

## NIST TEL MRA Program

Scopes of the EU and UK Regulatory Schemes Covered under the TEL MRAs

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The CAB's ISO/IEC 17065 Scope of Accreditation – Mandatory and **Optional** Content

Version 1.0 (January 30, 2023)

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### Introduction:

This document contains the scopes of the EU and UK regulatory schemes covered under the US-EU and US-UK TEL MRAs. The applicable regulations, supplementary legislation, categories of products (legal description from legislation), and essential requirements currently activated under the applicable legislation(s) are included.

**US CABs must have access to and be knowledgeable about the legislation and supplementary legislation listed in this document.**

US CABs seeking to obtain EU Notified Body status and UK Approved Body status shall obtain ISO/IEC 17065 accreditation for the applicable legislation, categories of products, and essential requirements for which the CAB is seeking to be notified/designated.

The Scope of Accreditation shall contain the information noted in the tables below.

- Information shown in **green text** is optional. CABs have the option to include all the details, or to simplify the presentation of information to just the mandatory elements.
- The format may differ, and additional information may be included in the CAB's Scope of Accreditation.

The categories of products and/or specific products are identified in the legislation or supplementary legislation. No other categories of products can be added other than those covered by the legislation.

For NBs that select Option 3 (a Scope of Accreditation that covers all products in the applicable legislation), the Option 3 statement can apply to all essential requirements, but it is then understood that applicable essential requirements are only valid for and are limited to the category of products noted in the legal description (listed below). However, please note that for the EU Notified Bodies, regarding RED Articles 3.3g and 3.4, NIST may need to specify the specific products as noted below directly in NANDO, even if the specific equipment is not specified to this level on the Scope of Accreditation.

The UK RER does not have the same list of activated essential requirements as the EU RED. Specifically, the EU activated RED Articles 3.3 d/e/f (not available for notification yet), RED Article 3.3g (mobile phones/Galileo) and RED Article 3.4 (common charger) **after Brexit**, and the UK **did not** activate the equivalent essential requirements for the UK RER.

Questions related to this document can be directed to the NIST TEL MRA Program: [mra@nist.gov](mailto:mra@nist.gov)  
(Attn: Ramona Saar, Program Manager)

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EU Radio Equipment Directive 2014/53/EU (RED)

EU Radio Equipment Directive 2014/53/EU (RED) *		
Annex III (Module B : EU Type Examination)		
Category of Products **	RED Essential Requirements (with brief descriptor)	Applicable Supplementary Legislation/Notes/Exclusions
<p><b>Option 1: Use legal description</b></p> <p>Radio equipment (an electrical or electronic product, which intentionally emits and/or receives radio waves for the purpose of radio communication and/or radiodetermination, or an electrical or electronic product which must be completed with an accessory, such as antenna, so as to intentionally emit and/or receive radio waves for the purpose of radio communication and/or radiodetermination)</p> <p><b>Option 2:</b></p> <p>Include list of types of equipment.</p> <p><b>Option 3: If the NB covers all equipment, include a statement such as:</b></p> <p>All radio equipment (excluding equipment as stipulated in Article 1.2 and Article 1.3 of the RED).</p>	<p>RED Article 3.1a (Safety &amp; health)</p> <p>RED Article 3.1b (EMC)</p> <p>RED Article 3.2 (Efficient/effective use of spectrum)</p>	<p>None</p>
<p>Radio equipment that can communicate itself over the internet, whether it communicates directly or via any other equipment ('internet-connected radio equipment')</p>	<p><b>Not available yet</b></p> <p>RED Article 3.3d (Cybersecurity: Protection of the network)</p>	<p>Commission Delegated Regulation (EU) 2022/30 of 29 October 2021</p>

