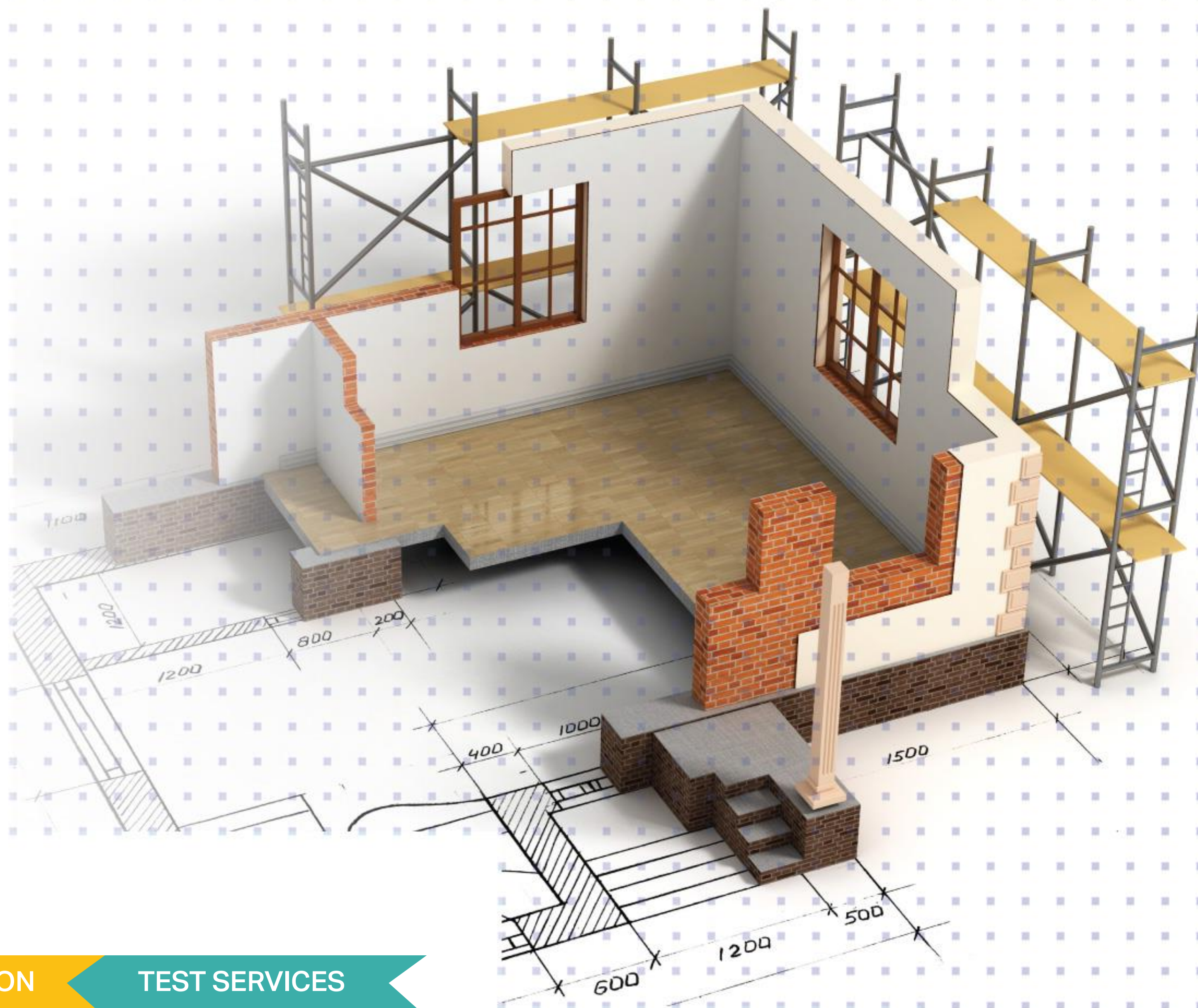
*18th May - Gaining UKCA Marking – A step-by-step guide
(part 2 of 3)*

*19th May - Taking you from ETA to UKTA
(part 3 of 3)*



BBA Certification & UKCA / CE marking

17th May 2021



PRODUCT CERTIFICATION

AUDIT & INSPECTION

TEST SERVICES

Contact our dedicated team on clientservices@bbacerts.co.uk, T: 01923 665300 or visit our website: www.bbacerts.co.uk to learn more.

