

<p><b>GNB-CPR</b></p> <p><b>GNB-AG</b></p>	<p><b>Co-ordination of the Group of Notified Bodies for the Construction Products Regulation (EU) 305/2011</b></p>	<p><b>NB-CPR/18/776</b>          Issued: 16 September 2018  <b>Informative</b></p>
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## **Explanatory notes regarding the draft agenda of the 44<sup>th</sup> GNB-AG meeting**

To facilitate discussions at the 44<sup>th</sup> GNB-AG meeting, this paper is intended to provide background information for the draft agenda.

The numbering of the items in the document follows the numbering on the draft agenda.

This paper is not intended to obtain any particular status.

### **5 Election of President – NB-CPR 18/774**

The second term of the current president, Dr. (Ms) Yannick Letallec, will cease by the end of this year. In June, a call for nomination of candidates was uploaded to CIRCABC. Deadline for nomination was 14 September 2018. The result of the call for nominations will be uploaded by 21 September 2018 (Document number will be NB-CPR 18/774). If more than one candidate is nominated, an election will be held at the meeting.

### **7A Competence of notified bodies – Training needs**

A final proposal has been sent to the Commission. The work has been led by the representative of the French notified bodies and supported by the representatives of Polish, Dutch, and Italian notified bodies. An oral report is expected at the meeting.

### **7B Report from Task Group on rebranding of construction products**

It is assumed that a proposal will be presented at the meeting – for subsequent commenting and approval.

### **7C Allocation of EADs to relevant sector groups – NB-CPR 18/777**

The German notified bodies have requested guidance on how notified bodies only working to EADs and ETAs can determine which sector groups to address for any particular EAD.

As very many EADs are not subject to GNB coordination, either because they are in systems 3 or 4 or because just a single NB is working to them, up to now, TechSec has not systematically allocated all EADs to sector groups. Only on request, TechSec has allocated EADs to sector groups. A wish has been expressed for guidance to NBs working to EADs on how they can determine themselves which SGs to join.

The document NB-CPR 18/777 suggests that the area code defined by Annex IV of the CPR should be the key for the allocation to sector groups.

## 7D Personal data in GNB documents

In May 2018, the General Data Protection Regulation (GDPR) (Regulation (EU) 2016/679) entered into force and set some rather strict limits to the registration, use, and sharing of personal data.

At the 43<sup>rd</sup> GNB-AG meeting TechSec informed about the consequences for the GNB-CPR and provided information on revised practices to be in line with GDPR, e.g. that GNB documents should normally not contain names of individuals.

After the implementation of the new practices, some members have expressed their frustration over that for example minutes of meetings have become less comprehensive with the exclusion of person names; in particular when an individual has accepted an official role in the GNB coordination.

To enable the continuing functioning of the coordination, TechSec has produced a template for GNB officials to indicate their consent to being listed in a directory on CIRCABC. The template is found in the “communications to all members space” on CIRCABC.

<https://circabc.europa.eu/sd/a/b6e22735-1e03-4f45-8840-c13fca462348/NB-CPR%20ALL-18-166%20-%20Template%20%20-%20Personal%20data%20-%20Expression%20of%20consent.docx>

All members of the GNB Advisory are kindly requested to consider filling out the form to express their consent to being listed as GNB officials.

## 8 Development of AG guidance and agreed viewpoint

Under this item, a number of documents are uploaded for discussion and comments.

Members are invited to send comments to TechSec before the meeting.

For the submission of comments, members are kindly asked to use the standard comment form NB-CPR/ALL/15-137 (see link: [NB-CPR ALL 15-137 Template for comments regarding GNB-CPR documents uploaded for comments..docx](#)). The standard comment form is found in the “Templates and Forms” folder in the library of GNB-CPR on CIRCABC.

GNB-AG Members are kindly asked to submit comments on behalf of the notified bodies in their member states. Comments should be submitted no later than 1 week before the meeting.

Notified bodies wishing to give comments on the documents uploaded are kindly requested to address their comments to their national representative in GNB-AG.

### 8A A Revised guidance on sampling in AVCP systems 1 and 1+. - NB-CPR 15/639r2

Following an agreement at the 43<sup>rd</sup> GNB-AG meeting, TechSec has drawn up a proposed revision of the approved guidance on sampling in systems 1+ and 1 to include sampling of prototypes and sampling of products made to order.

