



EAPFP is the European Association for Passive Fire Protection of buildings, that represents a large number of Manufacturers and Installers of Fire Stopping, Fire Sealing and Fire Protective Products for building elements, as listed in the CPR, Annex IV, table 1, Area code H. For more information, please consult the website www.eapfp.com

EAPFP has following important comments and recommendations for the CPR and the draft report 2008/0098 (COD) of 6.10.2008 of the European Parliament:

COMMENT 1

Article 4 - paragraph 1, (a): replace the words 'a European Technical Assessment' with the words '**a European Assessment Document**'.

Justification:

*In the definitions listed in Article 2 (4), a harmonised technical specification means harmonised standards and **European Assessment Documents**; & in Article 2 (13) European Assessment Document is defined as a document adopted by the Organisation of Technical Assessment Bodies.*

It is vital to use the correct wording to avoid ambiguity.

NOTE that this comment also applies to IMCO Amendment 18(1b)

COMMENT 2

Add to Article 4 - paragraph 1 (b): Or, the product fulfills a safety requirement concerning fire safety in the construction (see products of area code H in Annex IV table 1 of the actual CPR).

Justification: *To avoid a decrease of the actual fire safety level for resistance to fire in Europe, a manufacturer or the importer when making available on the market a product with intended use in fire resistance should make a declaration of performance.*

COMMENT 3

We propose an improvement to CPR Proposal Article 4 paragraph 2, & to IMCO Amendment 20 to Article 4 – paragraph 2 –subparagraph 1a (new):

(a) one essential characteristic for assessing the safety of the product in its application, such as resistance to fire or reaction to fire.

Justification: *safety in case of fire (resistance to fire and in some cases reaction to fire) is determined by a building element that is composed of several construction products and not by the construction product alone.*



COMMENT 4

The wording of Article 53 (3) 2nd line needs to be amended to replace 'may' with 'shall' so that it reads: Guidelines for European Technical Approvals which were published before 1 July 2011 in accordance with Article 11 of Directive 89/106/EEC shall be used as EAD's.

Justification: safeguard the existing rules for declaration of performance and CE marking. Industry is not prepared to invest once more if rules are changed.

For EAPFP

24 October 2008

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