Implementation of Directive 2014/33/EU

- Definition - Interpretation
  - "Non-conformity" – “Risk" with respect to the components - "Recall" for lifts

- Traceability
  - Coverage for traceability - Traceability & Reporting on existing & new units

- Reporting non conformities
  - Criteria for reporting - When to report; "immediately" - Content of the reporting

- National authorities
  - Point of contact between economic operator & authorities
  - Information request by the authorities: "reasonable" period to respond

- Status of UCM - Annex I & III
Definitions & Interpretations

• "Non-conformity"
  – Any failure to comply with LD provisions, incl. procedural provisions
  – For reporting obligation
    • Non conformity to ESRs (Annex I)
    • Risk even if compliance to ESRs

• "Risk" with respect to the components
  – Safety components & any component that may be the "cause" of a risk in a lift

• Recall for lifts
  – Decision of "dismantling the lift" by market surveillance authority
  – Deterrent for placing non-compliant lift on the market
  – Ultimate measure
Traceability

• Coverage for traceability
  – Safety components
  – Upstream & downstream identification
  – 10 years after the placing on the market

• Traceability & Reporting on existing & new units
  – Lifts & safety component
  – As from 2016/04/20
  – However
    • on a voluntary basis
    • before 2016/04/20
Reporting non-conformities

• Criteria for reporting
  – *Risk Assessment to evaluate risks & determine profile & magnitude*
  – *Serious risks need to be immediately reported*

• When to report - "Immediately"
  – *Serious risks to be reported as soon as discovered*
  – *Make difference between LD article 38 (authorities) & LD article 7(§8) (economic operator)*
  – *Economic operator: immediate action in carrying out Risk Assessment*

• Content of the reporting
  – *Harmonisation of procedures & forms*
  – *Harmonisation may not be feasible, objection from some Member States*
  – *Further discussions and actions may be needed*
National authorities

• Point of contact between economic operator & authorities
  – National authorities
  – ICSMS system: a possibility to investigate

• Information request by authorities - "Reasonable" period to respond
  – Agreement between economic operator & national authorities
  – Subject to on the case by case basis
  – Risk profile & magnitude of non-conformity may play a role
Status of UCM - Annex I & III

• A safety component as defined in Annex III

• Relevance and benefits of the article 44

• Validity of certificates and related procedures

• Current certificates & decisions issued by Notified Body
  – based on 95/16/EC,
  – remain valid under 2014/33/EU after 2016/04/19