INFORMATION

The enclosed information is given in good faith by both the BBA in an attempt to draw attention to key important issues concerning BREXIT and UKCA/CE Marking. To the best of our knowledge this information is correct at the time of this presentation, but further information could affect the content or interpretation of the enclosed presentation. Please ensure that the latest Government information on these issues is used at all times.

CE Marking

- EU Construction Products Regulation
- Passport to the European market
- Consistency of declared performance
- Two routes
- Mandatory – hENs
- Voluntary – ETAGs / EADs
- UKCA / UKNI to parallel this system

Assessment of verification and constancy of performance (AVCP)

System Type	Responsibility (NB or Manufacturer)	Type of Notified Body	Tasks
System 1+	Notified Body	Product certification body	<ul style="list-style-type: none"> Initial inspection of the FPC system Continuous Surveillance of the FPC system Determination of product type Audit testing (Certificate of Constancy of Performance)
	Manufacturer	N/A	<ul style="list-style-type: none"> FPC and further testing of samples
System 1	Notified Body	Product certification body	<ul style="list-style-type: none"> Initial inspection of the FPC system Continuous surveillance of the FPC system Determination of product type (Certificate of Constancy of Performance)
	Manufacturer	N/A	<ul style="list-style-type: none"> FPC and further testing of samples
System 2+	Notified Body	Factory production control (FPC) certification body	<ul style="list-style-type: none"> Initial inspection of the FPC system Continuous surveillance of the FPC system (Certificate of Conformity of the Factory Production Control)
	Manufacturer	N/A	<ul style="list-style-type: none"> FPC and further testing of samples Determination of product type
System 3	Notified Body	Test laboratory	<ul style="list-style-type: none"> Determination of product type
	Manufacturer	N/A	<ul style="list-style-type: none"> FPC
System 4	Manufacturer	N/A	<ul style="list-style-type: none"> FPC Determination of product type

Changes from 1st January 2021

UK	Will be equivalent to	EU
United Kingdom UK CPR	=	CPR
UK Designated Standards	=	Harmonised European Standards
Shown as BS EN XXXXX		
United Kingdom Conformity Assessed Marking (UKCA Marking)	=	CE Marking in the UK Market
UK Technical Assessment Body	=	Technical Assessment Body (TAB)
UK Approved Body	=	Notified Body (NB)
UK Approval Document (UKAD)	=	European Assessment Document (EAD)
UK Technical Assessment (UKTA)	=	European Technical Assessment (ETA)
UK Market Approved Body Database (UKMCAB) UK Market Conformity Assessment Bodies - GOV.UK (www.gov.uk)	=	NANDO Database
UK Approved Body Number UK XXXX	=	Notified Body Number XXXX

