

# **RULEBOOK ON ELECTROMAGNETIC COMPATIBILITY**

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## **I INTRODUCTION**

### **Scope**

#### **Article 1**

This Rulebook stipulates the essential requirements that shall be met with regard to the electromagnetic compatibility prior to placing of equipment on the market and/or putting it into service; presumption of conformity; procedures for assessing the conformity of apparatus; conformity mark and conformity marking; the content of Declaration of Conformity and technical documentation; safeguard clause and criteria that shall be met by a conformity assessment body to be notified for conformity assessment.

### **Application**

#### **Article 2**

This Rulebook applies on equipment liable to cause electromagnetic disturbance, and/or the performance of which is liable to be affected by such disturbance.

The application of this Rulebook shall not affect the application of specific regulations regulating the safety of equipment.

### **Equipment and products to which this Rulebook does not apply**

#### **Article 3**

The provisions of this Rulebook does not apply to following equipment and products:

- 1) Radio and telecommunications terminal equipment regulated by specific regulation;
- 2) Aeronautical products, parts and appliances regulated by specific regulations in the field of civil aviation;
- 3) Radio equipment used by radio amateurs which is not placed on the market as a single unit;
- 4) Equipment, the inherent nature of the physical characteristics of which is such that:
  - (1) it is incapable of generating or contributing to electromagnetic emissions which exceed a level allowing radio and telecommunication equipment and other equipment to operate as intended;

- (2) it will operate in compliance with its intended use in the presence of electromagnetic disturbances without unacceptable degradation of its characteristics.

Kits of components to be assembled by radio amateurs and commercial equipment modified by and for the use of radio amateurs shall not be regarded as radio equipment as per Paragraph 1 (3) of this Article.

This Rulebook shall not apply to equipment for which essential requirements for electromagnetic compatibility under Annex 1 – Essential requirements for electromagnetic compatibility, printed with this Rulebook as its integral part, is more specifically regulated by other regulations.

## **Definitions**

### **Article 4**

For the purpose of this Rulebook, the following definitions apply:

- 1) “equipment” means any apparatus or fixed installation;
- 2) “apparatus” means any finished appliance or combination thereof with the function intended for the end user and intended to be placed on the market as a single commercial unit and liable to generate electromagnetic disturbances or the performance of which is liable to be affected by such disturbances, as well as:
  - (1) “components” or “sub-assemblies” intended for incorporation into an apparatus by the end user, which are liable to generate electromagnetic disturbances, or the performance of which is liable to be affected by such disturbances;
  - (2) “mobile installations” defined as a combination of apparatus referred to in Item 2 of this Article, and, where applicable, other apparatus intended to be moved and operated in different locations.
- 3) “fixed installation” means a particular combination of several types of apparatus and/or other devices which are assembled, installed and intended to be used permanently at a predefined location;
- 4) “electromagnetic compatibility” means the ability of equipment to function satisfactory in its electromagnetic environments without introducing intolerable electromagnetic disturbances to other equipment in that environment;
- 5) “electromagnetic disturbance” means any electromagnetic phenomenon which may degrade the performance of equipment, such as electromagnetic noise, an unwanted signal or a change in the propagation medium itself;
- 6) “immunity” means the ability of equipment to perform as intended without degradation in the presence of an electromagnetic disturbance;

- 7) “safety purpose” means the purpose of safeguarding human life or property;
- 8) “electromagnetic environment” means all electromagnetic phenomena observable in a given location;
- 9) “placing on the market” means making available for the first time in the Republic of Serbia a product for the purpose of distribution or use, in return for payment or free of charge;
- 10) “putting into service” means the first use of equipment for its intended purpose in the territory of the Republic of Serbia;
- 11) „manufacturer” means any natural or legal person or entrepreneur who designs and/or manufactures equipment with a view to its being placed on the market, under his own business name or trademark or other recognisable label or for his own use. In the absence of a manufacturer as defined above, any natural or legal person or entrepreneur who places equipment on the market or puts into service shall be considered a manufacturer;
- 12) „authorised representative” means any legal entity or entrepreneur registered in the Republic of Serbia or natural person who is resident in the Republic of Serbia who has been authorised by the manufacturer to perform on his behalf all or part of the obligations under this Rulebook;
- 13) “harmonised standard” means a standard adopted by European Standards Bodies, such as: the European Committee for Standardisation (CEN); the European Committee for Electrotechnical Standardization (CENELEC) or the European Telecommunications Standards Institute (ETSI) on the basis of an order of European Commission which is published in the Official Journal of the European Union;
- 14) “good engineering practice” means confirmed (verified) solution from the practice with regard to design, manufacturing or assembly of equipment whose application ensures that the equipment meets safety requirements if it used for its intended purpose.

