

Article 11. Certification procedures for machines and/or equipment

1. Certification of machines and/or equipment is carried out according to the following schemes:

Scheme 1c for mass production of machines and/or equipment includes the following actions:

The applicant shall prepare the set of documents mentioned in paragraph 10 of Article 8 and apply for certification to a certification body;

The certification body shall take samples for testing from the applicant;

An accredited testing laboratory/centre included in the Customs Union Common Register of Certification Bodies and Testing Laboratories/Centres (hereinafter referred to as an “accredited testing laboratory/centre”) shall test samples of machines and/or equipment;

The certification body shall review factory inspection results covering the manufacturer and test results covering the samples of machines and/or equipment; in case the results are positive, it shall issue the certificate of conformity to the applicant;

The certification body shall conduct surveillance of certified machines and/or equipment through sample tests in an accredited testing laboratory/centre and/or factory inspection;

Scheme 3c for a batch of machines and/or equipment or for a single product includes the following actions:

The applicant shall prepare the set of documents mentioned in paragraph 10 of Article 8 and apply for certification to a certification body;

The certification body and an accredited laboratory/centre shall take samples for testing from the applicant;

The accredited testing laboratory/centre shall test samples of machines and/or equipment;

The certification body shall review test results covering the samples of machines and/or equipment; in case the results are positive, it shall issue the certificate of conformity to the applicant;

Scheme 9c for a limited batch of machines and/or equipment for installation at production facilities in the common customs territory of the Customs Union includes the following actions:

The applicant shall prepare the set of documents mentioned in paragraph 10 of Article 8 and apply for certification to a certification body;

The certification body shall review the set of documents submitted by the applicant and, in case the results are positive, issue the certificate of conformity to the applicant.

For the purposes of certification under schemes 1c or 9c, the applicant may be a legal person registered in accordance with the laws of the Customs Union Member State in its territory or a natural person likewise registered as individual entrepreneur, either acting in the capacity of the manufacturer or performing, on the contractual basis, such functions of the foreign manufacturer as ensuring that supplied products comply with the requirements of these Customs Union Technical Regulations and assuming responsibility for non-compliance of the supplied products

with the requirements of these Customs Union Technical Regulations (a person acting in the capacity of the foreign manufacturer).

For the purposes of certification under scheme 3c, the applicant may be a legal person registered in accordance with the laws of the Customs Union Member State in its territory or a natural person likewise registered as individual entrepreneur, either acting in the capacity of the manufacturer or seller or performing, on the contractual basis, such functions of the foreign manufacturer as ensuring that supplied products comply with the requirements of these Customs Union Technical Regulations and assuming responsibility for non-compliance of the supplied products with the requirements of these Customs Union Technical Regulations (a person acting in the capacity of the foreign manufacturer).

2. The applicant may apply for certification to any certification body whose scope of accreditation covers machines and/or equipment included in the List of Machines and Equipment Subject to Assurance of Conformity with the Requirements of the Customs Union Technical Regulations on the Safety of Machines and Equipment in the Form of Certification as approved by the Commission of the Customs Union.

An application for certification is made out by the applicant and shall include:

- the applicant's name and address;
- the manufacturer's name and address;
- details of the machine and/or equipment (its composition) and its identification parameters (name, code according to the Customs Union Classifier for Foreign Economic Activities, document according to which the machine and/or equipment has been manufactured (e.g. intergovernmental or national standard, factory standard, technical specifications etc.), type of production: mass production or batch, agreement/contract details, etc.);
- applicable standard(s) referred to in paragraph 1 of Article 6 of these Technical Regulations;
- certification scheme.

3. The certification body shall review the application and take a decision whether it is possible to conduct certification.

In case of a positive decision, the certification body shall sign a contract for the conduct of certification with the applicant.

The certification body shall carry out certification activities in accordance with the certification scheme, prepare a certification decision and, in case the result is positive, issue a certificate of conformity to the applicant.

4. In case the result of certification is negative, the certificate body shall forward to the applicant its grounded decision to refuse to issue a certificate of conformity.

5. Testing (a) type sample(s) or testing a single unit of a machine and/or equipment is carried out by an accredited testing laboratory/centre on behalf of the certification body. The test report shall be submitted to the certification body.

6. Factory inspection of the manufacturer's production facilities is carried out by a certification body. Factory inspection findings shall be documented in a report.