

Is your Construction Project Brexit Ready?: The Implications of a “no-deal” Brexit

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CE Certification

Since joining the EU Single Market, we have benefited from the free movement of goods and services across Europe, particularly with the United Kingdom (UK), our nearest neighbour.

In the absence of a withdrawal agreement – a no deal situation applies. This has major consequences for the construction industry. The most immediate effect will be on construction products which are either imported from the UK or are “certified” in the UK. Once the UK leaves, the UK National Accreditation Body, UKAS, will automatically lose their accreditation from that date. This means that all UK Notified Bodies will also lose their accreditation. All CE Certificates and Declarations of Performance Certificates (DOPs) which are valid today will not be valid post Brexit.

CE marking and Declarations of Performance Certificates (DOPs) for UK Construction Materials sold on the European market must be certified by testing agencies located in the EU-27.

Some of the UK’s 174 Notified Bodies are in the process of transitioning their registration from UKAS to other National Bodies in the EU27. For example, BRE Global Ireland is in the process of becoming an Irish Notified Body. British Standards Institute is similarly registering in the Netherlands.

Recommended Action:

Designers and Assigned Certifiers should request Contractors to prepare a schedule of all materials requiring CE marking and DOPs which identifies the UK notified body and whether it is registered to an EU27 member state. If it is registered to an EU27 member state, the product will remain a compliant product. If not, the product cannot be used in the event of a “no deal” Brexit and an alternative arrangement should be prepared as a risk mitigation measure.

You can find the Commission’s NANDO website [here](#).

Transition

In the event of a “no-deal” Brexit, there will be no transition. However, if goods are “placed on the market” before the withdrawal date, there are certain definitions which must be taken into account.

If goods are ordered and manufactured before the withdrawal date, they can be considered “placed on the market” and all the Certification that was valid before withdrawal remains valid.