Terms used in this Rulebook which are not defined under Paragraph 1 of this Article, have meanings stipulated by laws regulating technical requirements for products, general safety of products and standardisation.

## II PLACING ON THE MARKET AND/ OR PUTTING INTO SERVICE

### Placing on the market and/or putting into service

#### Article 5

The equipment to which this Rulebook applies shall be placed on the market and/or put into service in the Republic of Serbia only if it is in conformity with the essential requirements for electromagnetic compatibility specified in Annex1 provided that it is properly installed, maintained and used for its intended purpose.

## **Free movement**

### **Article 6**

Equipment which complies with requirements under this Rulebook shall be placed on the market and/or put into service freely, without limitations.

The requirements stipulated by this Rulebook shall not affect the application of the following special measures concerning the putting into service or use of equipment:

- 1) measures to overcome an existing or predicted electromagnetic compatibility issue at a specific site;
- 2) measures taken for safety reasons to protect public telecommunications networks or receiving or transmitting stations when used for safety purposes in well-defined spectrum situations.

The equipment which does not comply to the requirements of this Rulebook may be displayed at trade fairs, exhibitions or similar events, provided that a visible sign clearly indicates that such equipment will not be placed on the market and /or put into service until it has been brought into conformity.

Public display and presentation of the equipment referred to in Paragraph 3 of this Article shall be performed provided that adequate measures are taken to avoid electromagnetic disturbances.

## **III PRESUMPTION OF CONFORMITY**

### **Serbian standards transposing harmonised standards**

#### **Article 7**

Equipment shall be considered to comply with the essential requirements set out in Annex 1, if it is designed and manufactured in accordance with Serbian standards relating to electromagnetic compatibility which transposed relevant harmonised standards, the list of which (hereinafter referred to as: List of standards) is made and published in accordance with the law governing technical requirements for products and conformity assessment and the regulation adopted on the basis of that law.

This presumption of conformity as per Paragraph 1 of this Article is limited to the scope of the harmonised standard(s) applied from the list of standards and the relevant essential requirements covered by such standard(s).

## **IV PROCEDURES FOR ASSESSING THE CONFORMITY OF APPARATUS**

### **Conformity assessment procedure applied by manufacture**

#### **Article 8**

Assessment of conformity of apparatus with the essential requirements under Annex 1 shall be demonstrated by the manufacturer by means of the internal production control as set out in Annex 2 – Conformity assessment carried out by the manufacturer (Internal production control), which is printed with this Rulebook as its integral part.

### **Conformity assessment procedure applied by the Notified Body for conformity assessment**

#### **Article 9**

Conformity assessment body may conduct the assessment of conformity if it fulfils criteria for conformity assessment specified in Annex 6 – Criteria to be taken into account for the notification of bodies for assessment of conformity, which is printed with this Rulebook as its integral part, and if such body is notified (hereinafter referred to as: Notified Body) in accordance with the law governing technical requirements for products and conformity assessment and the regulation adopted on the basis of that law.

At the request of the manufacturer or his authorised representative, and by his choice, prior to placing it on the market and/put into service, the Notified Body shall carry out, or participate in, the assessment of conformity of apparatus with requirements of this Rulebook, in the manner stipulated in Annex 3 - Conformity assessment carried out by the Notified Body, printed with this Rulebook as its integral part.

The Decision on notification of conformity assessment body as per Paragraph 1 of this Article shall state whether the Notified Body fulfils the requirements for carrying out or participate in the assessment of conformity as per Paragraph 1 (3) of Annex 3 for all apparatus covered by this Rulebook and/or all essential requirements as per Annex 1 and whether the notification is limited to certain aspects of the essential requirements and/or certain types of apparatus.

If the conformity of apparatus as per Paragraphs 2 and 3 has been established, the Notified Body shall issue a Statement certifying the conformity of apparatus.

