



Manual for ITC's Clients, 2012



Conformity Assessment in accordance with
Government Order No. 26/2003 Coll.

Institute for Testing and Certification, Inc., Czech Republic

1. Introduction

The purpose of this Manual is to facilitate for the clients of the Institute for Testing and Certification, Inc. (hereinafter referred to as the "ITC") the preparation of the documentation necessary for the conformity assessment of pressure equipment and to provide them with basic information concerning their rights and obligations in regard to marketing this equipment within the EU.

The ITC is a legal entity that is authorised to carry out activities associated with the conformity assessment of pressure equipment [the ITC deals specifically with the conformity assessment of one item (pressure cookers for domestic use - hereinafter referred to as "PC")] marketed in the Member States of the European Union and in the countries of the European Free Trade Association, EFTA and it is accredited by the European Commission for this activity as Notified Body No. 1023 (hereinafter referred to as "NB 1023").

The technical requirements and obligations of persons responsible for placing pressure equipment on the market in the European Union are defined by European Directive 97/23/EC as amended by Regulation (EC) 1882/2003. In accordance with the laws of the European Union this Directive is implemented in Czech legislation in the form of *Government Order No. 26/2003 Coll., as amended by Government Order No. 621/2004 Coll.*

Client's Manuals are designed for simplifying communication with accredited laboratories, certification bodies and a notified or an authorised body. An informed customer plays a unique role throughout the entire system and by his/her constructive approach helps to speed up the service and thereby contributes to an increase in the overall effectiveness of the cooperation.

We believe that the "Manual", together with the information available at www.itczlin.cz will provide practical guidance for successful collaboration with the Institute for Testing and Certification, Inc. and contribute to the overall satisfaction of our clients.

2. Definitions

2.1 Basic definitions

Pressure cookers for domestic use - hereinafter referred to as "PC" - from a wide range of pressure equipment, are defined in § 1 and § 2 of Government Order No. 26. For this reason, the definitions and information in Directive U 26 focus solely on those items that are relevant to pressure cookers.

Their categorisation is based on data in § 2, Paragraph 2b) of Government Order No. 26, in which reference is made to *"pressure equipment exposed to flame or otherwise heated, with the danger/risk of overheating, intended for the generation of steam or of hot water at temperatures higher than 110 °C and with a capacity greater than 2 litres **and all pressure cookers**"*. Appendix No. 2 to this Government Order provides the categorisation in Chart 5. Given that in accordance with Article 1 the referential harmonised standard CSN EN 12778 is applicable for a PC with a volume of up to 25 l and a working pressure of up to 1.5 bar, the vast majority of the products of this type will be included, based on the value of the product of the equation $PS(\text{bar}) \cdot V(\text{l})$, in Category I, exceptionally in Category II. In the verbal description of Chart 5, however, it is stated that in such cases the design of the pressure cooker shall be subject to a conformity assessment procedure at least equivalent to one of the conformity assessment procedures for Category III. Rule 2/15 from the document "Rules for the application of Directive 97/23/EC" defines this issue in the following manner:

With respect to the assessment of their design, pressure cookers are classified in Category III; the essential safety requirements, however, are derived in the usual manner, based on the product of the equation $PS \cdot V$. If this product is less than 50, they are classified in Category I; if the value of the product is greater than 50, but less than 200, Category II is

applicable. The only differences in the essential safety requirements in regard to the category follow from Sections 3.1.2, 3.1.3, 3.2.2, 4.2, point c) and 4.3 in Appendix I. Assessment of the design is carried out in accordance with one of the modules for Category III or IV, i.e. modules B, B1, G, H or H1. If module B or B1 is utilised and the production stage is undertaken without the participation of the notified body, an indication with the number of the notified body cannot be utilised

European conformity mark CE - a mark placed on a product or its packaging by the manufacturer, by which the manufacturer confirms the compliance of its properties with the requirements of the relevant Directive and with the GO.

Essential requirements - technical requirements for products that constitute a prerequisite for minimum adequate product safety are based on the assumption of their normal and reasonable foreseeable use. These are defined in the New Approach Directives relating to the given range of products and are implemented in the national legislation of the EU member states. Compliance with the essential requirements is a crucial aspect of all conformity assessment procedures. The most common manner in which compliance with the essential requirements is demonstrated is compliance with the harmonised standard applicable to the product.

The harmonised Czech technical standard - the Czech technical standard that fully incorporates the requirements of the harmonised European standard. Compliance with the requirements of the harmonised Czech or European standard is considered, within the scope of their contents, as compliance with the relevant essential requirements of the Directives and of the Government Order related to the given product.

