

COMMISSION IMPLEMENTING DECISION (EU) 2021/1801**of 11 October 2021****amending Implementing Decision (EU) 2019/1616 as regards harmonised standards for metallic industrial piping, bolting of flanges and their joints and stainless steel steam boilers**

THE EUROPEAN COMMISSION,

Having regard to the Treaty on the Functioning of the European Union,

Having regard to Regulation (EU) No 1025/2012 of the European Parliament and of the Council of 25 October 2012 on European standardisation, amending Council Directives 89/686/EEC and 93/15/EEC and Directives 94/9/EC, 94/25/EC, 95/16/EC, 97/23/EC, 98/34/EC, 2004/22/EC, 2007/23/EC, 2009/23/EC and 2009/105/EC of the European Parliament and of the Council and repealing Council Decision 87/95/EEC and Decision No 1673/2006/EC of the European Parliament and of the Council ⁽¹⁾, and in particular Article 10(6) thereof,

Whereas:

- (1) In accordance with Article 12 of Directive 2014/68/EU of the European Parliament and of the Council ⁽²⁾, pressure equipment or assemblies referred to in Article 4(1) and (2) of that Directive which are in conformity with harmonised standards or parts thereof, the references of which have been published in the *Official Journal of the European Union*, are to be presumed to be in conformity with the essential safety requirements covered by those standards or parts thereof referred to in Annex I to that Directive.
- (2) By letter M/071 of 1 August 1994 the Commission made a request to the European Committee for Standardisation (CEN) for drawing up, in relation to the pressure equipment, the product related standards and the standards of a horizontal nature in support of Directive 97/23/EC of the European Parliament and of the Council ⁽³⁾. That Directive was replaced by Directive 2014/68/EU without changing the essential safety requirements referred to in Annex I to Directive 97/23/EC.
- (3) On the basis of the request M/071 and in order to reflect the state-of-the-art, CEN revised and amended some of the existing harmonised standards. Specifically, CEN revised harmonised standard EN 1515-4:2009 which resulted in adoption of harmonised standard EN 1515-4:2021 on bolting of flanges and their joints. CEN also revised harmonised standard EN 14222:2003 which resulted in adoption of standard EN 14222:2021 on stainless steel steam boilers.
- (4) Additionally, CEN amended harmonised standard EN 13480-3:2017 on metallic industrial piping.
- (5) The Commission together with CEN has assessed whether those standards on the pressure equipment as amended or revised by CEN comply with the request M/071.
- (6) The standards on the pressure equipment as amended or revised by CEN satisfy the requirements which they aim to cover and which are referred to in Annex I to Directive 2014/68/EU. It is therefore appropriate to publish the references of those standards in the *Official Journal of the European Union*.
- (7) References of amended or revised versions of standards EN 1515-4:2009, EN 14222:2003 and EN 13480-3:2017 are to be published. It is therefore necessary to withdraw from the *Official Journal of the European Union* ⁽⁴⁾ references of the standards EN 1515-4:2009 and EN 14222:2003.

⁽¹⁾ OJ L 316, 14.11.2012, p. 12.

⁽²⁾ Directive 2014/68/EU of the European Parliament and of the Council of 15 May 2014 on the harmonisation of the laws of the Member States relating to the making available on the market of pressure equipment (OJ L 189, 27.6.2014, p. 164).

⁽³⁾ Directive 97/23/EC of the European Parliament and of the Council of 29 May 1997 on the approximation of the laws of the Member States concerning pressure equipment (OJ L 181, 9.7.1997, p. 1).

⁽⁴⁾ OJ C 326, 14.9.2018, p. 94.

- (8) In order to give manufacturers sufficient time to adapt their products to the amended or revised versions of harmonised standards for bolting of flanges and their joints and stainless steel steam boilers, it is necessary to defer the withdrawal of the references of those standards.
- (9) Annex I to Commission Implementing Decision (EU) 2019/1616 ⁽⁵⁾ lists the references of harmonised standards drafted in support of Directive 2014/68/EU. The references of harmonised standards EN 1515-4:2021 and EN 14222:2021 should be included in that Annex.
- (10) Annex II to Implementing Decision (EU) 2019/1616 lists the references of harmonised standards drafted in support of Directive 2014/68/EU that are withdrawn from the *Official Journal of the European Union*. The references of harmonised standards EN 1515-4:2009 and EN 14222:2003 should be included in that Annex.
- (11) The reference of harmonised standard EN 13480-3:2017 and the references of its amendments EN 13480-3:2017/A2:2020 and EN 13480-3:2017/A3:2020 are included in Annex I to Implementing Decision (EU) 2019/1616. Further amendment has been made to standard EN 13480-3:2017. It is appropriate to replace the relevant entry in that Annex, adding the reference of amendment EN 13480-3:2017/A1:2021.
- (12) Implementing Decision (EU) 2019/1616 should therefore be amended accordingly.
- (13) Compliance with a harmonised standard confers a presumption of conformity with the corresponding essential requirements set out in Union harmonisation legislation from the date of publication of the reference of such standard in the *Official Journal of the European Union*. This Decision should therefore enter into force on the date of its publication,

HAS ADOPTED THIS DECISION:

Article 1

Implementing Decision (EU) 2019/1616 is amended as follows:

- (1) Annex I is amended in accordance with Annex I to this Decision;
- (2) Annex II is amended in accordance with Annex II to this Decision.

Article 2

This Decision shall enter into force on the day of its publication in the *Official Journal of the European Union*.

Done at Brussels, 11 October 2021.

For the Commission
The President
Ursula VON DER LEYEN

⁽⁵⁾ Commission Implementing Decision (EU) 2019/1616 of 27 September 2019 on the harmonised standards for pressure equipment drafted in support of Directive 2014/68/EU of the European Parliament and of the Council (OJ L 250, 30.9.2019, p. 95).

ANNEX I

Annex I is amended as follows:

(1) entry No 29 is replaced by the following:

No	Reference of the standard
'29.	EN 13480-3:2017 Metallic industrial piping – Part 3: Design and calculation EN 13480-3:2017/A2:2020 EN 13480-3:2017/A3:2020 EN 13480-3:2017/A1:2021';

(2) the following entries are added:

No	Reference of the standard
'40.	EN 1515-4:2021 Flanges and their joints – Bolting – Part 4: Selection of bolting for equipment subject to the Pressure Equipment Directive 2014/68/EU
41.	EN 14222:2021 Stainless steel steam boilers'.

ANNEX II

In Annex II, the following entries are added:

No	Reference of the standard	Date of withdrawal
'38.	EN 1515-4:2009 Flanges and their joints – Bolting – Part 4: Selection of bolting for equipment subject to the Pressure Equipment Directive 97/23/EC	12 April 2023
39.	EN 14222:2003 Stainless steel shell boilers	12 April 2023'