### **Confirmation of Conformity**

#### **Article 10**

The manufacturer or his authorised representative or importer if the manufacturer or his authorised representative is not established in the Republic of Serbia, prior to placing apparatus on the market shall communicate to the Notified Body original of Declaration of Conformity of that apparatus or certified copy with accompanying technical documentation in accordance with Annex 4 – Technical Documentation and Declaration of Conformity, printed with this Rulebook as its integral part, with a view of certifying the conformity of the apparatus with the requirements of this Rulebook.

If the Notified Body, on the basis of submitted documentation referred to in Paragraph 1 of this Article, establishes conformity of the apparatus, it shall issue the conformation of conformity of such apparatus with the essential requirements stipulated in Annex 1.

Conformation of conformity of apparatus shall contain, in particular: business name or name of the manufacturer; title of this Rulebook and number of the Official Gazette where this Rulebook was published; type of apparatus and designation of the type of apparatus which is the subject of conformity assessment.

Confirmation of conformity referred to in Paragraph 2 of this Article shall be valid for the same type of apparatus of the same manufacturer for the period of three years from the date of issue of this confirmation.

The Notified Body shall keep a record on issued confirmations as per Paragraph 2 of this Article, and shall issue an excerpt from the record upon request by the manufacturer or his authorised representative or importer; the excerpt shall contain, in particular, information on business name of the manufacturer and type of apparatus for which confirmation was issued and its validity period.

The Notified Body shall publish the record on issued confirmations on its official webpage.

Documentation as per Paragraph 1 of this Article does not need to be communicated to the Notified Body for new delivery of apparatus of the same manufacturer and the same type for which confirmation of conformity was issued; and records excerpt referred to in Paragraph 5 of this Article shall be regarded as evidence of validity of issued confirmation.

The manufacturer or his authorised representative shall affix the Serbian conformity mark on the basis of the confirmation of conformity or excerpt from the record issued by the Notified Body.

The Applicant under Paragraph 1 of this Article shall bear costs related to the inspection of documentation and issuance of the confirmation.

Amount of costs referred to in Paragraph 9 of this Article shall be determined by the pricelist of the Notified Body and it shall be proportional to the scope and complexity of documentation to be inspected and time required for conducting such review.

Costs related to issuing of excerpt from the record referred to in Paragraph 5 of this Article may be charged up to the amount of costs necessary for issuing the certificate, which is determined by the pricelist of the Notified Body.

**Submission of documentation and acquiring of confirmation of conformity under Paragraphs 2 and 3 of this Article, shall not apply to the manufacturer of apparatus manufactured in the Republic of Serbia and where the Notified Body carried out the assessment of conformity of apparatus in accordance with Annex 3. Conformity mark**

**Article 11**

Conformity mark shall be affixed on apparatus which is in conformity with the requirements under this Rulebook prior placing it on the market and/or putting into service in the manner specified in Annex 5 – Conformity mark, printed with this Rulebook as its integral part.

The manufacturer, or his authorised representative, or importer if the manufacturer of his representative is not established in the Republic of Serbia, shall affix the conformity so as to be visible, easily legible and indelible, in accordance with the regulation governing the manner of affixing and use of conformity marks.

Other marks, symbols and designations may be affixed on apparatus provided that they do not affect visibility, legibility and/or meaning of the conformity mark.

Marks, symbols and designations whose affixing on apparatus is forbidden by the act governing technical requirements and conformity assessment shall be prohibited to be placed.

If apparatus is subject to other regulations governing other matters, which also provide for the affixing of the conformity mark, affixed conformity mark indicates that the apparatus in question is also presumed to conform to the provisions of those other regulations.

**Other indications and information**

**Article 12**

Each apparatus shall be identified in terms of type, batch, serial number or any other information allowing for the identification of the apparatus.

Each apparatus shall be accompanied by documents containing the business name, or name and address of the manufacturer, his authorised representative or of the other person responsible for placing the apparatus on the market.

The manufacturer shall provide information on any specific safety measures that shall be taken when the apparatus is assembled, installed, maintained or used, in order to ensure that, when put into operation the apparatus is in conformity with requirements set out in Appendix 1, Point 1.

A visible indication of the restriction of use shall be placed on apparatus which does not comply to the requirements of protection applying to residential areas, and where appropriate, such indication shall also be placed on the packaging of such apparatus.

