

Directive 2014/28/EU

on the harmonisation of the laws of the Member States relating to the making available on the market and supervision of explosives for civil uses

**EU-Serbia screening exercise, 19 June
2014**



Directive 2014/28/EU of 26 February 2014 is a recast Directive

*It builds upon **Directive 93/15/EEC** of 5 April 1993 on the placing on the market and supervision of explosives for civil uses; and **Directive 2004/57/EC** of 23 April 2004 on the identification of pyrotechnic articles and certain ammunition.*

Those two Directives will be repealed and replaced by Directive 2014/28/EU as from 20 April 2016.



Transposition

Member States shall adopt and publish the laws, regulations and administrative provisions necessary to comply with the Directive by 19 April 2016.

They shall apply those measures from 20 April 2016.

Main objectives

*To establish a **single market** in the EU in trade of explosives for civil uses*

*To harmonise the **safety requirements** for civil explosives at a high level of protection*

*To establish an administrative system for the **supervision** of transfers of explosives and ammunition*

Main provisions

*Chapter I – **General Provisions** (scope, definitions, free movement)*

*Chapter II – **Obligations of Economic Operators** (manufacturers, importers, distributors)*

*Chapter III – **Security Provisions** (transfers, derogations, information exchange, identification and traceability, licensing, seizures)*

Main provision, cont.

*Chapter IV – **Conformity of the Explosive**
(conformity assessment, declaration of conformity,
CE marking)*

*Chapter V – **Notification of Conformity Assessment
Bodies** (notifying authorities, notified bodies,
presumption of conformity, subcontracting,
application and notification procedure, obligations
of notified bodies, coordination of notified bodies)*

Main provisions, cont.

Chapter VI – Union market surveillance, control of explosives entering the Union market and Union safeguard procedure (procedure for explosives presenting a national risk, safeguard procedure, non-compliance)

Chapter VII – Delegated and Implementing powers and Committee (delegated acts, implementing acts, committee procedure)

Main provisions, cont.

*Chapter VIII – Transitional and final provisions
(penalties, transposition, repeal, entry into force)*

*Annex I – List of articles considered in the UN
recommendations to be pyrotechnic or ammunition*

Annex II – Essential Safety Requirements

Main provisions, cont.

*Annex III – **Conformity assessment procedures**
(Module B, Module C2, Module D, Module E, Module F, Module G)*

*Annex IV – **EU Declaration of Conformity***

Annex V and Annex VI (some technical-legislative provisions)



Implementing legislation

Directive 2008/43/EC of 4 April 2008 setting up a system for the identification and traceability of explosives for civil uses.

Member States had to adopt their transposition measures by 5 April 2009. They shall apply those provisions from 5 April 2013, except some minor provisions that will only apply as from 5 April 2015.



Implementing legislation, cont.

This Directive shall continue to apply until replaced by the implementing acts adopted pursuant to Article 15 of Directive 2014/28/EU.

Thank you for your attention!

Dedicated web-page:

[http://ec.europa.eu/enterprise/sectors/chemicals/
documents/specific-chemicals/explosives/](http://ec.europa.eu/enterprise/sectors/chemicals/documents/specific-chemicals/explosives/)