Notified Body - the entity authorised by the national authority (in the CR the Czech Office for Standards, Metrology and Testing - COSMT) to carry out defined activities in regard to the conformity assessment of specified products and notified to the authorities of the European Commission and all EU Member States as being the entity responsible for carrying out the conformity assessment of the products for which it has received accreditation. The decisions and the documentation of all the notified bodies (NB) are of equal standing and are valid throughout the EU.

Conformity assessment procedure - the method defined by the Directive or the GO, through which the manufacturer demonstrates the conformity of the characteristics of the product with the essential requirements, generally in cooperation with a notified body. Usually the manufacturer has a choice between several conformity assessment procedures (known as modules).

EC Type-Examination - a conformity assessment procedure, by means of which a notified body ascertains whether a toy sample meets the essential requirements, and if it does, this fact is confirmed by the issuance of an EC-Type Examination Certificate.

The scope of the notification defines the specific range of products and the conformity assessment procedures, for which the given NB, based on proof of its professional and technical competence, has been accredited and authorised to conduct its activities.

Authorised representative - a person established in an EU Member State, who has been authorised by a manufacturer, by means of a written mandate to act on its behalf, in regard to meeting the requirements of the applicable directives (and of their actual implementation in the national legislation of the member states) that are the obligation of the manufacturer.

Placing the product on the market - defines the time when the product is first offered for distribution or use in the European Union, either for a consideration or free-of-charge, or when its ownership is transferred for the first time, unless special law provides otherwise.

2.2 Abbreviations used

ATL	Accredited Test Laboratory
Directive	For the purposes of this Manual, identifying the New Approach Directive, which publishes the technical requirements for a given range of products
ITC	Institute for Testing and Certification, Inc.
NB	Notified Body
NB 1023	Notified Body 1023 (this designation has been assigned to the ITC by the European Commission)
GO	Government Order
COSMT	Czech Office for Standards, Metrology and Testing
Act 22	Act No. 22/1997 Coll., On Technical Requirements for Products and on Amendments to Some Acts

3. Legislation

3.1. Act No. 22/1997 Coll. and GO No. 26/2003 Coll.

The legislative framework for the conformity assessment of pressure equipment is contained in Act No. 22/1997 Coll. On Technical Requirements for Products and on Amendments to Some Acts (hereinafter referred to as "the Act"). In accordance with § 12, Paragraph 1 of the Act pressure equipment is categorised amongst specified products. Technical requirements for pressure equipment are defined in the Act in general terms and defined more specifically in **Government Order 26/2003 Coll.**

The conformity assessment procedures are based on EU Directive No. 97/23/EC, as amended by Regulation (EC) No. 1882/2003 of 29.9.2003. This amendment, however, does not influence the actual conformity assessment procedure and formally defines the position of the EU institutions (e.g. of Standing Committee). Directive 97/23/EC is implemented in Czech law as Government Order No. 26/2003 Coll., as amended by GO 621/2004 Coll. (hereinafter referred to as "GO 26"), which has been applicable since the date of accession to the EU.

3.2. Related legislation

For the information of the Client in this section the relevant legislative regulations that should be taken into consideration in regard to the process of conformity assessment and the marketing of products in the EU and the CR are provided. These specifically include the law on the protection of public health and its implementing regulations and also laws concerned with liability for damages caused by defective products.

Act No. 258/2000 Coll. On the Protection of Public Health and amending certain related Acts

Decree of the Ministry of Health No. 38/2001 Coll. On hygiene requirements for products intended for contact with foodstuff, as amended.

Act No. 59/1998 Coll. On liability for defective products, as amended.

Act No. 102/2001 Coll. On general product safety and on the amendment of certain Acts.

4. Harmonised technical standards related to the safety of pressure cookers

For pressure cookers a single harmonised standard, CSN EN 12778:2003 *Cookware - Pressure cookers for domestic use*, was issued. However, in many instances, this standard refers to the requirements and procedures set forth in the standard CSN EN 12983-1 *Cookware - Domestic cookware designed for stoves, cookers or cooking plates - Part 1: General requirements*, which can therefore be considered as a related supporting standard.

5. To order a service

- Interest in our services can be communicated by:
 - telephone (see contacts at www.itczlin.cz)
 - e-mail (see contacts at www.itczlin.cz)
 - fax
 - ordinary mail

5.1 Ordering

- If the Client decides that s/he wishes to cooperate with the ITC, s/he sends an order that should contain at least the following details:
 - the designation of the client (Company name, Client's name)
 - the exact address of the Client, including Postal Code
 - the name of the Contact Person
 - phone number and e-mail address of the Contact Person
 - Company ID, Tax ID
 - Bank Account Number
 - specification of services required (scope of services, a description of the sample including its material composition, components and other necessary technical data)
 - the required output document, including the requirement for its language version(s)
- This order may be addressed to:
 - the Division Director
 - the Head of the Operating Department
 - the employee who is the guarantor for a specific activity
- It is also possible, together with the order – and preferably after consultation with the ITC - to deliver samples and the technical documentation in the agreed scope

Contact information is available at www.itczlin.cz.

