

Guideline

3/3

CLAP

FORM N°101

Version : 2

Directive 97/23/EC

Keywords :

Boiler

Assembly

Directive references:

Article 3 § 2.3 - 97/23 EC

Adopted by WPG: 08/11/1999

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Subject: Assembly – Effect of the derogation in Article 3.2.3

Question:

The effect of the derogation in Article 3.2.3 from the introductory paragraph in Article 3.2 is not clear. In the circumstances, how should Article 3.2.3 be applied?

Answer:

The assemblies set out in Article 3.2.3 must comply with the essential requirements referred to in 2.10, 2.11, 3.4, 5(a) and 5(d) of Annex I of the Directive, even if all the items of pressure equipment comprising the assembly fall under Article 3.3.

Reason:

This was the intention of the Member States which proposed the text and the intention of the Council when approving the text

Modifications compared to the previous adopted version: Editorial correction on 2004-09-16.