

EGMF Position Paper

Machinery Directive: EGMF suggestion for its revision on the manufacturer's declaration of conformity

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EGMF, the European Garden Manufacturing industry Federation, represents major manufacturers of garden, landscaping, forestry and turf equipment. Through its 30 European corporate members and 7 National Associations, EGMF represents over 18 million units placed on the European market, accounting for around 80% of garden machinery, and EGMF members employ over 120,000 people in the EU.

First, EGMF welcomes the opportunity to provide suggestions for improvements on the revision the Machinery Directive.

1. Background and justification

The declaration of conformity (DoC) is currently required to be provided in paper form with the machine when placed on the European Union market. Together with the CE marking on the machinery, it is evidence of compliance with the requirements of the Directive. This declaration is one of the first pieces of information available for National Market Surveillance authorities to evaluate the compliance of the product with the law.

Currently the law requires that a paper format is to be delivered with each and every machine, usually on one page/sheet. This sheet of paper is easily lost or mislaid.

EGMF proposes a minor modification to a few articles of the Machinery Directive to enable market surveillance authorities access to the DoC in an electronic format, for instance on the manufacturer's website, as an alternative to the paper printed format.

This would facilitate the investigations of market surveillance authorities as the digital DoC could be accessed remotely, without having to visit the manufacturer or purchase the machinery.

Applicable text of 2006/42/EC, where the following articles need to be amended:

- Article 5.1(e)
- Article 7.1
- Article 11.1



2. Suggested changes

Article 5

Placing on the market and putting into service

1. Before placing machinery on the market and/or putting it into service, the manufacturer or his authorised representative shall:
 - (a) ensure that it satisfies the relevant essential health and safety requirements set out in Annex I;
 - (b) ensure that the technical file referred to in Annex VII, part A is available;
 - (c) provide, in particular, the necessary information, such as instructions;
 - (d) carry out the appropriate procedures for assessing conformity in accordance with Article 12;
 - (e) draw up the EC declaration of conformity in accordance with Annex II, part 1, Section A ~~and ensure that it accompanies the machinery~~;
 - (f) affix the CE marking in accordance with Article 16.

Article 7

Presumption of conformity and harmonised standards

1. Member States shall regard machinery bearing the CE marking accompanied by the EC declaration of conformity, ~~or is available electronically~~, the content of which is set out in Annex II, part 1, Section A, as complying with the provisions of this Directive.

Article 11

Safeguard clause

1. Where a Member State ascertains that machinery covered by this Directive, bearing the CE marking accompanied by the EC declaration of conformity, ~~or is available electronically~~, and used in accordance with its intended purpose or under reasonably foreseeable conditions, is liable to endanger the health or safety of persons or, where appropriate, domestic animals or property or, where applicable, the environment, it shall take all appropriate measures to withdraw such machinery from the market, to prohibit the placing on the market and/or putting into service of such machinery or to restrict the free movement thereof.



For further information, please contact: EGMF Secretariat, secretariat@egmf.org



The European Garden Machinery Industry Federation – EGMF – has been the voice of the entire garden machinery industry in Europe since 1977. With 31 European corporate members and 7 National Associations representing manufacturers of garden, landscaping, forestry and turf maintenance equipment, we are the most powerful network in this sector in Europe.

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