

Topic: Construction Products Regulation 305/2011 - Review

Brief description and main aims:

The Construction Products Regulation (CPR) regulates the placing on the EU market of construction products. Amongst other things, CE Marking is applied to products in the framework of harmonised standards and a Declaration of Performance is required to accompany the product.

Why FIEC is dealing with this issue/topic and its objective(s):

The CE Mark in the context of the CPR is widely misunderstood and contractors need more information than is provided in the accompanying Declaration of Performance. Over the years, FIEC has been lobbying for improvements to protect contractors from the legal uncertainty that exists and there have been discussions regarding a possible revision of the CPR. The form that this might take has been the subject of many meetings and several studies have been undertaken, including one in 2018 on EU rules for products used in the construction of buildings and infrastructure works. At the time of writing, no conclusions have been reached about the future of the CPR, so FIEC's work on this matter continues.

Actions and key dates :

- 19/04/2016** – FIEC joint position with Construction Products Europe on CPR and Standardisation
- 13/07/2017** – FIEC position on the revision of the CPR
- 22/01/2018** – Open consultation on EU rules for products used in the construction of buildings and infrastructure works.
- 05/04/2018** – FIEC response to above consultation
- Sept 2018** - Supporting study for the Review of the CPR: Evaluation
- Ongoing** – Bi-annual meetings of Standing Committee on Construction.

4 CONSTRUCTION PRODUCTS REGULATION (CPR): ENSURE THAT IT WORKS IN PRACTICE

WHY?

- CPR does not achieve legal certainty for contractors, because there are **regulatory gaps** increasing contractors' liability risks.
- More than **100 harmonised European standards** under the CPR have been **blocked for citation in the Official Journal** of the European Union by the European Commission. This is creating major problems for users.

OUR MESSAGES AND REQUESTS TO THE EU INSTITUTIONS

- The Commission, together with the Member States in the Standing Committee on Construction must ensure that **regulatory gaps are compensated for**, if necessary by national rules.
- The Commission needs to find rapid solutions to **eliminate the backlog of uncited standards** so that they can be relied upon, ensuring **legal certainty**.