<p>a. Internet-connected radio equipment, other than the equipment referred to in points (b), (c) or (d i)) or (d ii));</p> <p>b. Radio equipment designed or intended exclusively for childcare;</p> <p>c. Radio equipment covered by Directive 2009/48/EC;</p> <p>d i). Radio equipment designed or intended, whether exclusively or not exclusively, to be worn on, strapped to, or hung from any part of the human body, including the head, neck, trunk, arms, hands, legs and feet;</p> <p>d ii). Radio equipment designed or intended, whether exclusively or not exclusively, to be worn on, strapped to, or hung from any clothing, including headwear, hand wear and footwear, which is worn by human beings.</p>	<p><b>Not Available Yet</b></p> <p>RED Article 3.3e (Cybersecurity: Protection of personal data and privacy)</p>	<p>Commission Delegated Regulation (EU) 2022/30 of 29 October 2021</p>
<p>Any internet-connected radio equipment, if that equipment enables the holder or user to transfer money, monetary value or virtual currency as defined in Article 2, point (d), of Directive (EU) 2019/713</p>	<p><b>Not Available Yet</b></p> <p>RED Article 3.3f (Cybersecurity: protection from financial fraud)</p>	<p>Commission Delegated Regulation (EU) 2022/30 of 29 October 2021.</p>
<p>Radio equipment covered by the regional arrangement concerning the radiotelephone service on inland waterways</p>	<p>RED Article 3.3g (Access to emergency services – legacy R&amp;TTED decisions)</p>	<p>Commission Decision 2000/637/EC of 22 September 2000</p>
<p>Avalanche beacons</p>	<p>RED Article 3.3g (Access to emergency services– legacy R&amp;TTED decisions)</p>	<p>Commission Decision 2001/148/EC of 21 February 2001</p>
<p>Radio equipment intended to participate in the Automatic Identification System (AIS).</p>	<p>RED Article 3.3g (Access to emergency services– legacy R&amp;TTED decisions)</p>	<p>Commission Decision 2005/53/EC of 25 January 2005</p>
<p>Cospas-Sarsat locator beacons</p>	<p>RED Article 3.3g (Access to emergency services– legacy R&amp;TTED decisions)</p>	<p>Commission Decision 2005/631/EC of 29 August 2005</p>
<p>Marine radio communication equipment which is intended to be used on non-SOLAS vessels and to participate in the Global Maritime Distress and Safety System (GMDSS)</p>	<p>RED Article 3.3g (Access to emergency services– legacy R&amp;TTED decisions)</p>	<p>Commission Decision 2013/638/EC of 12 August 2013</p>
<p>Hand-held mobile telephones with features similar to those of a computer in terms of capability to treat and store data</p>	<p>RED Article 3.3g (Access to emergency</p>	<p>Commission Delegated Regulation (EU) 2019/320 of 12</p>

	services – mobile phones)	December 2018
Handheld mobile phones, tablets, digital cameras, headphones, headsets, handheld videogame consoles, portable speakers, E-readers, keyboards, mice, portable navigation systems, earbuds, laptops	RED Article 3.4 (Common charger)	None. <i>Note: See Annex Ia (Directive (EU) 2022/2380)</i>
* EU Radio Equipment Directive 2014/53/EU (RED): <i>Directive 2014/53/EU of the European Parliament and of the Council of 16 April 2014, amended by Regulation (EU) 2018/1139 of the European Parliament and of the Council of 4 July 2018, Article 138, amended by Directive (EU) 2022/2380 of the European Parliament and of the Council of 23 November 2022</i>		
** Excluding equipment as stipulated in Article 1.2 and Article 1.3 of the EU Radio Equipment Directive 2014/53/EU		

Additional Notes regarding the above references:

Directive 2009/48/EC of the European Parliament and of the Council of 18 June 2009 on the safety of toys (referred to as the Toy Safety Directive)

Directive (EU) 2019/713 of the European Parliament and of the Council of 17 April 2019 on combating fraud and counterfeiting of non-cash means of payment and replacing Council Framework Decision 2001/413/JHA

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UK Radio Equipment Regulations 2017 (S.I. 2017/1206)