The information required to enable apparatus to be used in accordance with the intended use shall be contained in the instructions accompanying the apparatus.

### **Documentations accompanying apparatus being placed on the market and/or put into service**

#### **Article 13**

Supplier who places apparatus on the market in the Republic of Serbia shall enclose instructions for use in Serbian language.

In addition to instructions as per Paragraph 1 of this Article, the supplier shall provide original of Declaration of Conformity of apparatus or its certified copy with a translation into Serbian language if the apparatus has not been manufactured in the Republic of Serbia, as well as conformation of conformity, where issued, to accompany the apparatus being placed on the market in the Republic of Serbia.

If the apparatus has not been manufactured in the Republic of Serbia, the supplier who places such apparatus on the market in the Republic of Serbia may make available on its official webpage the original Declaration of Conformity, or a translation thereof into Serbian language, where the webpage address shall be stated in the instructions for use.

## **V FIXED INSTALLATIONS**

#### **Article 14**

Apparatus which has been placed on the market and which may be incorporated into a fixed installation is subject to the relevant provisions of this Rulebook.

The application of provisions of Articles 6 and 7 of this Rulebook shall not be compulsory in the case of apparatus which is intended for incorporation into a given fixed installation and is otherwise not commercially available.

The apparatus referred to in Paragraph 2 of this Article shall be accompanied by the documentation describing the fixed installation and its electromagnetic compatibility characteristics, as well as precautions to be taken for the incorporation of the apparatus into the fixed installation in order not to compromise the conformity of that installation with requirements of electromagnetic compatibility.

The accompanying documentation as per Paragraph 3 of this Article shall furthermore include the information referred to in Article 12 (1) and (2) of this Rulebook.

Where there are indications of non-compliance of the fixed installation with requirements for electromagnetic compatibility, in particular, where there are complaints about disturbances being generated by the fixed installation, the owner and/or user of fixed installation is responsible to prove the conformity of such installation and requested proof shall be provided by the Notified Body upon a request of the competent authority.



Where non-compliance of the fixed installation is established, removal of such non-compliance or subsequent ensuring of conformity of such fixed installation with the essential requirements set out in Annex 1, Point 1 shall be provided in accordance with the act governing technical requirements for products and conformity assessment.

## **VI SAFEGUARD CLAUSE**

### **Supply or use of equipment**

#### **Article 15**

Supply or use of equipment being placed on the market in the Republic of Serbia, with conformity mark affixed on it, which does not comply with the requirements of this Rulebook, may be limited or prohibited in accordance with the law governing technical requirements for products and conformity assessment.

### **Conformity with EU regulations**

#### **Article 16**

This Rulebook is in compliance with all principles and essential requirements from the European Parliament and Council Directive No. 2004/108/EC regarding electromagnetic compatibility of 15 December 2004.

## **VII TRANSITIONAL AND FINAL PROVISIONS**

#### **Article 17**

From the day when the ratified international agreement on conformity assessment and acceptance of industrial products with the EU comes into force (ACAA agreement), for equipment to which this Rulebook applies, the term: "conformity mark" in Article 1, in the title above Article 11, in Articles 11 and 15 of this Rulebook shall mean: "CE mark", and the term: "Declaration of Conformity" in Articles 1 and 13, as well as in Annex 2, in the title of Annex 4 and in Annex 4 of this Rulebook shall mean: "EC Declaration of conformity".

If the agreement under Paragraph 1 of this Article shall not be concluded, meanings of terms "conformity mark" and "Declaration of Conformity" as per Paragraph 1 of this Article shall apply as from the day of accession of the Republic of Serbia to the European Union.

#### **Article 18**

From the day when this Rulebook enters into force till the ratified international agreement on conformity assessment and acceptance of industrial products with the EU enters into force, conformity marking of apparatus, to which this Rulebook applies, shall be performed by affixing the Serbian conformity mark in accordance with this Rulebook and relevant regulations.

If the agreement under Paragraph 1 of this Article shall not be concluded, conformity marking by affixing the Serbian conformity mark shall be performed as from the day of accession of the Republic of Serbia to the European Union.

From the day when the ratified international agreement on conformity assessment and acceptance of industrial products with the EU comes into force (ACAA agreement), conformity marking of apparatus to which this Rulebook applies shall be performed by affixing CE mark in accordance with this Rulebook and relevant regulations.