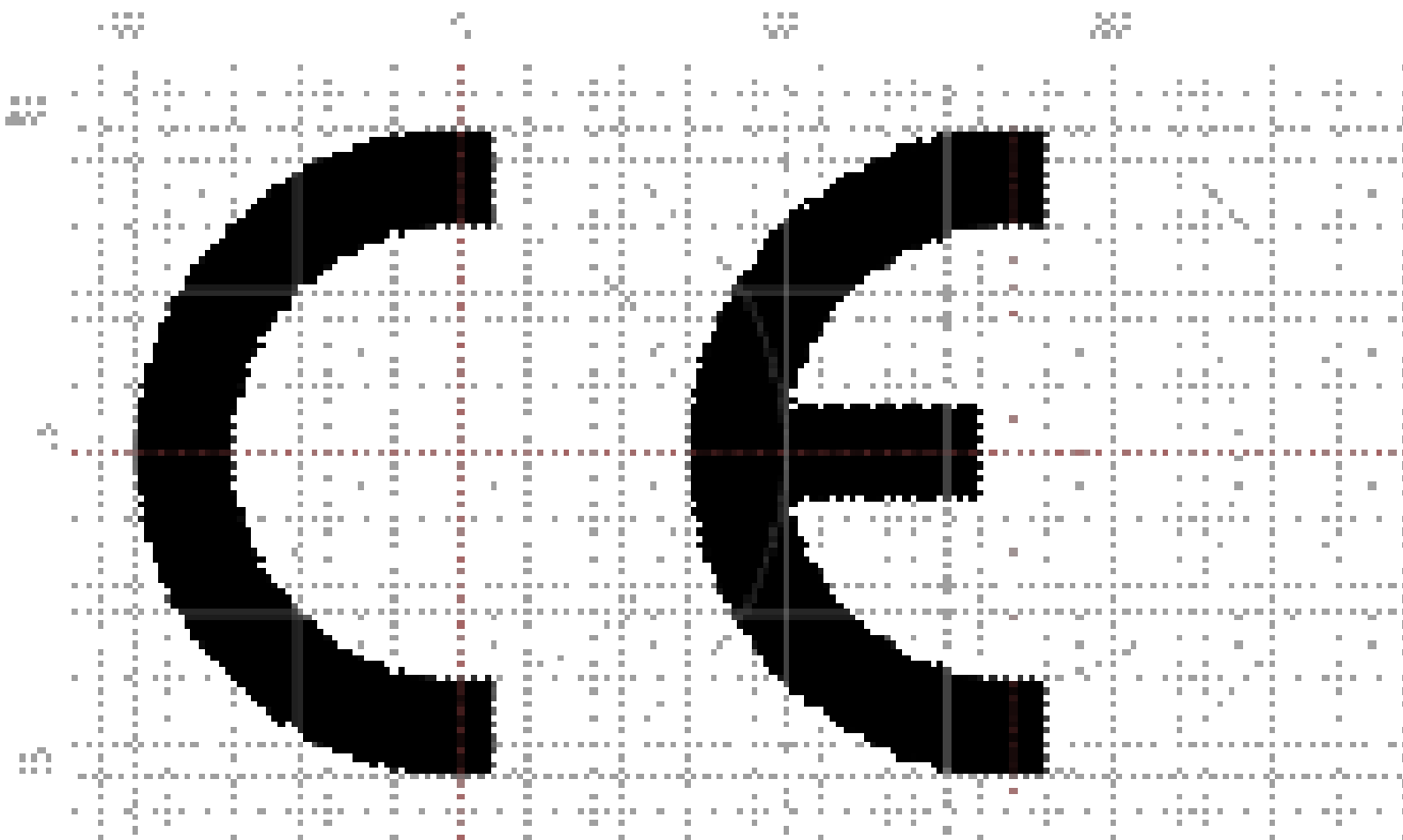
The marks UKCA marking – England, Scotland and Wales

UKCA	GB market (England, Scotland, Wales)	Mandatory for new applicable products placed on the GB market from 1st January 2021 Mandatory for all applicable products placed on the GB market from 1st January 2022 Conformity tasks must be carried out by a UK Approved Body	
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The marks UKNI marking – Northern Ireland market

UK(NI)	Northern Ireland market	<p>Mandatory for new applicable products placed on the NI market from 1st January 2021</p> <p>Mandatory for all applicable products placed on the NI market from 1st January 2022</p> <p>Conformity tasks must be carried out by a UK Approved Body</p>	 The image shows the UKNI marking logo, which consists of the letters 'UK' stacked above 'NI' in a large, bold, black sans-serif font. The background of the logo is a light gray grid pattern.
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The marks CE marking – EU market

CE	EU market	<p>Mandatory for all applicable products placed on the EU market</p> <p>Conformity tasks must be carried out by an EU Notified Body</p>	
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Government guidance

- General guidance (including marking)