A Sample Order is provided in Appendix I to this Manual

5.2 Application for the EC Type-Examination

- the professional services of the ITC that are offered in the categories of Certification Body, Notified Body and Authorised Body can be ordered using the "Application"
 - the application form can be downloaded from the www.itczlin.cz website and constitutes a part of the Appendix to this Manual
 - the Client delivers the completed form in person or sends it by mail to either of the following contact persons:
- a) **Ing. Ludmila Antořová** (expert in the assessment of conformity in accordance with GO 26)
- Institut pro testování a certifikaci, a.s.
třída Tomáše Bati 299
764 21 Zlín
Czech Republic

Phone: +420 577 601 364, Fax: +420 577 104 855, e-mail: lantosova@itczlin.cz

b) **Ivana Skřivánková** (Secretary of the Director of the Certification Division)

Institut pro testování a certifikaci, a.s.

třída Tomáše Bati 299

764 21 Zlín

Czech Republic

Phone: +420 577 601 623, Fax: +420 577 104 855, e-mail: iskrivankova@itczlin.cz

- Simultaneously with the application it is also appropriate at this stage to already deliver samples and technical documentation in the extent required by the certification officer.
- The language of the application and of the documentation can be Czech or English. Use of other official languages of the European Union is possible only on the basis of the prior agreement of the ITC.
- In the event of any questions, the completion of the application can be discussed with an expert at one of the contact addresses listed above.
- EU legislation does not permit the manufacturer or its authorised representative to file application for performance by an authorised or a notified body for the same product with different entities.

6. Review of the order (Application)

- The order (Application) is reviewed for the accuracy and completeness of the data and is then registered.
- If the order (Application) or the submitted documentation is incomplete, the ITC specifies the missing items in writing (by letter, e-mail or fax) and requests its completion.

7. Setting the cost of and the deadline for the implementation of services

- The price and the date for the completion of the services are usually calculated following the delivery of all the necessary information for determining the scope of the expert work.

8. Confirmation of the business terms and the conditions for cooperation

- The business relationship between the Client and the ITC is agreed in accordance with the nature, complexity and cost of the services and constitutes a contract.
- In the case of simple projects, with a cost of up to CZK 20,000, confirmation of the order is sufficient.
 - The confirmation of the order usually includes:
 - the agreed scope of the work
 - information concerning the cost and the payment terms
 - the date of the completion of the service

- In the case of orders from the Certification Authority, the Notified Body and the Authorised Body contracts with the Client are concluded in accordance with the Commercial Code.
 - The Contract usually contains
 - the specification of the Contracting Parties
 - the agreed scope of the work
 - information concerning the cost and the payment terms
 - the date of the completion of the service
 - the definition of what would constitute a breach of contractual obligations and the consequence of such a breach
 - rules concerning withdrawal
- Commencement of the works is subject to both parties having agreed in writing the conditions for cooperation and the payment of the advance deposit.
- Advance deposits are required of all clients, with the sole exceptions being those that are stipulated in special framework agreements on cooperation.

9. Rules for the recognition of results in the documentation submitted by the applicant

- Recognition of the results obtained in other laboratories and presented in the documentation is dependent solely on the decision by the ITC.
- Generally recognised are results that are listed in the test reports of accredited laboratories, with the condition that the date of the issuance of the protocol should be not more than 3 years prior to the submission of the application.
- The results of tests performed in the manufacturer's laboratory or in non-accredited laboratories, in principle, are not recognised. Exceptions may be made for tests that are carried out on unique test equipment that is not widely available. In these cases the ITC prefers to conduct this testing under the supervision of its own experts.
- In the event of the recognition of results from external accredited laboratories the NB 1023
- typically performs re-checking of certain parameters by testing carried out in its own test laboratory.

10. Documents issued

Essential requirements for pressure equipment (sufficiently valid also for PC) are listed in Appendix 1 to GO 26. For PC these are specified in the harmonised standard CSN EN 12778 and in the supporting standard CSN EN 12983-1. The relationship between the individual articles of the harmonised standard and the essential requirements is addressed in the form of table ZA-1 in the harmonised Appendix to the ZA standard.

The conformity assessment procedures for PC always comprise two procedures (modules) that are described in a specific chapter of Appendix No. 3 to GO 26. An exception is the process that utilises the method of Complex Quality Assurance (H module), which is applied independently without being combined with an additional module. Briefly characterised in the following sections are all of the conformity assessment procedures for PC in accordance with § 4 of GO 26.