If the agreement under Paragraph 3 of this Article shall not be concluded, conformity marking by affixing the CE mark shall be performed as from the day of accession of the Republic of Serbia to the European Union.

### **Article 19**

Conformity assessment bodies which are accredited or authorised to carry out assessment of conformity as per regulations under Article 21 (1) of this Rulebook shall issue confirmations of conformity referred to in Article 11 of this Rulebook till their notification in accordance with this Rulebook and relevant regulation.

### **Article 20**

Provisions of Article 10 of this Rulebook shall be repealed as from the day when the ratified international agreement on conformity assessment and acceptance of industrial products with the EU for apparatus to which this Rulebook applies, enters into force.

If the agreement under Paragraph 1 of this Article shall not be concluded, provisions of Article 10 of this Rulebook shall cease to have effect as from the day of accession of the Republic of Serbia to the European Union.

### **Article 21**

Rulebook on mandatory attestation of cable distribution and joint antenna system (Official Gazette of SFRY", No.37/87) and Rulebook on mandatory attestation of products generating radio-frequency disturbances and conditions that shall be met by enterprises and other legal entities authorised for attesting such products (Official Gazette of SFRY", No.30/91) shall cease to have effect as from the day when this Rulebook enters into force.

Certificate of Conformity issued on the basis of the regulation under Paragraph 1 of this Article shall be repealed as from 1 January 2012.

### **Article 22**

The manufacture or his authorised representative, or importer, may, not later than 1 January 2012, place on the market and/or put into service equipment designed and manufactured and for which conformity was assessed in accordance with requirements under the regulation referred to in Article 21 (1) of this Rulebook.

The conformity document that is issued on the basis of conducted assessment of conformity under Paragraph 1 of this Article or other documents accompanying equipment shall include information of regulations with which equipment is in conformity (title of regulation and number of the Official Gazette where that regulation was published).

### **Article 23**

This Rulebook shall enter into force on the eighth day following its publication in the "Official Gazette of the Republic of Serbia".

# **Annex 1**

## **ESSENTIAL REQUIREMENTS FOR ELECTROMAGNETIC COMPATIBILITY**

### **1. General requirements for equipment**

Equipment shall be so designed and manufactured, having regard to the state of art, as to ensure that:

- 1) the electromagnetic disturbances generated does not exceed the level above which radio and telecommunications equipment or other equipment cannot operate as intended;
- 2) it has a level of immunity to the electromagnetic disturbances to be expected in its intended use which allows it to operate without unacceptable degradation of its intended use.

### **2. Specific requirements for fixed installations**

A fixed installation shall be installed applying good engineering practices and respecting the information on the intended use of its components, in order to meet protection requirements set out in Point 1 of this Annex. Such good engineering practice shall be documented and the documentation shall be held by the person(s) responsible at the disposal of the relevant authorities for inspection purposes for as long as the fixed installation is in operation.

## **Annex 2**

### **CONFORMITY ASSESSMENT PROCEDURE CONDUCTED BY THE MANUFACTURER (INTERNAL PRODUCTION CONTROL)**

1. The manufacturer shall perform the assessment of electromagnetic compatibility of the apparatus, on the basis of the relevant phenomena, with a view to meeting the protection requirements set out in Annex 1 point 1. The apparatus shall be considered meeting requirements regarding electromagnetic compatibility set out in Appendix 1, Point 1 if all relevant harmonised standards stated in the list of standards under Article 7 of this Rulebook have been correctly applied during its design and manufacturing.
2. The electromagnetic compatibility assessment shall take into account all normal intended operating conditions of the apparatus. Where the apparatus is capable of taking different configurations, the electromagnetic compatibility assessment shall confirm whether the apparatus meets the requirements set out in Annex 1, Point 1 in all the possible configurations identified by the manufacturer for its intended use.
3. The manufacturer, in accordance with Annex 4, shall draw up technical documentation providing evidence of the conformity of the apparatus with the essential requirements set out in Annex 1.
4. The manufacturer shall take all necessary measures in order to provide that the apparatus are manufactured in accordance with technical documentation referred to in Point 3 of this Annex and requirements under this Rulebook.
5. The compliance of apparatus with all essential requirements shall be certified by the Declaration of Conformity issued by the manufacturer or his authorised representative.
6. Technical documentation and Declaration of Conformity shall be drawn up in accordance with Annex 4.
7. The manufacturer or his authorised representative shall keep technical documentation and the Declaration of Conformity with a translation into Serbian language if the apparatus has not been manufactured in the Republic of Serbia, at the disposal of the competent authorities for at least 10 years after the date on which such apparatus was last manufactured.
8. If neither the manufacturer nor his authorised representative is established in the Republic of Serbia, the importer of such apparatus in the Republic of Serbia is obliged to keep the Declaration of conformity and technical documentation, as well as to be at the disposal of competent authorities within the period specified under Point 7 of this Annex.