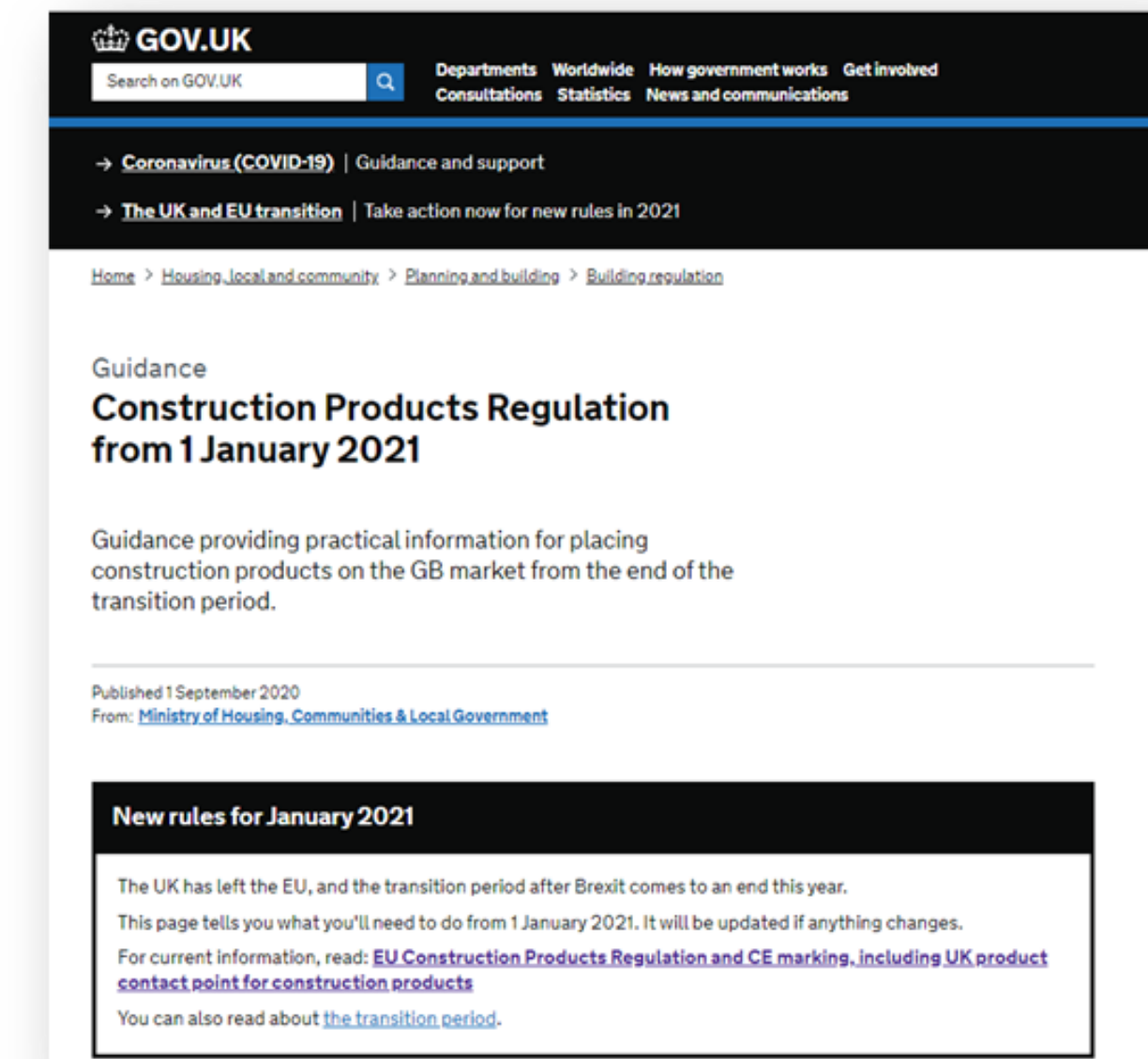
[Using the UKCA marking - GOV.UK \(www.gov.uk\)](https://www.gov.uk/guidance/using-the-ukca-marking)

- Conformity assessment and accreditation

[Conformity assessment and accreditation - GOV.UK \(www.gov.uk\)](https://www.gov.uk/guidance/conformity-assessment-and-accreditation)

- Designated Standards

[Designated standards: construction products - GOV.UK \(www.gov.uk\)](https://www.gov.uk/guidance/designated-standards-construction-products)



GOVERNMENT GUIDANCE

Confirmation Impact on BBA Agrément certification

	will be the equivalent to	
Agrément Certification	=	Agrément Certification
Accredited testing	=	Accredited testing
Management system certification	=	Management system certification
MCS, CPS, CCS	=	MCS, CPS, CCS

- Many of the BBA products you hold will be unaffected by the end of the transition period, as they are unrelated to the CPR regime

UKCA marking - Which route do I follow?

Moving to the UK-CPR and UKCA Marking regime will take different forms depending on factors such as:

- The nation in which your company is based
- The markets you sell into
- Whether your product is covered by a harmonised Standard or not
- Your AVCP level (where applicable)
- Whether your third-party conformity tasks are carried out by a UK Approved or EU Notified Body
- Whether your ETA was issued by a UK or EU TAB
- Whether it is an existing product or a new product (i.e. whether it was CE marked at the end of 2020)

Marking by market

The UKNI marking must accompany another conformity marking; it never appears on a product alone

