STATUTORY INSTRUMENTS

2026 No. 40

CONSUMER PROTECTION

ELECTROMAGNETIC COMPATIBILITY

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The Treatment of Conformity Assessment Bodies (Comprehensive Economic and Trade Agreement between the Government of Great Britain and Northern Ireland and the Government of the Republic of India) Regulations 2026

Made - - - -	*19th January 2026*
Laid before Parliament	*21st January 2026*
Coming into force in accordance with regulation 1(2)	

The Secretary of State makes these Regulations in exercise of the powers conferred by sections 1(1), 2(2)(h), 2(3)(g), 2(3)(h) and 13(2)(g) of the Product Regulation and Metrology Act 2025(**a**).

In accordance with section 13(6) of that Act, the Secretary of State has consulted such persons as the Secretary of State considered appropriate.

(**a**) 2025 c. 20.

PART 1

Preliminary

Citation, commencement and extent

1.—(1) These Regulations may be cited as the Treatment of Conformity Assessment Bodies (Comprehensive Economic and Trade Agreement between the Government of Great Britain and Northern Ireland and the Government of the Republic of India) Regulations 2026.

(2) These Regulations come into force immediately after the Comprehensive Economic and Trade Agreement between the Government of Great Britain and Northern Ireland and the Government of the Republic of India signed on 24 July 2025 ("the Agreement") enters into force (on which see Article 30.6 of the Agreement)(**a**).

(3) The Secretary of State must publish a notice in the London Gazette, as soon as reasonably practicable, of the date on which the Agreement enters into force.

(4) These Regulations extend to England and Wales and Scotland only.

PART 2

Amendment to subordinate legislation

Amendment of the Toys (Safety) Regulations 2011

2. Paragraph 1(1) of Schedule 7 (approved body requirements) to the Toys (Safety) Regulations 2011(**b**) is amended as follows—

(a) omit the "or" after sub-paragraph (a);

(b) after sub-paragraph (b) insert—

"; or

(c) the territory of the Republic of India.".

Amendment of the Electromagnetic Compatibility Regulations 2016

3. Paragraph 1(1) of Schedule 5 (requirements for approved bodies) to the Electromagnetic Compatibility Regulations 2016(**c**) is amended as follows—

(a) omit the "or" after sub-paragraph (a);

(b) after sub-paragraph (b) insert—

"; or

(c) the territory of the Republic of India.".

(**a**) The date on which the Comprehensive Economic and Trade Agreement between the Government of Great Britain and Northern Ireland and the Government of the Republic of India enters into force will be published in the London Gazette in accordance with regulation 1(3) and will also be available by referring to the relevant page on the UK-India Trade Deal (https://www.gov.uk/government/collections/uk-india-trade-deal).

(**b**) S.I. 2011/1881; Schedule 7 was inserted by S.I. 2019/696 and amended by S.I. 2024/504. There are other amending instruments but none is relevant; these include regulations made under section 2(2) of the European Communities Act 1972 and are accordingly saved by virtue of section 2(1) of the European Union (Withdrawal) Act 2018.

(**c**) S.I. 2016/1091; Schedule 5 was inserted by S.I. 2019/696 and amended by S.I. 2024/504. There are other amending instruments but none is relevant; these include regulations made under section 2(2) of the European Communities Act 1972 and which are accordingly saved by virtue of section 2(1) of the European Union (Withdrawal) Act 2018.

Amendment of the Simple Pressure Vessels (Safety) Regulations 2016

4. Paragraph 1(1) of Schedule 4 (notified bodies) to the Simple Pressure Vessels (Safety) Regulations 2016(**a**) is amended as follows—

(a) omit the "or" after sub-paragraph (a);

(b) after sub-paragraph (b) insert—

"; or

(c) the territory of the Republic of India.".

Amendment of the Lifts Regulations 2016

5. Paragraph 1(1) of Schedule 4 (approved body requirements) to the Lifts Regulations 2016(**b**) is amended as follows—

(a) omit the "or" after sub-paragraph (a);

(b) after sub-paragraph (b) insert—

"; or

(c) the territory of the Republic of India.".

Amendment of the Pressure Equipment (Safety) Regulations 2016

6.—(1) The Pressure Equipment (Safety) Regulations 2016(**c**) are amended as follows.

(2) In sub-paragraph (a) of paragraph 31(8) (materials) of Schedule 2 (essential safety requirements), after (i) insert—

"(ia) the territory of the Republic of India.".

(3) In paragraph 2 of Schedule 4 (approved body requirements) —

(a) omit the "or" after sub-paragraph (a);

(b) after sub-paragraph (b) insert—

"; or

(c) the territory of the Republic of India.".

Amendment of the Equipment and Protective Systems Intended for Use in Potentially Explosive Atmospheres Regulations 2016

7. Paragraph 1(1) of Schedule 2 (approved body requirements) to the Equipment and Protective Systems Intended for Use in Potentially Explosive Atmospheres Regulations 2016(**d**) is amended as follows—

(a) omit the "or" after sub-paragraph (a);

(b) after sub-paragraph (b) insert—

(**a**) S.I. 2016/1092, amended by S.I. 2024/504. There are other amending instruments but none is relevant; these include regulations made under section 2(2) of the European Communities Act 1972 and which are accordingly saved by virtue of section 2(1) of the European Union (Withdrawal) Act 2018.

(**b**) S.I. 2016/1093, amended by S.I. 2024/504; there are other amending instruments but none is relevant; these include regulations made under section 2(2) of the European Communities Act 1972 and which are accordingly saved by virtue of section 2(1) of the European Union (Withdrawal) Act 2018.

