


 OFFICE LUXEMBOURGEOIS D'ACCREDITATION ET DE SURVEILLANCE	A014 – Cross-frontier Accreditation			
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A014

Cross-frontier Accreditation

Modifications: complete revision of the document

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1. Introduction

This document lays down OLAS's policies regarding the accreditation of conformity assessment bodies (CABs) active in economies other than the Grand Duchy of Luxembourg's. It contains all requirements from the following documents:

- Regulation (EC) No 765/2008 of the European Parliament and of the Council of 9 July 2008 setting out the requirements for accreditation and market surveillance relating to the marketing of products and repealing Regulation (EEC) No 339/93
- EA-2/13 – EA Cross Border Accreditation Policy and Procedure for Cross Border Cooperation between EA Members
- IAF MD12 – Accreditation Assessment of Conformity Assessment Bodies with Activities in Multiple Countries
- ILAC-G21:2012 – Cross-Frontier Accreditation Principles for Cooperation

These policies are applicable in the frame of the accreditation of a CAB established in a Member State of the European Union.

The requirements from the documents IAF MD12 and ILAC G21:2012 are already included in the document EA-2/13 and are therefore covered with the policies laid down in this document.

2. Definitions

2.1. National accreditation body (NAB)

Accreditation body designated by a Member State of the European Union in accordance with regulation (CE) 765/2008.

2.2. Local accreditation body (LAB)

Accreditation body of the country in which the CAB has a site or in which a CAB is conducting conformity assessment activities.

2.3. Foreign accreditation body (FAB)

Accreditation body accrediting conformity assessment activities conducted in a country different from its own.

2.4. Primary site

See definition given in annex A013 – *Accreditation of multi-site organisations*.

2.5. Foreign CAB

CAB whose primary site is established in a Member State other than the Grand-Duchy of Luxembourg.

2.6. Local CAB



CAB established in the Grand-Duchy of Luxembourg conducting conformity assessment activities in another economy.

All definitions from Annex A013 are applicable.

3. Policy applicable for the accreditation of a foreign CAB

The following cases are to be considered:

- 1) The CAB does not have activities and no site in Luxembourg.
- 2) The CAB has conformity assessment activities or a site in Luxembourg (e.g. certification of MS, inspection activities in the frame of product certification, ...).

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For every multi-site CAB, Annex A013 is applicable. For all foreign sites, the local legal requirements for the establishment of a company will be verified during the application for accreditation.

The following policies are applicable to all foreign countries on European or international level. OLAS does not accredit CABs whose primary site is not established in a country signatory to the EA MLA or an EA BLA, except under the responsibility of another NAB.

3.1. The CAB does not have activities and no site in Luxembourg

In accordance with regulation (EC) 765/2008 and EA-2/13, a CAB needs to apply for accreditation in the country where it is legally established. The document EA-2/13 applies this condition to all countries whose NAB is an EA MLA or EA BLA signatory.

In accordance with article 7 paragraph 1 of the regulation and EA-2/13, OLAS may accredit a CAB established in another country if:

- a) The Member state has not designated a NAB,
- b) The designated NAB is not competent for the accreditation domain applied for,
- c) The designated NAB is not signatory of the EA MLA or an EA BLA for the accreditation domain applied for,
- d) OLAS is conducting the accreditation activity as subcontractor for another NAB.

OLAS verifies if any of the above conditions are fulfilled when receiving an application by a foreign CAB. If that is the case, OLAS verifies if it disposes of the necessary resources and competences. If OLAS accepts the application, it proceeds to organise an assessment in accordance with its own procedures and in respect of the local requirements.

In cases a), b) and c), OLAS takes responsibility for the accreditation and the accreditation certificate will be issued by OLAS. If the initial conditions change, OLAS will transfer the accreditation to the NAB in question. OLAS verifies if the initial condition is fulfilled while reviewing applications for renewals.

In the case d), the NAB sub-contracting OLAS keeps the responsibility for the accreditation and will issue the accreditation certificate. OLAS is considered as a sub-contractor to the LAB (cf. ISO/IEC 17011:2017, §6.4).

3.2. The CAB has conformity assessment activities or a site in Luxembourg

When an accredited CAB has conformity assessment activities or a site in Luxembourg, OLAS is informed by the FAB of all its accreditation activities in Luxembourg. OLAS will collaborate with the FAB when asked in due time. OLAS may conduct accreditation activities as sub-contractor when asked by the FAB.



4. Accreditation of a CAB established in Luxembourg which has conformity assessment activities or site outside of Luxembourg

Two cases have to be considered:

- a) The CAB has its primary site in Luxembourg and has one or more site in other countries. In this case, Annex A013 is applicable.
- b) The CAB has its primary site in Luxembourg and has conformity assessment activities in one or more countries.

In both cases, for all accreditation activities of OLAS outside Luxembourg, OLAS will collaborate with the LAB in question in accordance with the requirements of EA-2/13. If such a collaboration is not possible, OLAS will document all communication with the LAB.

The collaboration may include and is not limited to:

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- Exchange of information between NABs (e.g. status of the accreditation, scope of accreditation, accreditation plan, assessment reports, ...)
- Sub-contracting of the accreditation activities or a part thereof to the LAB.

The CAB is informed of all collaboration between OLAS and LABs before the organisation of its assessments and during its application for accreditation.

All accreditation of this type falls under the responsibility of OLAS and accreditation certificates are issued by OLAS.