

**Guideline**

**1/39**

**CLAP**

**FORM N°194**

**Version : 2**

**Directive 97/23/EC**

**Keywords :**

Assembly

Machinery

Category

**Directive references:**

Article 1 § 3.6 - 97/23 EC

**Adopted by WPG:** 24/05/2002

**Adopted by CLAP:** 24/05/2002

**Subject:** Exclusion – Assembly classified as no higher than category I

**Question:**

Article 1 § 3.6 states that all "equipment classified as no higher than category I under Article 9 of this Directive and covered by one of the following Directives: [...] are excluded from the scope of this Directive".

Does this exclusion also cover assemblies?

**Answer:**

Yes.

Reason: While the categories are defined in Article 9 for items of pressure equipment, the same categories are applied to and used in the context of Assemblies in Article 10. The Directive clearly defines a category for each assembly in Article 10 § 2.b and requires that the applicable conformity assessment modules are used as per 10 § 1.3.

Consequently there is no problem to determine, which assemblies are excluded from the pressure equipment directive by article 1 § 3.6.

NOTE: There is ambiguity in some language versions of the directive regarding Article 10 § 2.b.

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