

SCHEDULE 3

Regulations 4(1)(a)(ii) and 6(2)(b)

PRODUCTS TO WHICH THE REGULATIONS DO NOT APPLY

1. These Regulations do not apply to—
 - (a) safety components which are—
 - (i) intended to be used as spare parts to replace identical components; and
 - (ii) supplied by the manufacturer of the original machinery;
 - (b) equipment specifically for use in fairgrounds and/or amusement parks;
 - (c) machinery specially designed or put into service for nuclear purposes which, in the event of failure, may result in an emission of radioactivity;
 - (d) weapons, including firearms;
 - (e) subject to paragraph 2, the following means of transport—
 - (i) agricultural and forestry tractors, in respect of the risks covered by Directive [2003/37/EC](#)(**1**);
 - (ii) motor vehicles and trailers as defined in Article 3(11) and (12) of Directive [2007/46/EC](#) of the European Parliament and the Council of 5 September 2007 establishing a framework for the approval of motor vehicles and their trailers, and of systems, components and separate technical units intended for such vehicles(**2**);
 - (iii) vehicles covered by Directive [2002/24/EC](#) of the European Parliament and of the Council of 18 March 2002 relating to the type-approval of two or three-wheel motor vehicles(**3**);
 - (iv) motor vehicles exclusively intended for competition; and
 - (v) means of transport by air, on water and on rail networks,
 - (f) seagoing vessels, mobile offshore units and machinery installed on board such vessels or units;
 - (g) machinery specially designed and constructed for military or police purposes;
 - (h) machinery specially designed and constructed for research purposes for temporary use in laboratories;
 - (i) mine winding gear;
 - (j) machinery intended to move performers during artistic performances;
 - (k) electrical and electronic products falling within the following areas, insofar as they are covered by Council Directive [2006/95/EC](#) of 12 December 2006(**4**) on the harmonisation of the laws of Member States relating to electrical equipment designed for use within certain voltage limits—
 - (i) household appliances intended for domestic use,
 - (ii) audio and video equipment,
 - (iii) information technology equipment,
 - (iv) ordinary office machinery,
 - (v) low-voltage switchgear and control gear,
 - (vi) electric motors; and

(1) O.J. No. L 171, 9.7.2003, p.1.

(2) O.J. No. L 263, 9.10.2007, p.1.

(3) O.J. No. L 49, 22.2.2003, p.23.

(4) O.J. No. L 374, 27.12.2006, p.10.

Status: This is the original version (as it was originally made).

- (l) the following types of high-voltage electrical equipment—
 - (i) switch gear and control gear, and
 - (ii) transformers.
- 2. The following products are subject to these Regulations—
 - (a) machinery mounted on vehicles of the kinds specified in paragraph 1(e)(i) to (iii);
 - (b) products which—
 - (i) but for regulations 4(1)(a)(iii) and 6(2)(b) and paragraph 1(e)(ii), would be machinery or partly completed machinery;
 - (ii) fall within one of the categories specified in Article 2(3)(a) to (c) or 2(4)(b) of Directive [2007/46/EC](#); and
 - (iii) are not excluded from these Regulations by paragraph 1(g)); and
 - (c) machinery mounted on the means of transport specified in paragraph 1(e)(v).