(**c**) S.I. 2016/1105, amended by S.I. 2024/504. There are other amending instruments but none is relevant; these include regulations made under section 2(2) of the European Communities Act 1972 and which are accordingly saved by virtue of section 2(1) of the European Union Withdrawal Act 2018.

(**d**) S.I. 2016/1107, amended by S.I. 2024/504. There are other amending instruments but none is relevant; these include regulations made under section 2(2) of the European Communities Act 1972 and which are accordingly saved by virtue of section 2(1) of the European Union (Withdrawal) Act 2018.

"; or

(c) the territory of the Republic of India.".

Amendment of the Non-automatic Weighing Instruments Regulations 2016

8. Paragraph 1(1) of Schedule 3 (approved body requirements) to the Non-automatic Weighing Instruments Regulations 2016(**a**) is amended as follows—

(a) omit the "or" after sub-paragraph (a);

(b) after sub-paragraph (b) insert—

"; or

(c) the territory of the Republic of India.".

Amendment of the Measuring Instruments Regulations 2016

9. Paragraph 1(1) of Schedule 5 (requirements related to approved bodies) to the Measuring Instruments Regulations 2016(**b**) is amended as follows—

(a) omit the "or" after sub-paragraph (a);

(b) after sub-paragraph (b) insert—

"; or

(c) the territory of the Republic of India.".

Amendment of the Recreational Craft Regulations 2017

10. Paragraph 1(1) of Schedule 11 (requirements of approved bodies) to the Recreational Craft Regulations 2017(**c**) is amended as follows—

(a) omit the "or" after sub-paragraph (a);

(b) after sub-paragraph (b) insert—

"; or

(c) the territory of the Republic of India.".

Amendment of the Radio Equipment Regulations 2017

11. Paragraph 1(1) of Schedule 8 (approved body requirements) to the Radio Equipment Regulations 2017(**d**) is amended as follows—

(a) omit the "or" after sub-paragraph (a);

(b) after sub-paragraph (b) insert—

"; or

(c) the territory of the Republic of India.".

(**a**) S.I. 2016/1152, amended by S.I. 2024/504. There are other amending instruments but none is relevant; these include regulations made under section 2(2) of the European Communities Act 1972 and which are accordingly saved by virtue of section 2(1) of the European Union (Withdrawal) Act 2018.

(**b**) S.I. 2016/1153, amended by S.I. 2024/504. There are other amending instruments but none is relevant; these include regulations made under section 2(2) of the European Communities Act 1972 and which are accordingly saved by virtue of section 2(1) of the European Union (Withdrawal) Act 2018.

(**c**) S.I. 2017/737, amended by S.I. 2024/504. There are other amending instruments but none is relevant; these include regulations made under section 2(2) of the European Communities Act 1972 and which are accordingly saved by virtue of section 2(1) of the European Union (Withdrawal) Act 2018.

(**d**) S.I. 2017/1206, amended by S.I. 2024/504. There are other amending instruments but none is relevant; these include regulations made under section 2(2) of the European Communities Act 1972 and which are accordingly saved by virtue of section 2(1) of the European Union (Withdrawal) Act 2018.

PART 3

Amendment to assimilated direct legislation

Amendment of Regulation (EU) 2016/425

12. Paragraph 2 of Article 24 (approved body requirements) of Regulation (EU) 2016/425 of the European Parliament and of the Council on personal protective equipment and repealing Council Directive 89/686/EEC(**a**) is amended as follows—

(a) omit the "or" after sub-paragraph (a);

(b) after sub-paragraph (b) insert—

"; or

(c) the territory of the Republic of India.".

Amendment of Regulation (EU) 2016/426

13. Paragraph 2 of Article 23 (approved body requirements) of Regulation (EU) 2016/426 of the European Parliament and of the Council on appliances burning gaseous fuels and repealing Directive 2009/142/EC(**b**) is amended as follows—

(a) omit the "or" after sub-paragraph (a);

(b) after paragraph (2) insert—

"; or

(c) the territory of the Republic of India.".

Chris Bryant
Minister of State
Department for Business and Trade

19th January 2026

(**a**) EUR 2016/425, as amended by S.I. 2024/504; there are other amending instruments but none is relevant.
(**b**) EUR 2016/426, as amended by S.I. 2024/504; there are other amending instruments but none is relevant.

EXPLANATORY NOTE

(This note is not part of the Regulations)

These Regulations are made in exercise of the powers conferred by sections 1 and 2 of the Product Regulation and Metrology Act 2025 in order to implement Article 7.7.9 (National Treatment - Conformity Assessment) of the Comprehensive Economic and Trade Agreement between the Government of the United Kingdom of Great Britain and Northern Ireland and the Government of the Republic of India, signed in Buckinghamshire on 24 July 2025.

These Regulations amend a number of legislative instruments. Each legislative instrument being amended currently includes a restriction on where relevant conformity assessment bodies can be established. This restriction is to the United Kingdom as well as to the territory of each party to the Comprehensive and Progressive Agreement for Trans-Pacific Partnership, signed in Santiago on 8 March 2018, including the UK Accession Protocol, as it has effect in the United Kingdom from time to time ("the CPTPP"). The legislation being amended currently requires the parties to accord conformity assessment bodies located in the United Kingdom, or in the territory of a party to the CPTPP, treatment no less favourable than that it accords to conformity assessment bodies located in its own territory or in the territory of any other party to the CPTPP. These Regulations amend the provisions containing these establishment requirements so as to include conformity assessment bodies which are established in the territory of the Republic of India.

A full impact assessment has not been produced for this instrument as no, or no significant, impact on the private, voluntary or business sectors is foreseen. An Explanatory Memorandum has been published alongside these Regulations and is available at www.legislation.gov.uk.

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