



GENERAL REQUIREMENTS



FOR THE EMIRATES CONFORMITY ASSESSMENT SCHEMES



1. INTRODUCTION

This document specifies the rules for the implementation of certification of mandatory and voluntary products under the Emirates Conformity Assessment Schemes as required under the Federal Law No. 28 and as required by the IECEE 02 Rules of Procedure of the IECEE CB Scheme for Mutual Recognition of Test Certificates for Electro-technical Equipment and Components (CB Scheme) to ensure that products that affect the life, health and safety of consumers and the environment and products that may affect the economy of the country are complying with the relevant UAE or its adopted or recognized Standards such as IEC standards.

Suppliers and manufacturers of mandatory and voluntary products under ECAS shall comply with this requirement before such product is certified under the IECEE CB Scheme.

2. SCOPE

This document is applicable to all products which has been identified by any Ministerial Cabinet decision to be considered as mandatory/regulated product. Voluntary Standards can also use this requirement whenever a trader or manufacturer wanted their product to be certified by ESMA and/or to be certified under IECEE CB Scheme.

This general requirement includes the type approval (Module B) or full quality assurance (Module H) scheme implemented by ESMA on regulated products.

3. DEFINITION OF TERMS

For the purpose of this document, the following definitions shall apply:

3.1 ESMA- Emirates Authority for Standardization and Metrology, the Federal Standards Body of the UAE mandated to implement the certification, CB certification and monitoring of products through the Emirates Conformity Assessment Schemes.

3.2 Product – refers to all the products covered by these ECAS General requirements

3.3 Initial Testing (or Type Testing)- refers to the verification of product conformance to a specified Technical Requirements prior to the certification of the Product

3.4 Technical Requirements – a document specifying the set of rules in implementing these General Requirements to be met by a specific product



3.5 ECAS Certificate of Conformity – a certificate issued by ESMA indicating that a product is conforming to an Approved Standard.

3.6 Emirates Quality Mark– An approved mark by ESMA indicating conformity of product to an Approved Safety Standard. It is granted to an approved product once requested by the client

3.7 Approved Standard – refers to a Product Standard approved by ESMA to be used in verifying conformity of a product.

3.8 Recognized Conformity Assessment Body- a competent body recognized by ESMA to carry out factory inspection and/or testing of product.

3.9 Approved Supplier – a trader or manufacturer responsible for the certified Product.

4. BASIC CONDITIONS FOR CERTIFICATION OF PRODUCTS

4.1 Locally manufactured or imported products and the company responsible to the product shall apply for certification and comply with this General Requirements and the relevant approved standard for the product to be certified under the Emirates Conformity Assessment Schemes.

4.2 It is the responsibility of the Manufacturer for locally manufactured product or the importer for the imported products to apply for certification of the product/s to ESMA. In cases, where manufacturers located outside of the country would be interested to apply, a declaration of accountability and/or liability will be signed by the foreign manufacturer which contains the responsibility for the certified products in the UAE market.

4.3 The applicant shall provide access to all records, information and evidences of compliance including access to the premises or manufacturing/storage facility of the products for certification or for the certified products at all times during or after the certification process.

5. APPLICATION

5.1 Requirements for Application

5.1.1 Application from an applicant shall be done online by either the importer or the manufacturer of the product. By applying online, the applicant agrees to comply with these General Requirement, the certification agreement and the specific product standards and applicable regulations of ESMA.



5.1.2 Separate applications shall be submitted for each product type or group of products that refers to a different Product Standard. Product Classification may also be determined by ESMA to specific groups or product categories as deemed necessary.

5.1.3 Valid Trade / Industrial License issued by relevant Authorities

5.1.4 Location Map of the company and its warehouse where the product is stored.

5.1.5 Form of undertaking of responsibility and accountability to comply with the requirements of the Emirates Conformity Assessment Schemes.

5.1.6 Quality Manual, Quality Plan and other documents as required by the specific scheme.

5.1.7 Exclusive Distributorship authorization from the manufacturer or owner of the product.

5.1.8 Set of Samples of product for certification. Sampling has to be conducted by ESMA authorized personnel or may be presented by the applicant to ESMA authorized personnel or to any recognized or accredited laboratory.

5.1.9 Valid Third Party Test Report (3 years from the date of testing). Critical food items or products shall be tested once a year based on the previous history of non-conformities in similar products.

6. CONFORMITY ASSESSMENT OF PRODUCT

6.1 Upon acceptance of the Application form and all the necessary documents, ESMA shall make carry out conformity assessment activities based from the identified scheme for a particular product as defined by the approved regulation. Onsite assessment of the manufacturing facility as required by the regulation or scheme.

6.2 Assessment, Testing and Evaluation of product shall be conducted by ESMA or its recognized conformity assessment bodies. The results of conformity assessment shall be submitted to ESMA for review including all evidences of compliance in order for the review to be conducted properly by ESMA representative.

7. CERTIFICATION OF PRODUCTS

7.2 When the results of conformity assessment demonstrate that the relevant requirements are met, ESMA shall issue an ECAS Certificate of Conformity.

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- 7.3 The ECAS Certificate shall serve as an approval of the product and can be used by the applicant in marketing the certified product in UAE.
- 7.4 The Certificate of Conformity is not transferable and is valid only for the product being evaluated and manufactured in a particular facility.
- 7.5 The ECAS Certificate of Conformity shall be valid for 1 year and shall be renewed until the product is sold or displayed for sale in the UAE.
- 7.6 The Usage Policy for the use of ECAS Mark of Conformity shall be signed by the applicant.

