



**Full Text of Original Communication
'UKAS Customer Brexit Update - Latest Developments'**

25 February 2019

Dear Customer,

With the date of the UK's withdrawal from the EU rapidly approaching, we would like to keep you updated on the latest developments with the UK's withdrawal from the EU that are related to accreditation and conformity assessment.

Conversion from Notified Body to Approved Body Status

Previously we have communicated that in the event of the UK leaving the EU without a deal on the 29th March 2019, the UK will implement a UK Approved Body system for the conformity assessment of regulated goods. Full details of how this process will work and how current UK based Notified Bodies will be converted to Approved Bodies will be published by UK Government. However, it is our understanding that most* of the current UK based Notified Bodies will automatically be converted to UK Approved Bodies (for the same technical scopes) overnight on 29th March 2019.

UKAS has been working closely with the Goods Team at the Department for Business, Energy and Industrial Strategy (BEIS), to support them in determining how the conversion may be best achieved. UKAS can confirm that in support of the conversion of UK based Notified Bodies to Approved Bodies will be updating the UKAS schedule of accreditation for each UK Notified Body that UKAS accredits to reflect these changes within a similar timeframe to the conversion of UK Based Notified Bodies to Approved Bodies. There will not be a need for any additional assessment or fee for this schedule change.

**It should be noted that in the case of the Transportable Pressure Equipment Directive (TPED) a different timeframe is being set by the Department for Transport. For Notified Bodies for Medical Devices, UKAS is not involved in this activity and a separate process is being conducted by the Medicines and Healthcare Regulatory Agency.*

Other Accredited Activities Potentially Affected

In our last update we informed you that other activities which require either the Accreditation Body or the Conformity Assessment Body (CAB) to reside within the EU may potentially be affected by the UK leaving the EU without a deal on the 29th March 2019. UKAS has carried out some further investigations and in the following cases can confirm that the EU regulations listed below contain requirements for the accreditation or accredited conformity assessment to be carried out by a body based in a Member State where EC Regulation 765/2008 applies. In the event of the UK leaving the EU without a deal on the 29th March 2019, UKAS and any of our customers (who are not also accredited by an EU member state Accreditation Body) will no longer meet this requirement of EC Regulation 765/2008 as UKAS will not be the National Accreditation Body of an EU member state.



It should be stressed that this will only be an issue if the clients of the CAB are based in Europe or are providing their goods or services to the European Market. If the client of the CAB is based in the UK and is providing the services or goods to the UK Market, then it is UKAS's understanding that the respective parts of UK Government will recognise UKAS Accreditation for the UK equivalents of these EU regulations.

Activity	Related European Regulation(s)
EU Emissions Trading Scheme (EU ETS)	(EU) 600/2012, (EU) 601/2012, (EU) 2016/2072, (EU) 757/2015
Eco-Management and Audit Scheme (EMAS)	(EC) 1221/2009
End of Waste Regulations	(EU) 333/2011
eIDAS	(EU) 910/2014
Environmental Technology Verification (ETV)	N/A
Feed and Food Law	(EU) 2017/625
Public Procurement Directive	Directive 2014/24/EU
Defence and Security Contracts Directive	Directive 2009/81/EC
Accreditation of Forensic Service Providers carrying out laboratory activities	Council framework Decision 2009/905/JHA
Organic Food Production	(EU) 2018/848, (EC) 834/2007, (EC) 889/2008, (EC) 1235/2008

This list should not be considered exhaustive and UKAS customers should perform their own due diligence checks if they are at all unsure whether the services they provide will be affected by the UK leaving the EU without a deal on the 29th March 2019.

Other notable updates since our last communication include:

- **UK/US Mutual Recognition Arrangement (MRA) on Conformity Assessment.**
 - Fuller details of this arrangement are available from the [UK Government website](#). This news is of relevance to any UKAS customers who are providing conformity assessment in support of products meeting with US Regulations. This follows the signing of similar agreements with Australia and New Zealand in recent weeks.
- **Publication of the new UKCA (United Kingdom Conformity Assessed) Mark.**
 - UK Government has published details of the UKCA Mark that will be used to replace CE Marking in the event of the UK leaving the EU without a deal on the 29th March 2019, more details are available from our [update](#) from 4th February 2019.
- **European Cooperation for Accreditation (EA) Statement on UKAS Membership**
 - The EA has [published a statement](#) confirming UKAS's ongoing membership of the EA in the event of the UK leaving the EU without a deal on the 29th March 2019. Their statement also confirms the ongoing mutual recognition of UKAS accreditation by EA members where that accreditation is outside of the scope of EU Regulation 765/2008.

As before, we would reiterate that the Government's position is that delivering a deal with the EU remains its top priority and UKAS firmly believes that continuing mutual recognition of accredited conformity assessment should be an integral element of any transitional and future deal between



the EU and the UK. UKAS continues to work closely with BEIS, DExEU, DIT and all relevant UK government departments to ensure they understand the implications for UKAS, for UKAS' customers and for users of accredited services.

We appreciate that this period of continuing uncertainty about the outcome of Brexit is causing concern among many of our customers. As negotiations progress and our discussions with Government and other partners go forward, UKAS will continue to update you on progress.

If you have any queries regarding this topic, please contact me at Jeff.Ruddle@ukas.com.

Yours Sincerely,

A handwritten signature in black ink, appearing to be 'JR', is placed below the text 'Yours Sincerely,'.

Jeff Ruddle
UKAS Strategic Development Director