### **Annex 3**

## **CONFORMITY ASSESSMENT PROCEDURE CONDUCTED BY THE NOTIFIED BODY**

The conformity assessment as per this Annex shall be conducted by means of conformity assessment procedure set out in Annex 2 and following additional procedures:

1. The manufacturer or his authorised representative shall communicate the technical documentation to the Notified Body and the application for assessment thereof, specifying which aspects of the essential requirements should be assessed.
2. The Notified Body shall inspect the technical documentation and assess whether the technical documentation demonstrates that the requirements of this Rulebook have been met. If the compliance of the apparatus has been confirmed, the Notified Body shall issue a statement to the manufacturer or his authorised representative confirming the compliance of the apparatus.
3. The statement as per Point 2 of this Annex is limited to aspects of the essential requirements which are assessed by the Notified Body.

The manufacturer or his authorised representative shall enclose the statement referred to in Paragraph 1 of this Point to the technical documentation referred to in Annex 4.

## **Annex 4**

# **TECHNICAL DOCUMENTATION AND DECLARATION OF CONFORMITY**

### **1. Technical documentation**

Technical documentation must enable the conformity of the apparatus with the essential requirements to be assessed.

It must include the design and manufacture of the apparatus, in particular:

- 1) General description of apparatus;
- 2) The list of Serbian standards applied from the list of standards set out in Article 7 of this Rulebook;
- 3) Where the manufacturer has not applied Serbian standards from the list of standards set out in Article 7 of this Rulebook, or partially applied them or such standards do not exist, a description and explanation of the procedures applied to meet the essential requirements set out in Annex 1, including a description of the electromagnetic compatibility assessment set out in Annex 2, Point 1, results of design calculations made, examinations carried out, test reports, etc;
- 4) A statement from the Notified Body, where the conformity assessment procedure referred to in Annex 3 has been conducted.

### **2. Declaration of Conformity**

Declaration of Conformity must contain, in particular:

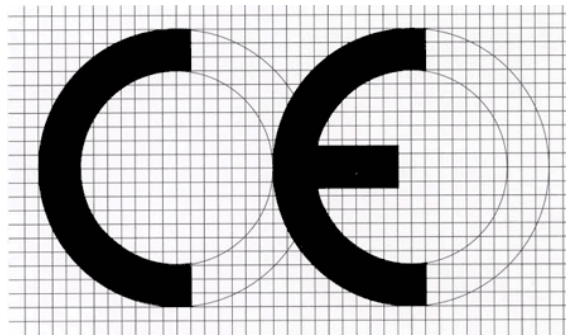
- 1) Reference to this Rulebook;
- 2) Information on identification of the apparatus as set in Article 12 (1) of this Rulebook;
- 3) Business name, name and address of the manufacturer, and where applicable, business name, or name and address of his authorised representative;
- 4) Information on the statement of conformity issued by the Notified Body, as well as information on such Body;
- 5) Place and date of issuing of the Declaration of Conformity;

6) Identity and signature of the authorized person responsible for issuing of the Declaration of conformity on behalf of the manufacturer or his authorised representative.

## **Annex 5 CONFORMANCE MARKS**

### **1. "CE" MARK**

CE marking shall consist of the initiated letters "CE" taking the following form:



The CE marking must have a vertical dimension of at least 5mm.