Additionally, references to the now obsolete standard, EN 45011 have been removed.

### 8B Reissuance of test reports - NB-CPR 18/772

At the 43<sup>rd</sup> GNB-AG meeting, CPE expressed dissatisfaction with the application of the EA resolution No. 2014 (33) 31.

In cooperation with CPE, TechSec has considered the EA resolution and found it not to apply to notified bodies for the CPR.

## **8C Revision of General Guidance on the AVCP systems TechSec - NB-CPR 17/722r5**

The present proposal is almost identical to the proposal presented at the 43<sup>rd</sup> GNB-AG, NB-CPR 17/722r4.

At the 43<sup>rd</sup> meeting, CPE expressed concern with the requirement to include in reports on the assessment of performance a reference to the harmonised standard(s) by which the construction product is covered. After a dialogue between CPE and TechSec, CPE has expressed consent with the present wording for the time being.

However, in section 7.4, a note is suggested about the case where a construction product is covered by more than a single hEN with the same assessment methods. The note has been added on the basis of the dialogue with CPE.

## **8D Common terminology and definitions - NB-CPR 18/775**

To promote clarity and consistency of the GNB guidance being developed both by the GNB Advisory group and the sector groups, it is suggested to have a common list of definitions to apply.

The document is expected to grow continuingly, but suggested only to have status as 'informative' as it will not contain any direct guidance for notified bodies.

## **8E The role of notified bodies in relation structural construction products in AVCP system 2+ - NB-CPR 18/724r3**

A revised proposal has been developed in cooperation with the Belgian and Slovenian representatives.

The proposal suggests that the roles and definitions of notified bodies in relation to structural construction products should be the principles for the assessment of performance defined by CPR Annex V and the principles for the declaration of structural performance defined by CPR Annex III, rather than the "CE marking methods" defined by the CPD Guidance Paper L.

## **8F Maintenance of records and documents of Notified bodies TechSec NB-CPR 18/776 (this document)**

TechSec has received a request for guidance regarding the period for which notified bodies are supposed to maintain records forming basis their assessments and verifications.

In CPD, guidance paper A required NBs to maintain records for 10 years after the last manufacturing of the product. CPR does not define any such requirements.

However, considering that

- manufacturers are required to maintain records for at least 10 years after the last placing on the market

- market surveillance authorities are required to inform an NB of any non-compliant product with which the NB is involved,
- NBs are required to inform the notifying authorities of any requests from market surveillance authorities,

for the consistency of the system, guidance should be defined for notified testing laboratories to maintain records forming basis for the assessment of performance for at least 10 years after issuance of the report on the assessment of performance, and for notified certification bodies to maintain records for 10 years after the cessation of the certification.

Members are invited to consider in which form guidance on the matter should be provided; E.g as a separate position paper or to be included in the general guidance on the systems of AVCP, NB CPR 17/722.

## **8G GNB-CPR Guidance Base – New items**

A new version of the GuidanceBase – Proposed Items are expected to be available at the time of the meeting for subsequent commenting and approval.

## **9A Report of joint SH02/SG06 group on historical data**

At the meeting, TechSec will orally report about the status of the work of the joint group.

## **10 Report on SCC, CPR AG, Technical Platform meetings and other matters**

Item 10 is intended only for information and exchange of viewpoints. No decisions are expected.

The oral reporting is expected to cover the below matters:

- **Reporting on SCC, CPR-AG etc.**
  - A CPR-AG meeting was held on 26 June 2018.
  - An SCC meeting will be held on 08 October 2018.
  - Link to latest version of Roadmap for the implementation of the Construction Products Regulation:  
<https://ec.europa.eu/docsroom/documents/24901/attachments/1/translations/en/renditions/native>
- **Expected citations of standards in OJEU**
  - If available, information to be provided about the coming citations of harmonised standards in OJEU.
- **Review of CPR**
  - Information on the ongoing process is expected.

## 15 CPE matters

CPE has expressed concerns about a draft delegated act on the AVCP systems for reaction to fire and glowing combustion. CPE considers that the draft delegated act, if adopted, will result in a raise of AVCP system from system 4 to system 1 for some products containing flame retardants, but nonetheless have a low reaction to fire classification.