8. EXTENDING THE SCOPE OF CERTIFICATION.

8.1 A supplier cannot extend the certification to other types or models of products made in the same factory to the same Technical Regulation if the certification is issued already. In some cases, where the extension of scope will be valid or accepted, ESMA shall decide whether a product shall undergo another Conformity Assessment activity or evaluation or is waived for a particular model where proper evidence is presented to prove that the products are similar or the product type/model is identical.

8.2 Other products being manufactured in the same factory shall be treated independently.

9. SURVEILLANCES

9.1 Certified Products are subjected to an annual surveillance visit and/or product testing/monitoring to ensure that the product is consistently complying with the defined Technical Regulations. Surveillance visit may include factory assessment and product testing to be conducted by ESMA and/or its registered Conformity Assessment Bodies.

ESMA shall prepare a market-monitoring plan to verify that only certified products are being sold in the market and that the certified products shall be complying with the relevant Technical Regulations. The market monitoring involves a random inspection of the items at point of sale and/or at the warehouse. Samples shall be withdrawn during monitoring for further testing if necessary.

11. ECAS Certificate

11.1 After obtaining the ECAS Certificate of Conformity, the approve supplier has the right to use the ECAS Certificate in promoting the certified product.

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11.4 The ECAS Certificate is the exclusive property of the UAE Government entrusted by ESMA to the applicant. Its correct use is a contractual obligation. Intentional misuse of the Certificate may be grounds for corrective actions that may include withdrawing the certificate.

12. PUBLICITY FOR CERTIFIED PRODUCTS

12.1 ESMA shall maintain and publish a List of certified Products online.

12.2 Suppliers of Certified Products have the right to publish, advertise that certification has been granted. However, care should be taken so that there shall be no confusion between certified and non-certified products.

13. SUSPENSION, WITHDRAWAL AND/OR CANCELATION OF CERTIFICATION

13.1 Certification may be suspended if surveillance shows non-conformance with the requirements of such nature that immediate withdrawal is not necessary such as:

13.1.1 Defects detected in the product caused by temporary disturbance in the production process

13.1.2 Improper use of Certificate that is not solved by remedial measures by the supplier of the certification product

13.1.3 Mutual agreement between ESMA and the Supplier for whatever reason.

The suspension shall be lifted upon satisfactory implementation of the corrective action(s).

13.2 Certification may be withdrawn permanently under the following conditions:

13.2.1 The product defect is not corrected within the agreed period.

13.2.2 ECAS Certificate is being used for the non-certified or non-complying products

13.2.4 Failure of the supplier to settle financial obligation to ESMA.

13.2.5 Inadequate corrective actions taken to rectify the reasons for suspension

13.3 Certification can be canceled if:

13.3.1 Application for Certification is terminated by the Supplier



13.3.2 The standard or rules are changed and the Supplier cannot ensure compliances with the new requirements.

13.3.3 Product is no longer produced or if the supplier goes out of business or the product is no longer sold in the UAE Market.

13.4 Upon suspension, withdrawal or cancellation of Certification.

13.4.1 Use of ECAS Mark of Conformity shall not be stamped on the product and on promotional or advertising materials

13.4.2 If required, the applicant/supplier shall inform its clients about the non-conformities in the products.

13.4.3 The applicant/supplier shall take all the necessary steps to ensure that all interested parties are not misled to believe that the certification has not been suspended, withdrawn or cancelled.

14. APPEALS

14.1 The applicant or the supplier may appeal any decision by ESMA by writing to the Director General within 14 days from receiving the decision.

14.2 For each appeal received, the relevant section shall recommend to the Director General the formation of an Ad-Hoc Appeals Committee comprising of impartial qualified members to review and study the appeal. The Committee shall set a schedule for a decision meeting and inform the appellant of the date of the meeting and the composition of the Committee. During the meeting, the appellant and ESMA are entitled to state their case confidentially.

14.3 A consensus decision by the Committee is considered final. Until such decision is made, the relevant decision shall remain in force.

15. CERTIFICATION FEES

15.1 The applicant shall pay the necessary fees in accordance with the **Schedule of Fees** issued by ESMA

15.2 ESMA has the right to invoice for any additional work related to repeated or additional testing and/or factory assessments due to non-compliances found.

15.3 ESMA reserves the right to amend the fees if necessary.

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15.4 Paid fees are not refundable.

15.5 For all related overseas activities, the applicant shall bear all the cost necessary for the transportation, accommodation and allowances of ESMA personnel.

16. LIABILITY/DISCLAIMER

16.1 ESMA shall not be held responsible for any action (legal or otherwise) raise by any party against the supplier of the certified product on matters resulting from the implementation of the Emirates Conformity Assessment Schemes.

16.2 The applicant/supplier is ultimately responsible for ensuring that the product meets the requirements of other applicable regulations that were not assessed during the process. This includes quality, safety, health and environmental regulations that are not necessarily covered by the relevant Standards and or the Specific Technical Requirements.

17. REVISION OF RULES

17.1 ESMA has the right to change this general requirement and specific Technical regulations as deemed necessary. Interested parties shall be informed accordingly of the changes.

18. CONFIDENTIALITY

ESMA is responsible for ensuring that confidentiality of information is maintained by its personnel and of and those of its subcontractors concerning all information obtained as a result of the conformity assessment activities, inspection and testing carried out.

19. PRODUCT COMPLAINTS

The ECAS certificate holder shall keep records of all complaints relating to product compliance and report all complaints to ESMA upon request including all corrective actions done with respect to such complaints.

20. USE OF ECAS MARK OF CONFORMITY

The applicant shall affix or print the appropriate ECAS Mark of Conformity on the certified product

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according to the approved technical regulations. Use of Mark shall be governed by the usage policy of ESMA and this shall be agreed with the applicant.