UK Radio Equipment Regulations 2017 (S.I. 2017/1206) * Schedule 3, Module B (Type Examination) <a href="https://www.legislation.gov.uk/uksi/2017/1206/contents">https://www.legislation.gov.uk/uksi/2017/1206/contents</a>		
Category of Products **	Radio Equipment Regulations Essential Requirements (with brief descriptor)	Applicable Supplementary Legislation/Notes/Exclusions
<p><b>Option 1: Include legal description:</b></p> <p>Radio equipment (an electrical or electronic product, which intentionally emits and/or receives radio waves for the purpose of radio communication and/or radiodetermination, or an electrical or electronic product which must be completed with an accessory, such as antenna, so as to intentionally emit and/or receive radio waves for the purpose of radio communication and/or radiodetermination)</p> <p><b>Option 2: Include list of types of equipment.</b></p> <p><b>Option 3: If the UK AB covers all equipment, include a statement such as:</b> Includes all radio equipment except radio equipment stipulated in regulation 3.(2) and Schedule 1 of the UK RER.</p>	<p>Regulation 6.(1)(a) (health and safety)</p> <p>Regulation 6.(1)(b) (EMC)</p> <p>Regulation 6.2 (Efficient/effective use of spectrum)</p>	None
Radio equipment covered by the regional arrangement concerning the radiotelephone service on inland waterways	Regulation 6A (2)(g) (Access to emergency services)	Commission Decision 2000/637/EC of 22 September 2000 <a href="https://www.legislation.gov.uk">legislation.gov.uk</a> .
Avalanche beacons	Regulation 6A (2)(g) (Access to emergency services)	Commission Decision 2001/148/EC of 21 February 2001 <a href="https://www.legislation.gov.uk">legislation.gov.uk</a> .
Radio equipment intended to participate in the Automatic Identification System (AIS).	Regulation 6A (2)(g) (Access to emergency services)	Commission Decision 2005/53/EC of 25 January 2005 as referenced on <a href="https://www.legislation.gov.uk">legislation.gov.uk</a> .

Cospas-Sarsat locator beacons	Regulation 6A (2)(g) (Access to emergency services)	Commission Decision 2005/631/EC of 29 August 2005 as referenced on <a href="https://legislation.gov.uk">legislation.gov.uk</a> .
Marine radio communication equipment which is intended to be used on non-SOLAS vessels and to participate in the Global Maritime Distress and Safety System (GMDSS)	Regulation 6A (2)(g) (Access to emergency services)	Commission Decision 2013/638/EC of 12 August 2013 as referenced on <a href="https://legislation.gov.uk">legislation.gov.uk</a>
<p>* The Radio Equipment Regulations 2017 (S.I. 2017/1206) as modified by:</p> <ul style="list-style-type: none"> <li>• S.I. 2022/1393, The Product Safety and Metrology (Amendment and Transitional Provisions) Regulations 2022</li> <li>• S.I. 2021/1273, The Product Safety and Metrology etc. (Amendment) Regulations 2021</li> <li>• S.I. 2021/730, The Conformity Assessment (Mutual Recognition Agreements) and Weights and Measures (Intoxicating Liquor) (Amendment) Regulations 2021</li> <li>• S.I. 2020/1460, The Product Safety and Metrology etc. (Amendment etc.) (UK(NI) Indication) (EU Exit) Regulations 2020</li> <li>• S.I. 2020/1112, The Product Safety and Metrology etc. (Amendment) (Northern Ireland) (EU Exit) Regulations 2020</li> <li>• S.I. 2020/852, The Product Safety and Metrology (Amendment) (EU Exit) Regulations 2020</li> <li>• S.I. 2020/676, The Product Safety and Metrology etc. (Amendment to Extent and Meaning of Market) (EU Exit) Regulations 2020</li> <li>• European Union (Future Relationship) Act 2020 c.29</li> <li>• S.I. 2019/1246, The Product Safety, Metrology and Mutual Recognition Agreement (Amendment) (EU Exit) Regulations 2019</li> <li>• S.I. 2019/696, The Product Safety and Metrology etc. (Amendment etc.) (EU Exit) Regulations 2019</li> <li>• S.I. 2018/389, The Gas Appliances (Enforcement) and Miscellaneous Amendments Regulations 2018</li> </ul> <p>Above list correct as of 1/18/2023 with reference to <a href="https://www.legislation.gov.uk/changes/affected/uksi/2017/1206">https://www.legislation.gov.uk/changes/affected/uksi/2017/1206</a></p>		
<p>** Excluding equipment as stipulated in regulation 3.(2) and Schedule 1 of the Radio Equipment Regulations 2017 (S.I. 2017/1206)</p>		

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EU EMC Directive 2014/30/EU (EMCD)

