

Using the CE marking after the UK leaves the EU without a deal

CE marking

After leaving the EU without a deal, you will still be able to sell goods which have been made and assessed against EU regulatory requirements and then CE marked on the UK market. You will still be able to use CE marking based on self-declaration of conformity, when placing products on both the UK and EU markets. According to the European Commission there shall be a transition or implementation period, which shall start on the date of entry into force of this Agreement and **end on 31 December 2020**.

Notified Body

If the UK leaves the EU without a deal, the results of conformity assessment carried out by UK notified bodies, currently mandated by EU legislation, will no longer be recognized in the EU.

This means that where EU legislation requires conformity to be assessed by a notified body, you must get your products assessed by an EU recognized notified body if you want to sell them in the EU. It may be possible to arrange for assessments made in the UK to be transferred to an EU-based notified body.

You should speak to the notified body that issued your approval about how the above can be arranged.

UKCA marking

The UKCA (UK Conformity Assessed) marking is the new UK product marking that will be used, subject to parliamentary approval, for certain goods which are currently subject to CE marking and which are being placed on the UK market if the UK leaves the EU without a deal.



Most products which are currently covered by the CE marking will fall within scope of the new UKCA marking, with the exception of construction products and medical devices. The rules around using the new UKCA marking will mirror those which currently apply for the application of the CE marking.

The UKCA marking will not be recognised on the EU market, and products currently requiring a CE marking will continue to require a CE marking for sale in the EU.

Summary

You still be able to use the CE marking for products **being placed** on the UK market for a time-limited period (see above) unless your product requires third party conformity assessment. In this case, you will instead have to apply the new UKCA marking.