

Market Surveillance Campaign 2019

Wastewater Treatment systems within the scope of EN 12566 series must be CE Marked, since 1 July 2013.



If you are a:

- **Manufacturer,**
- **Importer, or**
- **Retailer/ distributor,**

of wastewater treatment units including septic tanks you should pay attention to the rules for CE Marking.

Over the coming weeks, the Market Surveillance Authority for construction products will be checking the CE Marking of wastewater treatment units including septic tanks within the scope of EN 12566 parts 1, 3 and 6.

The objective of the Market Surveillance Authority is to ensure that only products compliant with the Construction Products Regulation (EU) No 305/2011, are placed on the market.

If you receive a visit, the Market Surveillance Authority will primarily check that you have applied the CE Marking correctly and that you have all the required documentation in place (see overleaf).

The Market Surveillance Campaign 2019 is co-ordinated by the Department of the Housing, Planning and Local Government in co-operation with the Market Surveillance Authorities and the National Building Control Office. For all queries, please email: buildingstandards@housing.gov.ie



**An Roinn Tithíochta,
Pleanála agus Rialtais Áitiúil**
Department of Housing,
Planning and Local Government



An Oifig Náisiúnta um Rialú Foirgníochta
NATIONAL BUILDING CONTROL OFFICE

What happens if I receive a visit from the Market Surveillance Authority?

1. GENERAL

If you receive a visit, from an authorised officer of your local authority, being the Market Surveillance Authority for construction products in your area, in exercise of the powers conferred on the authorised officer by Regulation 12(3) of the European Union (Construction Products) Regulations 2013, the information outlined in Table 1 below can be requested for inspection, having regard to the responsibility you have under the Construction Products Regulation No. (EU) 305/2011.

Table 1 Information sought relevant to the responsibility of each economic operator

No.	Description	Manufacturer	Importer	Distributor/ Retailer
1.	A copy / photograph of the CE mark	Y	Y	Y
2.	A Valid Declaration of Performance (DoP)	Y	Y	Y
3.	The technical documentation to support that the product complies with the requirements of EN 12566 Part 1, Part 3 or Part 6	Y	Y	Y
4.	The test reports and details of the notified testing laboratory in respect of type testing of the product (System 3)	Y	-	-
5.	Details of the Factory Production Control (FPC) in place by the manufacturer	Y	-	-
6.	The instructions and safety information	Y	Y	Y
7.	The means by which EN 12566 Part 1, Part 3 or Part 6 products placed, or made available, on the market can be identified and traced throughout the supply chain	Y	Y	Y

2. TIME FOR COMPLIANCE

The information sought should be readily available onsite. CE Marking of construction products is mandatory across the EU since 1 July 2013.

3. TAKE NOTICE

In the event that the required documentation is not available at time of inspection or on request for information you may make representations in writing to the Market Surveillance Authority within 14 days. The Market Surveillance Authority may, having considered any such representations, amend the terms of this request for information or confirm or revoke the request for information.

4. TAKE FURTHER NOTICE

If you do not comply with the terms of a request for information within the period aforesaid or, the documentation submitted/ made available on the date of visit, is not in compliance with the Construction Products Regulation, the Market Surveillance Authority may take such steps as it considers reasonable and necessary to secure compliance with the request for information under the Construction Products Regulation, up to and including prosecution through the Courts.

5. WARNING

A person guilty of an offence under the European Union (Construction Products) Regulations 2013 is liable: -

- (a) on summary conviction to a fine up to €5,000 or to a term of imprisonment up to 3 months or to both; or
- (b) on conviction on indictment to a fine up to €500,000 or to a term of imprisonment up to 12 months or to both.

6. ADDITIONAL INFORMATION

- Regulation No (EU) 305/2011 <http://eur-lex.europa.eu/LexUriServ/LexUriServ.do?uri=OJ:L:2011:088:0005:0043:EN:PDF>
- European Union (Construction Products) Regulations 2013 <http://www.irishstatutebook.ie/2013/en/si/0225.html>
- [CE Marking of Construction Products—Step by Step](#)
- EN 12566-Small wastewater treatment systems for up to 50 PT — Part 1: Prefabricated septic tanks, Part 3: Packaged and/or site assembled domestic wastewater treatment plants, Part 6: Prefabricated treatment units for septic tank effluent
- S.R. 66:2016 Standard Recommendation providing guidance to wastewater treatment products in compliance with the EN 12566 series of standards
- For preview of scope, refer to: <http://shop.standards.ie/nsai/Details.aspx?ProductID=680200>