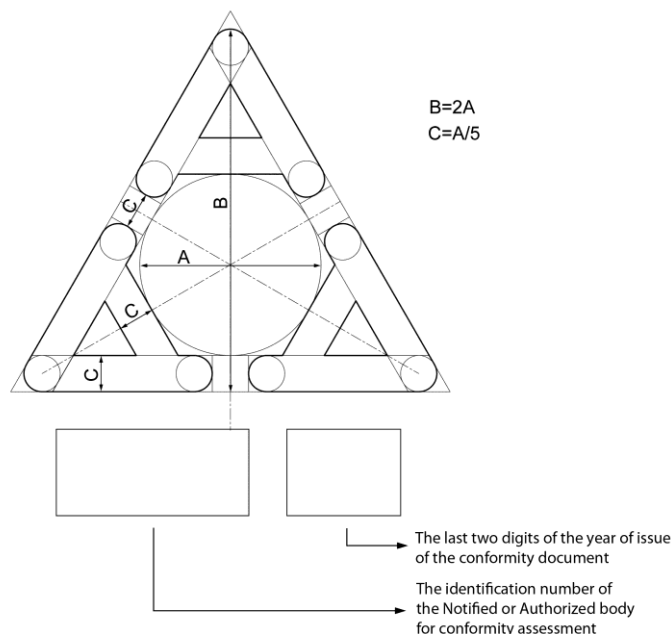
If the CE marking is reduced and enlarged the proportions given in the above graduated drawing must be respected.

The CE marking must be affixed to the apparatus or to its data plate, where this is not possible or not warranted on account of the nature of the apparatus, it shall be affixed to the packaging, if any, and to the accompanying documents.

### **2. SERBIAN CONFORMANCE MARKS**

Serbian conformity marks must consists of three capital letters "A" interconnected in the equilateral triangle (3A), the appearance and content as per the figure below:





Size of the mark must be determined by the height B of the mark which may only have values of standard numbers rounded up, to the order of magnitude R10 expressed in millimetres (mm), as per Serbian standard – Standard numbers, numerical values and definitions – SRPS A.A0.001.

The height B of the mark must be, as a rule, at least five millimetres.

The identification number of the Notified, or Authorized conformity assessment body from the Registry of notified or authorized conformity assessment bodies, and the last two digits of the year of issue of the conformity document, if this body performed, or participated in, conformity assessment, must be placed next to the Serbian mark.

## Annex 6

### CRITERIATO BE TAKEN INTO ACCOUNT FOR THE NOTIFICATION OF BODIES FOR ASSESMENT OF CONFORMITY

1. The conformity assessment body, its director, the members of managing board of directors or members of managing board of that body, as well as employees and other involved persons (hereinafter referred to as: staff) responsible for carrying out the assessment of conformity as per this Rulebook must not be the designer, manufacturer, supplier or installer of equipment that they inspect, nor the authorised representative of any of these parties. They must not become involved, either directly or as authorised

representatives, in the design, production, marketing or maintenance of the equipment. This does not preclude the possibility of exchanges of technical information between the manufacturer and the Body.

2. The Body referred to in Point 1 of this Annex and its staff shall carry out the assessment of conformity with the highest degree of professional integrity and technical competence and must be free from all pressures and inducements, particularly financial, which might influence their judgement or the results of the inspection, especially from persons or groups of persons with an interest in the result of conformity assessment.

3. For each category of equipment for which it is notified, and each conformity assessment procedure, the Body, prior to and after the notification, must possess personnel with technical knowledge and sufficient and appropriate experience to perform a conformity assessment.

The staff responsible for conducting the assessment of conformity must have:

- 1) appropriate experience, and authorisation to perform conformity assessment activities,
- 2) qualification and independency in drawing up reports on conducted assessment and perform checks stipulated under this Rulebook.

4. Conformity assessment body must have adequate facilities depending on the requirements laid down in Serbian standards in the List of standards under Article 7 of this Rulebook and type of apparatus which is a subject of conformity assessment, or essential requirements and aspects of such requirements that shall be assessed.

5. The impartiality of staff conducting the assessment must be guaranteed. Their remuneration must not depend on the number of tests carried out or on the results of such tests.

6. The conformity assessment body must possess adequate general act governing basic procedures with regard to conducting conformity assessment activities including decision-making procedure on complaints on the performance of the body and made decisions.

7. The conformity assessment body must have damage liability insurance.

8. The staff of the body must be bound to observe professional secrecy with regard to all information obtained in carrying out procedures for assessing the conformity in accordance with general act on professional secrecy, this Rulebook and other regulations.