Assessment of the design of the pressure cooker

Module B - EC-Type Examination

NB 1023

- examines whether the product type has been manufactured in conformity with the technical documentation provided and determines which parts have been manufactured in conformity with the harmonised standards and which have not. For carrying this out it proceeds specifically in the following manner
 - a) it examines the technical documentation in regard to the design and the manufacturing process,
 - b) it assesses the materials utilised, unless they comply with the harmonised standards and/or have received the European Approval for Pressure Equipment Materials, and it checks the certificate issued by the producer of the material in accordance with Section 4.3 of Appendix No. 1 to GO 26,
 - c) it approves the procedures for permanent joining of the components of the pressure equipment and/or checks whether these have been previously approved in accordance with Section 3.1.2 of Appendix No. 1 to GO 26,
 - d) it checks whether the employees who carried out the permanent joining and the non-destructive tests were qualified or approved;
 - e) when harmonised standards have not been applied, it will carry out the necessary checks and testing to determine whether the solutions adopted by the manufacturer have met the essential requirements of GO 26;
 - f) when harmonised standards have been applied, it performs or requests the performance of the necessary checks and testing to determine whether these standards have been applied correctly;
 - g) it agrees with the manufacturer or its authorised representative upon the place where the necessary checks and testing will be implemented.
- it assesses any changes to the approved type of equipment.

Documents issued by NB 1023:

- EC Type-Examination Certificate
- Addendum to the EC Type-Examination Certificate - TNB

Module C1 - Conformity to type

Manufacturer

implements during the production all the measures necessary to ensure conformity of all the PC produced with the requirements of GO 26 and conformity to the type defined in the Certificate of the EC Type-Examination. In particular it must also provide a final assessment.

NB 1023

- supervises the final assessment in the manner of making unannounced visits
- during unannounced visits it checks whether the manufacturer actually carries out the final assessment in accordance with Section 3.2. of Appendix No. 1 to GO 26
- if it deems it necessary, it takes samples from the production or the warehouse and carries out or requests a final assessment to be carried out either of all the pressure equipment or of only a part of the pressure equipment included in the sample.

Documents issued by NB 1023:

- Inspection Reports (Reports concerning the results of supervision)

- Test Reports
- EC Certificate - QNB

11. Contacts

a) **Ing. Ludmila Antošová** (expert for conformity assessment of toys according to GO 19)

Institute for Testing and Certification, Inc.

třída Tomáše Bati 299

764 21 Zlín

Czech Republic

Phone: +420 577 601 364, Fax: +420 577 104 855, e-mail: lantosova@itczlin.cz

b) **Ivana Skřivánková** (Secretary of the Director of the Certification Division)

Institute for Testing and Certification, Inc.

třída Tomáše Bati 299

764 21 Zlín

Czech Republic

Phone: +420 577 601 623, Fax: +420 577 104 855, e-mail: iskrivankova@itczlin.cz

12. Appendices

- Appendix No. 1: Application form for the EC Type-Examination of PC
- Appendix No. 2: Sample Contract for Conformity Assessment
- Appendix No. 3: Sample of the documentation issued - Certificate of the EC Type-Examination - TNB
- Appendix No. 4: Sample of the documentation issued - EC Certificate - QNB

APPENDIX No. 1

Application Form for the EC Type-Examination by Notified Body NB 1023



Institute for Testing and Certification, Inc., Zlín



APPLICATION FOR AN ASSESSMENT OF CONFORMITY FOR THE PRESSURE COOKER

in accordance with Article 10, Paragraph 1.3 of Directive No. 97/23/EC and § 4, Paragraph 1c) of
Government Order No. 26/2003 Coll., as amended

No.

--	--	--	--	--	--	--	--	--	--

registration number of the ITC (leave blank)

APPLICANT:

Company Name:	Tax ID:	<table border="1" style="width: 100%; height: 15px;"><tr><td></td><td></td><td></td><td></td><td></td><td></td><td></td><td></td><td></td><td></td></tr></table>											<table border="1" style="width: 100%; height: 15px;"><tr><td></td><td></td><td></td><td></td><td></td><td></td><td></td><td></td><td></td><td></td></tr></table>											<table border="1" style="width: 100%; height: 15px;"><tr><td></td><td></td><td></td><td></td><td></td><td></td><td></td><td></td><td></td><td></td></tr></table>											<table border="1" style="width: 100%; height: 15px;"><tr><td></td><td></td><td></td><td></td><td></td><td></td><td></td><td></td><td></td><td></td></tr></table>											<table border="1" style="width: 100%; height: 15px;"><tr><td></td><td></td><td></td><td></td><td></td><td></td><td></td><td></td><td></td><td></td></tr></table>										
Company ID:		<table border="1" style="width: 100%; height: 15px;"><tr><td></td><td></td><td></td><td></td><td></td><td></td><td></td><td></td><td></td><td></td></tr></table>																																																						
Registered with:		<table border="1" style="width: 100%; height: 15px;"><tr><td></td><td></td><td></td><td></td><td></td><td></td><td></td><td></td><td></td><td></td></tr></table>																																																						
Address:	Tel.:		<table border="1" style="width: 100%; height: 15px;"><tr><td></td><td></td><td></td><td></td><td></td><td></td><td></td><td></td><td></td><td></td></tr></table>																																																					
	Fax:		<table border="1" style="width: 100%; height: 15px;"><tr><td></td><td></td><td></td><td></td><td></td><td></td><td></td><td></td><td></td><td></td></tr></table>																																																					
e-mail:		<table border="1" style="width: 100%; height: 15px;"><tr><td></td><td></td><td></td><td></td><td></td><td></td><td></td><td></td><td></td><td></td></tr></table> @																																																						
Postal Code:	<table border="1" style="width: 100%; height: 15px;"><tr><td></td><td></td><td></td><td></td><td></td><td></td><td></td><td></td><td></td><td></td></tr></table>											Account Number:		<table border="1" style="width: 100%; height: 15px;"><tr><td></td><td></td><td></td><td></td><td></td><td></td><td></td><td></td><td></td><td></td></tr></table>																																										
Banking details:																																																								
Statutory Representative:																																																								
Person authorised to conduct negotiations:																																																								

PRODUCT:

NAME:	Category: <div style="display: flex; justify-content: flex-end; gap: 10px;"><div><input type="checkbox"/> I</div><div><input type="checkbox"/> II</div></div>
Type (please list detailed specifications on page 2 of this application): <table border="1" style="width: 100%; height: 40px;"></table>	
Company Name and the Address of the Manufacturer (if different from that of the Applicant): <table border="1" style="width: 100%; height: 40px;"></table>	

SPECIFICATION OF THE CONFORMITY ASSESSMENT PROCEDURE:

Conformity assessment procedure selected, in accordance with GO 26/2003 Coll., § 4 (mandatory assessment of the design in accordance with Category III) (Check the appropriate item)	<div><input type="checkbox"/> Procedure A1 in accordance with Section 2 of Appendix No. 3 to GO 26</div> <div><input type="checkbox"/> Procedure B in accordance with Section 3 of Appendix No. 3 to GO 26</div> <div><input type="checkbox"/> Procedure B1 in accordance with Section 3 of Appendix No. 3 to GO 26</div> <div><input type="checkbox"/> Procedure C1 in accordance with Section 5 of Appendix No. 3 to GO 26</div> <div><input type="checkbox"/> Procedure D1 according to Section 7 of Appendix 3 to GO 26</div> <div><input type="checkbox"/> Procedure E1 in accordance with Section 9 of Appendix 3 to GO 26</div> <div><input type="checkbox"/> Procedure H in accordance with Section 12 of Appendix No. 3 to GO 26</div>
The applicant is interested in discussing the conformity assessment procedures: <input type="checkbox"/> yes <input type="checkbox"/> no	
The requirement for different language versions of documents issued: <input type="checkbox"/> Czech <input type="checkbox"/> English <input type="checkbox"/> Other ()	

Declaration of the Applicant:

1. *We agree that the product samples will not be returned subsequent to the testing.*
2. *No application for a conformity assessment of the product has been lodged with any other notified body.*
3. *We agree to the access of employees of NB 1023 to the manufacturing and warehouse spaces as a part of the regular and the unannounced inspection visits*

Date of Application

Stamp and signature of the Authorised Representative of the Applicant

Detailed specification of the type of pressure cooker and a list of the documents submitted for conformity assessment

ACCOMPANYING DOCUMENTATION:

