

Proposal for amending decision 1999/93/EC as amended by decision 2011/246/EU, regarding doors, windows, shutters, blinds, gates and related building hardware, in order to include uses subjected to reaction to fire regulations

Background

The amendment to mandates M 101 and M 126 for “External doors and windows, roof openings and roof lights (including fire doors and shutters)” sent for consultation of the SC 98/34/EC in the 1st half of 2011 includes, among other additional characteristics not dealt with in the original mandates, the reaction to fire, in order to meet general German regulatory requirements. For this purpose, in Annex B of the mandate amendment, CEN is requested to specify in the relevant harmonised standards the usual set of AoC systems 1/3/4 for uses subjected to reaction to fire regulations of doors, windows, shutters, blinds, gates and related building hardware (see table in page 6 of the mandate amendment, a copy of which is enclosed).

The CPD/SCC was consulted on this mandate amendment at its 70th meeting held on 26-27 January 2010 and expressed a favourable opinion. The text of the mandate amendment sent to the SC 98/34/EC coincides with the text of doc. CONSTRUCT 09/874-TC, available in the CIRCA, that integrated slight suggestions made by Member States delegations on the draft document presented at that meeting (doc. CONSTRUCT 09/874, also available in the CIRCA).

The EC decision on AoC systems regarding doors, windows, shutters, blinds, gates and related building hardware (decision 1999/93/EC of 25 January 1999 as amended by decision 2011/246/EU of 18 April 2011) doesn’t consider the use of these products when subjected to reaction to fire regulations. By coincidence, the CPD/SCC issued an opinion on the draft of decision 2011/246/EU at the 70th meeting, at which the above mentioned mandate amendment was also presented, but that intended use was excluded from such draft decision.

Unless any wrong perception of the European rules from our side, we think the inclusion of this intended use and consequently of the mentioned table in the mandate amendment and in the resulting amended harmonised standards needs to be supported by an EC decision published in the OJEU amending the existing one and enlarging its scope to the new intended use.

Proposal

Taking into account the above considerations, we propose that a new amendment of decision 1999/93/EC is drafted by the Commission, submitted for discussion at the next PG meeting and finally presented for opinion of the CPD/SCC according to the usual procedure.

We think this new amendment could consist of the inclusion of a new section 2/2, addressing the uses subjected to reaction to fire regulations, in Annex III of Decision 1999/93/EC as amended by Decision 2011/246/EU, where the table of page 6 of the mandate amendment would be inserted.

Encl: Copy of the mandate amendment

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