



OPERATIONAL CONCLUSIONS

71st MEETING OF THE COMMITTEE ART. 19 OF DIRECTIVE 89/106/EEC

17 and 18 February 2011

1. Opening of the meeting
2. Adoption of the Agenda (CONSTRUCT 10/885 REV2)
The agenda was adopted with small amendments.
3. Adoption of the minutes of the 70th SCC meeting (CONSTRUCT 10/884)
The minutes were approved with a small correction in point 5.3 (Mr. Newman to be mentioned instead of Mr. Sobola).
4. Information on the current state of play concerning Mandates and Commission Decisions (CONSTRUCT 10/886)
BE reminded on the need to correct the cables mandate and to publish the relevant Commission Decision.
5. Reports for information:
 - CEN progress report (CONSTRUCT 10/887)
 - EOTA progress report (CONSTRUCT 10/888 and CONSTRUCT 11/905)
 - Advisory Group of Notified Bodies (CONSTRUCT 10/889)*The Chairman had the opportunity to clarify certain issues brought forward by the new Chairman of the AG-GNB Mr. Agalbato.*
 - CPD AdCo Group report (CONSTRUCT 10/890)
6. Reports and feedback regarding the Commission Expert Groups (CONSTRUCT 10/891)
7. Report and feedback regarding the Eurocodes National Correspondents group (CONSTRUCT 10/892)
8. a) Draft Commission Decision amending Decision 98/213/EC on the procedure for attesting the conformity of construction products pursuant to Article 20(2) of Council Directive 89/106/EEC as regards internal partition kits (for gypsum boards partition kits covered by CEN) (CONSTRUCT 10/893).
The proposed decision was supported by qualified majority [267 positive votes, 58 votes against (FR, UK) and no abstentions. EL, LV and LU were absent. The EFTA representative also agreed with the proposed decision.
 - b) Draft Commission Decision amending Decision 1999/94/EC on the procedure for

attesting the conformity of construction products pursuant to Article 20(2) of Council Directive 89/106/EEC as regards precast normal/lightweight/autoclaved aerated concrete products (CONSTRUCT 11/912).

The proposal was supported by unanimity of the present delegations (320 positive votes). EL, LV and LU were absent. The EFTA representative also agreed with the proposed decision.

9. Agreement on co-existence periods for hENs and candidate hENs (ORAL)

The EC services reminded that the latest list of hENs was published in December 2010. CEN proposed shortening the co-existence period for EN 14081-1 to 31.12.2011. MS have 3 weeks to comment.

10. Draft new mandates and mandate amendments:

10.1 Amendment of mandate M106 (Gypsum products) to include gypsum board partition kits (CONSTRUCT 11/908)

The SCC was consulted on this mandate amendment. MS are expected to send their comments within 3 weeks. After treating them, the mandate amendment will be sent for consultation of the SC 98/34/EC.

10.2 Amendment of mandate M124 (road construction products) to include unbound mixtures (CONSTRUCT 11/911)

The SCC was consulted on this mandate amendment. MS are expected to send their comments within 3 weeks. After treating them, the mandate amendment will be sent for consultation of the SC 98/34/EC.

10.3 Amendment of mandate M100 (concrete) concerning beam/block floor systems incorporating organic material (CONSTRUCT 11/912)

The SCC was consulted on this mandate amendment. MS are expected to send their comments within 3 weeks. After treating them, the mandate amendment will be sent for consultation of the SC 98/34/EC.

10.4 Amendment of mandate M119 (floorings) to include acoustic performance characteristics (CONSTRUCT 11/913)

The SCC was consulted on this mandate amendment. MS are expected to send their comments within 3 weeks. After treating them, the mandate amendment will be sent for consultation of the SC 98/34/EC.

10.5 Explanatory note concerning ER3 (CONSTRUCT 09/881 REV1)

- M 104 (structural bearings) (CONSTRUCT 11/910)
- M 106 (gypsum) (CONSTRUCT 10/895)
- M 108 (curtain walling) (CONSTRUCT 10/896)
- M 111 (circulation fixtures) (CONSTRUCT 10/897)
- M 112 (Structural timber products + ancillaries) (CONSTRUCT 10/898)
- M 113 (Wood based panels) (CONSTRUCT 10/899)
- M 115 (reinforcing steel) (CONSTRUCT 11/909)
- M 116 (masonry and related products) (CONSTRUCT 10/900)
- M 121 (wall and ceiling finishes) (CONSTRUCT 10/901)
- M 122 (roof coverings) (CONSTRUCT 10/902)

- M 124 (road construction products) (CONSTRUCT 10/903)
- M 135 (glass) (CONSTRUCT 10/904)

The proposed amendments of mandates in agenda point 10.5 for supporting work related to Essential Requirement 3 were discussed in the SCC and supported by several MS active in the field. CEPMC requested clarifications in several points. MS are expected to send their comments within 3 weeks. After treating them, the mandates will be sent for consultation of the SC 98/34/EC.

11. Information on the outcome of the examination of the queries on existing / candidate harmonised ENs (CONSTRUCT 10/905)

The EC services presented the most recent document which was produced after the last Queries Group meeting on 16/02/2011. The document still needs to be incorporated with comments from AT, DE and FI. It will then be distributed to all SCC delegations.

EC services are expecting PL to send their regulatory provisions concerning radioactivity emission from ceramic tiles.

12. Exchange of views on other issues of common interest, and information, as raised by Member States:

- Issues raised by France (CONSTRUCT 11/914 and 11/915)

Several issues raised by the FR delegation were discussed in detail.

- Issue raised by Austria (CONSTRUCT 11/916)

The EC services reminded on the obligation of the MS to publish ETAGs. It was not considered helpful to cite titles of ETAGs in the OJEU at this stage.

- Issues raised by Poland (CONSTRUCT 11/917)

The EC services are expecting PL to send a proposal for mandating anticorrosive protection products for metallic structures together with a justification on regulatory provisions covering these products.

13. Issues that CEN wants to raise to the SCC

No issues were raised.

14. Issues that EOTA wants to raise to the SCC

No issues were raised.

15. Information on the current state of work related to the Commission's proposal on a Construction Products Regulation (oral)

EC services informed the SCC that the CPR proposal is expected to be adopted at the end of February 2011 by the Council. It will then enter into force after 20 days of its publication in the OJEU and by 1/7/2013 it shall be fully operational.

16. Regulation 765/2008 and related obligations for MS concerning construction products

EC services provided information and clarification on the state of play of implementation of the Regulation as well as its links to the GPSD and referred to the future work which is necessary in the ADCO-CPD, in particular to distinguish the sector-specific features to be taken into account in this context.

17. Discussion on certain practices concerning the information accompanying the CE marking

After a short description of the issue at hand and the ensuing explanations, EC services concluded that this matter requires further elaborations.

18. Meeting provisions

The next PG meeting is tentatively scheduled for September 2011 and the next SCC meeting for November 2011 (the availability of meeting rooms can only be confirmed 6 weeks in advance), eventually combined with the CPR SCC.

19. Any other business:

- Public information seminar on harmonisation of hygienic requirements for products in contact with drinking water (CONSTRUCT 10/906 & 10/907).