Name and specification of the product:	
Does the pressure cooker have its own electric heating source?	<input type="checkbox"/> yes <input type="checkbox"/> no
List of the attached items of the technical documentation related to the design of the pressure cooker:	
a) general description of the type	<input type="checkbox"/>
b) conceptual design and manufacturing drawings and plans of the components and subassemblies, wiring diagrams	<input type="checkbox"/>
c) descriptions and explanations necessary for understanding these drawings and diagrams and the operation of the pressure equipment	<input type="checkbox"/>
d) list of the harmonised standards that were applied either in their entirety or in their part or, if harmonised standards were not used, descriptions of the solutions adopted for meeting the essential requirements	<input type="checkbox"/>
e) necessary evidence of the suitability of the solution applied to the design, especially when harmonised standards have not been used in full; the documentary evidence must also include the results of testing carried out or ordered by the manufacturer	<input type="checkbox"/>
f) results of the strength calculations and the testing carried out, etc.	<input type="checkbox"/>
g) the protocols of the results of the tests performed by the manufacturer	<input type="checkbox"/>
h) the protocols of the results of tests carried out by another accredited laboratory	<input type="checkbox"/>
i) foreign test reports, certificates	<input type="checkbox"/>
j) details of the qualifications of the welders and the testing technicians performing the non-destructive testing, in accordance with Sections 3.1.2 and 3.1.3 of Appendix No. 1 to GO 26	<input type="checkbox"/>
k) instructions for use and maintenance	<input type="checkbox"/>
l) proposal for the product mark	<input type="checkbox"/>
	<input type="checkbox"/>
List of the attached documentation items related to the quality assurance procedures:	
a) description of the quality objectives and the organisational structures; responsibilities and powers of the management	<input type="checkbox"/>
b) description of the methodology of the management of activities in regard to the development and verification of the design, the processes and the systematic actions that are to be undertaken in the design of the pressure equipment, particularly in relation to the materials utilised	<input type="checkbox"/>
c) description of the production technologies, the quality control and the quality assurance and of other systematic measures, in particular the procedures approved for the permanent joining of components	<input type="checkbox"/>

d)	list of the examinations and tests to be carried out prior to, during and subsequent to the production, together with the frequency of their implementation	<input type="checkbox"/>
e)	list of documents related to quality assurance (inspection reports and test reports, calibration data, qualification reports concerning the personnel undertaking the permanent joining of components and non-destructive testing	<input type="checkbox"/>
f)	description of the means enabling the monitoring of the achievement of the required quality of the design of pressure cookers and of the effective functioning of the quality assurance system.	<input type="checkbox"/>
g)	certificates of Quality Management Systems including reports from the certification and surveillance audits	<input type="checkbox"/>
Additional documents, data, information:		

Appendix No. 2

Sample Contract for Conformity Assessment in accordance with Government Order No. 26/2003 Coll. concluded with Notified Body NB 1023



Institute for Testing and Certification, Inc., Zlín



INSTITUTE FOR TESTING AND CERTIFICATION, Inc.

Certified Quality System in accordance with CSN EN ISO 9001

Authorised Body 224 • Notified Body 1023 • Accredited Test and Calibration Laboratory • Accredited Inspection Authority • Accredited Certification Body

Contract No.: 7033xxxx for the conformity assessment of products specified in GO No. 26/2003 Coll.

laying down technical requirements for pressure equipment, as amended, concluded in accordance with the provisions of §§ 591 - 600 of Act No. 513/1991 Coll. Commercial Code, as amended

Article I

The Contracting Parties

1. Company name:

Registered Office:

Represented by:

Banking details:

Company ID:

Tax ID:

Registered with the Regional Court:

as the manufacturer, the authorised representative or the distributor of the product to be assessed (hereinafter referred to as the Client)

The person responsible for dealing with contractual matters:

2. Institute for Testing and Certification, Inc.

Registered Office: tř. T. Bati 299, 764 21 Zlín

Represented by: RNDr. Radomír Čevelík, CEO

Attorney for the negotiation and the signing of the contract:

Ing. Pavel Vaněk, Director of the Certification Division

Banking details: KB, a.s., Prague, Zlín branch, Account No. 12903-661/0100

Company ID: 47910381

Tax ID: CZ47910381

Registered with the Regional Court in Brno, Rg. B/1002

that is Authorised Body AO 224 and Notified Body No. 1023 operating within the European Union, pursuant to Act No. 22/1997 Coll. On Technical Requirements for Products and on Amendments of certain Laws (hereinafter referred to as the Contractor)

The person authorised to conduct negotiations concerning technical issues regarding the implementation of this contract:

Article II

Subject of the Contract

1. The Contractor, based on the Client's application for conformity assessment, registered under the number XXXXXXXXX of XXXXXXXX, agrees to perform a conformity assessment by



Telephone: 577 601 328, 577 601 621
Fax: 577 104 855, 577 601 653
e-mail: marketing@itczlin.cz



CZK XXXXX

in words: xxxxxxxxxxxxxx Czech crowns

VAT will be added to the price in accordance with the legislation currently in force in the Czech Republic.

2. **The Client agrees to make an advance payment to the Contractor in the amount of the entire sum agreed.**

Following the completion of the work the Contractor shall issue a final invoice with the deduction of the advance payments made. This invoice shall be sent to the Client, together with the documents specified in Article III, Paragraph 3 of this Contract.