EU EMC Directive 2014/30/EU (EMCD) * Annex III – Part A (Module B: EU-type Examination)		
Category of Products **	EMCD Essential Requirements (with brief descriptor)	Applicable Supplementary Legislation/Notes/Exclusions
<p><b>Option 1: Include legal description</b></p> <p>Electric and electronic apparatus ('apparatus' means any finished appliance or combination thereof made available on the market as a single functional unit, intended for the end-user and liable to generate electromagnetic disturbance, or the performance of which is liable to be affected by such disturbance)</p> <p><b>Option 2: Include a list of electric and electronic apparatus.</b></p> <p><b>Option 3: If the NB covers all apparatus covered under the EMCD, the NB can include a statement such as: All electric and electronic apparatus covered under the EMCD excluding what is stipulated in EMCD Article 2.2 and excluding fixed installations</b></p>	<p>Annex I, Item 1 (a) (the electromagnetic disturbance generated)</p> <p>Annex I, Item 1 (b) (the level of immunity to electromagnetic disturbance)</p>	<p>None</p>
<p>* EMC Directive 2014/30/EU (EMCD): <i>Directive 2014/30/EU of the European Parliament and of the Council of 26 February 2014, amended by Regulation (EU) 2018/1139 of the European Parliament and of the Council of 4 July 2018, Article 137</i></p>		
<p>** Excluding equipment as stipulated in in Article 2.2 of the EU EMC Directive 2014/30/EU and fixed installations</p>		

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UK Electromagnetic Compatibility Regulations 2016 (S.I. 2016/1091)

Electromagnetic Compatibility Regulations 2016 (S.I. 2016/1091) - EMCR Schedule 3, Part 1, Module B (Type Examination) <a href="https://www.legislation.gov.uk/uksi/2016/1091/contents">https://www.legislation.gov.uk/uksi/2016/1091/contents</a>		
Category of Products **	Radio Equipment Regulations Essential Requirements (with brief descriptor)	Applicable Supplementary Legislation/Notes/Exclusions
<p><b>Option 1: Include legal description:</b></p> <p>Electric and electronic apparatus ('apparatus' means any finished appliance or combination thereof made available on the market as a single functional unit, intended for the end-user and liable to generate electromagnetic disturbance, or the performance of which is liable to be affected by such disturbance and includes:                      (a) components or sub-assemblies intended for incorporation into an apparatus by an end-user, which are liable to generate or be affected by electromagnetic disturbance;                      (b) a mobile installation defined as a combination of apparatus and, where applicable, other devices, intended to be moved and operated in a range of locations)</p> <p><b>Option 2: Include a list of electric and electronic apparatus.</b></p> <p><b>Option 3: If the UK AB covers all EMCR apparatus, include a statement such as:</b> Includes all electric and electronic apparatus excluding what is stipulated in regulations 3.(2), 3.(3) and 3.(4) of the UK EMCR and excluding fixed installations</p>	<p>Schedule I, Item 1.(a) (the electromagnetic disturbance generated)</p> <p>Schedule I, Item 1.(b) (the level of immunity to electromagnetic disturbance)</p>	<p>None</p>
<p>* The Electromagnetic Compatibility Regulations 2016 (S.I. 2016/1091) as modified by:</p> <ul style="list-style-type: none"> <li>• S.I. 2022/1393, The Product Safety and Metrology (Amendment and Transitional Provisions) Regulations 2022</li> <li>• S.I. 2021/1273, The Product Safety and Metrology etc. (Amendment) Regulations 2021</li> <li>• S.I. 2021/730, The Conformity Assessment (Mutual Recognition Agreements) and Weights and Measures (Intoxicating Liquor) (Amendment) Regulations 2021</li> <li>• S.I. 2020/1460, The Product Safety and Metrology etc. (Amendment etc.) (UK(NI) Indication) (EU Exit) Regulations 2020</li> <li>• S.I. 2020/1112, The Product Safety and Metrology etc. (Amendment) (Northern Ireland) (EU Exit) Regulations 2020</li> <li>• S.I. 2020/852, The Product Safety and Metrology (Amendment) (EU Exit) Regulations 2020</li> </ul>		



- S.I. 2020/676, The Product Safety and Metrology etc. (Amendment to Extent and Meaning of Market) (EU Exit) Regulations 2020
- European Union (Future Relationship) Act 2020 c.29
- S.I. 2019/1246, The Product Safety, Metrology and Mutual Recognition Agreement (Amendment) (EU Exit) Regulations 2019
- S.I. 2019/696, The Product Safety and Metrology etc. (Amendment etc.) (EU Exit) Regulations 2019
- S.I. 2017/1206, The Radio Equipment Regulations 2017

Above list correct as of 1/18/2023 with reference to  
<https://www.legislation.gov.uk/changes/affected/all/2016/1091>

\*\* Excluding equipment as stipulated in regulations 3.(2), 3.(3) and 3.(4) of the UK Electromagnetic Compatibility Regulations (S.I. 2016/1091) and fixed installations