Type of good (see list of product areas below)	Accepted marking or combination of marking*	
Placing goods on the market in Northern Ireland	Manufactured goods being placed on the market in NI using an EU conformity assessment body	CE
	Manufactured goods being placed on the market in NI using a UK-based body	CE and UKNI
Placing goods on the market in Great Britain	Manufactured goods being placed on the GB market until the end of 2021	UKCA or CE
	Manufactured goods placed on the GB market from 1 Jan 2022	UKCA
Placing qualifying Northern Ireland goods on the market in Great Britain (unfettered access)	Qualifying Northern Ireland goods being placed on the GB market under unfettered access	CE or CE and UKNI
Placing goods on the EU market	Manufactured goods being placed on the EU market	CE

Multiple Marking and Declarations of Performance

- Potentially a product could require all three marks, if it is to be sold in all three of the EU (including ROI), GB and NI markets. The marks should be positioned separately to avoid any confusion
- New legislation will allow products meeting Northern Ireland product bearing the CE marking or CE with UK(NI) to be placed on the entire UK market from 1st January 2022
- UK(NI) marking will not be accepted by the EU
- Declarations of performance continue to be required. If you wish to affix both the UKCA mark and CE mark to your product, you will need separate valid Declarations that meet both the GB and EU CPR regimes' requirements
- For the UK market, these declarations are to be known as Declarations of Conformity, not Declarations of Performance and must reference the UK Conformity Assessment Body, where appropriate

Notified Bodies

We currently have CE Marking through an EU NB or TAB – can the BBA carry out the conformity assessment tasks to support UKCA marking?

- Yes. The BBA is a UK Technical Assessment Body (equivalent to the current TAB) to issue UKTAs for a wide range of construction products, and a UK Approved Body (equivalent to the old NB) for product certification (System 1+ and 1), System 2+ factory production control and System 3 testing
- Please contact us if you need these services
- brexit@bbacerts.co.uk

Notified Body co-operation

Will EU and UK notified bodies cooperate?

- Yes. The UK Government says:
- “EU Notified Bodies are required to share information with UK Approved Bodies when requested by a certificate holder, and UK Approved Bodies should do the same with EU Notified Bodies. This will help facilitate the issuing of new certificates of conformity, where needed, without the need to repeat the entire certification process.”
- Page 56 item 3(f) of the Agreement will
- “Allow conformity assessment bodies to use subcontractors to perform testing or inspections, including subcontractors located in the other Party’s territory”
- For 2+ factory production control
 - UKCA only – existing Certification remains acceptable and can be converted for a nominal fee
 - CE only - the BBA has formed partnerships with EU based Notified Bodies and can put you in contact
 - UKCA and CE marking – using the above partnership arrangements a single audit can usually be used as the basis for separate Certification supporting CE and UKCA marking

Notified Body Testing

- The EU has not accepted UK based Notified Bodies and retesting has been required
- The BBA has lobbied for mutual recognition, but this seems unlikely
- The BBA would like to accept test reports from EU Notified Bodies towards UKTAs, subject to Government approval
- MHCLG have drafted, but not yet published, transitional proposals (possibly including)
 - Approved Bodies may assess existing EU Notified Body reports and these assessments may be accepted in place of a UK test report
 - Reports pre Brexit and <5 years old
 - UKAS accreditation required
 - Transitional period only (18 months?), thereafter, full duplication of testing required
 - Transitional period may be extended to align with the Building Safety Bill
 - **All provisional and to be confirmed**

Standards

Does the BBA cover the Standard that I need?

- The BBA has a wide scope of Standards on the existing UKMCAB schedule:

[0113Product Certification \(ukas.com\)](https://www.ukas.com/0113/Product-Certification)

- We are working with UKAS and MHCLG to simplify the process of adding new Standards
- We are seeking flexible scope for all Certification activities
- Negotiations continuing but time restrictions exist

If a harmonised standard changes, will the UK automatically follow the changes in the UK Designated Standards?

- Not necessarily. Although the convenience of keeping the standards in parallel is widely recognised, it is likely that EU and UK standards will diverge at some point in the future

UKTAs

Is there an equivalent to EOTA under the new system?

- At the moment, no, but this is under discussion
- The BBA has engaged with MHCLG and EOTA on this topic
- We are waiting for details on how the scheme will operate
- The BBA will be in a position to issue UKTAs once the processes are defined
- The BBA will remain an Observer to EOTA, to maintain involvement
- The BBA has a unilateral agreement with EOTA and so can issue UKTAs for existing EADs and ETAGs
- The process has not been fully defined by MHCLG and so is subject to approval
- If this is of interest, please contact us - brexit@bbacerts.co.uk



Thanks for listening

Q&A

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