If the Contractor, based on agreement with the Client, shall not require an advance payment, after the completion of the work the Contractor shall send an invoice to the Client with information concerning the completion of the process of conformity assessment. The Contractor shall send the relevant documents by registered mail (or deliver them in person) only after the invoiced amount has been credited to its account or paid in cash at the Contractor's cash office.

3. The price referred to in Paragraph 1 of this Article does not include the costs for the implementation and evaluation of the regular and unannounced inspections, in accordance with Article II, Paragraph 3 of this Contract, which will be negotiated and paid separately.
4. Cashless payments will be made by their transfer to the Contractor's account. The Client's obligation to pay the agreed price is fulfilled by crediting the relevant amount to the Contractor's account at its bank. In the case of payment in cash, this obligation is fulfilled by the payment of the agreed amount at the Contractor's cash office.
5. The maturity of the invoice is 14 days from the date of its issuance.
6. When making an advance payment the Client uses the number of this Contract as the variable symbol.

Article V

Breaches of contractual obligations and their consequences

1. In the event that the Contractor should default in carrying out the work, in accordance with the conditions of Article II of this Contract, the Contractor shall be obliged to pay a penalty in the amount of 0.02% of the total price for the performance of services for each day of delay.
2. In the event that the Client should default in payment of the final invoice, in accordance with Article IV of this Contract, the Client shall be obliged to pay interest in the amount of 0.02% of the total price for the performance of services for each day of delay.



Article VI

Withdrawal from the Contract

1. Should the Client fail to pay the advance payment required in accordance with Article IV, Section 2 of this Contract within 21 days following the conclusion of the Contract, it shall be deemed that the Client has withdrawn from the Contract and the Contract shall be cancelled without compensation.

Article VII

Other Provisions

1. Both the Contracting Parties agree to abide by the rules of confidentiality and privacy concerning all matters related to the fulfilment of the Contract.
2. This Contract shall not affect the legal relationships between the Client and any third parties, in particular those for whom the product is intended or from whom the product originates. This means that the Contract does not address the legal relationship in the event of the Client objecting to the Contractor's findings.
3. The Client agrees that, unless otherwise agreed, samples shall not be returned.
4. The Client agrees that the services of other accredited laboratories may be utilised for testing.

Article VIII

Common and Final Provisions

1. Issues that are not directly regulated by this Contract together with the legal relationships arising from this Contract shall be governed specifically by the provisions of Act No. 22/1997 Coll., On Technical Requirements for Products and on Amendments to Some Acts and by the related regulations and the general arrangements defined in the Commercial Code.
2. Changes to this Contract can be made only in the form of written amendments that are agreed to by both Contracting Parties.
3. The Client declares that the Contract has been signed by a person authorised to act on behalf of the Client and that the data relating to its business are up-to-date and accurate. If it should be found otherwise, the Client is responsible for any damage caused by incorrect data having been provided.
4. This Contract is executed in two copies, of which each party shall receive one copy with the effect of the original.
5. The Contract shall become effective upon its signing by the Client. The Draft Contract signed by the Contractor shall be valid for 2 months. Failure by the Client to sign the Contract within this period and to deliver it to the Contractor shall cause the Contract to be considered as not having been originated.



INSTITUTE FOR TESTING AND CERTIFICATION, Inc.

Certified Quality System in accordance with CSN EN ISO 9001

Authorised Body 224 • Notified Body 1023 • Accredited Test and Calibration Laboratory • Accredited Inspection Authority • Accredited Certification Body

- 6. The Contracting Parties declare that this Contract represents the manifestation of their own free will and that it has not been concluded under duress nor under any unilaterally unfavourable conditions, as evidence of which, they hereby append their signatures.**

Inon.....

In Zlín on

On behalf of the Client:

On behalf of the Contractor:



INSTITUTE FOR TESTING AND CERTIFICATION, Inc.
Certified Quality System in accordance with CSN EN ISO 9001

Authorised Body 224 • Notified Body 1023 • Accredited Test and Calibration Laboratory • Accredited Inspection Authority • Accredited Certification Body

APPENDIX No. 3

Template of an EC Type-Examination Certificate issued in accordance with GO No. 26/2003 Coll. by Notified Body NB 1023



Institute for Testing and Certification, Inc., Zlín



INSTITUTE FOR TESTING AND CERTIFICATION, Inc.

Certified Quality System in accordance with CSN EN ISO 9001

Authorised Body 224 • Notified Body 1023 • Accredited Test and Calibration Laboratory • Accredited Inspection Authority • Accredited Certification Body

NOTIFIED BODY No. 1023

Institute for Testing and Certification, Inc., Zlín, Czech Republic

EC Type-Examination Certificate

No. 07 0xxx T/NB

issued in compliance with the European Parliament and Council Directive 97/23/EC concerning pressure equipment as amended, which is implemented by the Czech Government Order No. 26/2003 (Collection of Laws), certifies that the products – pressure equipment devices of Class III (as stated in Table 5 in Annex 2 to the Directive 97/23/EC) – pressure cooker model

XXXXXX

XXXXXX

the specifications and colour pictures of which are presented in Annex 1 to this Certificate

manufactured by the company:

XXXXXXXX

fulfil the essential requirements specified in the Annex I of the Directive 97/23/EC relating to it, taking into account the products' intended use, as they are stated in the harmonised standard:

EN 12778:2002 Cookware – Pressure cookers for domestic use

The Notified Body No. 1023 has executed the conformity assessment of the above-mentioned products according to the Annex III of the Directive 97/23/EC, procedure B (EC type-examination).

A list of the relevant parts of the technical documentation including test reports and evaluation of the examination is presented in the Final Report No. xxxxxxxx, which is enclosed to this Certificate. This Certificate is issued under the following conditions:

- 1. It applies only to the above referenced models of the pressure equipment devices.*
- 2. It does not imply that the Notified Body has performed any surveillance or control of their manufacture.*
- 3. The manufacturer is obligated to assure that all pressure equipment of the respective models conform to the type approved by this Certificate.*
- 4. The Certificate remains valid until the approved type design, relevant harmonized standard or legislation is changed but until the xxxxxxxx at the latest.*
- 5. After fulfilling the relevant EU legislation, the manufacturer shall affix to each Product of the above referenced models the CE marking followed by the number of the Notified Body according to this example:*



RNDr. Radomír Čevelík

Issued in Zlín on 17th November 2007

Representative of the Notified Body No. 1023



INSTITUTE FOR TESTING AND CERTIFICATION, Inc.
Certified Quality System in accordance with CSN EN ISO 9001

Authorised Body 224 • Notified Body 1023 • Accredited Test and Calibration Laboratory • Accredited Inspection Authority • Accredited Certification Body

APPENDIX No. 4

Template of the EC Certificate - QS/NB

issued in accordance with GO No. 26/2003 Coll.
by the Notified Body NB 1023



Institute for Testing and Certification, Inc., Zlín



INSTITUTE FOR TESTING AND CERTIFICATION, Inc.

Certified Quality System in accordance with CSN EN ISO 9001

Authorised Body 224 • Notified Body 1023 • Accredited Test and Calibration Laboratory • Accredited Inspection Authority • Accredited Certification Body

NOTIFIED BODY No. 1023

Institute for Testing and Certification, Inc., Zlín, Czech Republic

EC CERTIFICATE

No. 07 0xxx QS/NB

issued in compliance with the European Parliament and Council Directive 97/23/EC concerning pressure equipment as amended, which is implemented by the Czech Government Order No. 26/2003 (Collection of Laws), certifies that the products – pressure equipment devices of Class III (as stated in Table 5 in Annex 2 to the Directive 97/23/EC) – pressure cooker model

XXXXXXX

XXXXXXXXXX

manufactured by the company:

XXXXXXXXXX

are produced in the manufacturing process ensuring that all products of above mentioned models comply with the type as described in the EC Type-Examination Certificate No. 07 0xxx T/NB.

The Notified Body No. 1023 has executed the conformity assessment procedure C1 (Conformity to type) according to the Annex III of the Directive 97/23/EC.

A list of the relevant parts of the technical documentation including detailed product descriptions, audit reports, test reports and evaluation of the examination is presented in the Final Report No. 703300001/2007, which is enclosed to this Certificate.

This Certificate is issued under the following conditions:

6. *Its validity is conditioned by the validity of the EC Type-Examination Certificate No. 07 0661 T/NB.*
7. *The manufacturer is subject to monitoring in the form of unexpected visits by a Notified Body No. 1023.*
8. *During the visits, the Notified Body No. 1023 has a right to:*
 - a. *establish that the manufacturer actually performs final assessment in accordance with section 3.2 of Annex I to the Directive 97/23/EC;*
 - b. *take necessary number of pressure cooker samples at the manufacturing or storage premises in order to conduct checks. The Notified Body is allowed to decide whether it is necessary to perform, or have performed, all or part of final assessment on the pressure cooker sample.*
9. *Should one or more of the pressure cookers not conform, the Notified Body will take appropriate measures, including suspending or withdrawing of this Certificate.*
10. *After fulfilling the relevant EU legislation requirements, the manufacturer shall affix to each Product the CE marking followed by the number of the Notified Body according to this example:*

CE 1023

RNDr. Radomír Čevelík

Issued in Zlín, on 17th November 2007

Representative of the Notified Body No. 1023