

**L.N. of 2021**

**PRODUCT SAFETY ACT  
(CAP. 427)**

**Inspection of Lifts (Amendment) Regulations, 2021**

IN EXERCISE of the powers conferred by articles 38 and 39 of the Product Safety Act, the Minister for Tourism and Consumer Protection, on the advice of the Director General (Technical Regulations) has made the following regulations:-

Title and Commencement.

S.L. 427.63.

**1.** (1) The title of these regulations is the Inspection of Lifts (Amendment) Regulations, 2021, and these regulations shall be read and construed as one with the Inspection of Lifts Regulations, hereinafter referred to as "the principal regulations".

(2) These regulations shall come into force as from 1<sup>st</sup> July 2021.

Amends regulation 1 of the principal regulations.

**2.** Regulation 1 of the principal regulations shall be amended as follows:

(a) the words "and commencement" in the marginal note thereof shall be deleted;

(b) subregulation (1) thereof shall be renumbered as regulation 1; and

(c) subregulation (2) thereof shall be deleted.

Substitution of regulation 2 of the principal regulations.

**3. Regulation 2 of the principal regulations shall be substituted by the following:**

“Scope and applicability.

Cap. 424.

Cap. 427.

S.L. 427.37.

2. Subject to the transitory provisions of regulation 12 of these regulations and without prejudice to more stringent and, or specific provisions contained in regulations issued under the Occupational Health and Safety Authority Act and other regulations issued under the Product Safety Act, these regulations shall apply to all lifts falling within the scope of the Lifts Regulations.”.

Amends regulation 3 of the principal regulation.

Cap. 510.

**4. Regulation 3 of the principal regulation shall be amended as follows:**

(a) the definitions “carrier”, “certificate of registration”, “Commission Recommendation 95/216/EC”, “EC declaration of conformity for lifts”, “existing lift”, “important modification”, “installer of a lift”, “lift”, “MSA”, “new lift” and “risk analysis” shall be deleted;

(b) in the definition "Authorised Conformity Assessment Body (ACAB)" the words “existing and new” shall be deleted;

(c) the definition "the Authority" shall be substituted by the following:

“Cap.510.

“the Authority” means the Technical Regulations Division established in Part VI of the Malta Competition and Consumer Affairs Authority Act;”;

(d) immediately after the definition “the Authority” there shall be added the following new definition:

“S.L. 427.37

“carrier”, “CE Marking”, “lift”, “notified body” and “installer”, shall have the same meaning as assigned to them by the Lifts Regulations;”;

(e) in the definition “condominium” the word “bestowed” shall be substituted by the words “assigned”;

(f) immediately after the definition “condominium” there shall be added the following new definitions:

“ “declaration of conformity” means an EC or EU declaration of conformity which complies with Schedule 2 of the Lifts Regulations;

“decommissioning of a lift” means the dismantling, disassembly, removal or the permanent deactivation of the lift;”;

(g) the definition “Lifts Regulations” shall be substituted by the following:

“S.L 427.37.

“Lifts Regulations” means the Lifts Regulations, 2016 transposing Directive 2014/33/EU of the European Parliament and of the Council of 26 February 2014 on the harmonisation of the laws of the Member States relating to lifts and safety components for lifts (recast);”;

(h) immediately after the definition “Lifts Regulations” there shall be added the following new definition:

“ “maintenance contractor” means a person engaged by the responsible person to carry out maintenance, repair, alteration or modernisation works on a lift;”;

(i) immediately after the definition “modernisation” there shall be added the following new definitions:

“ “modification requiring a thorough examination by an ACAB” means a modification to the lift or component of the lift which is liable to jeopardise its safety, but which does not render the lift to be considered as a new product including modification of:

- (i) locking devices
- (ii) the control system;
- (iii) guide rails or the type of guide rails;
- (iv) the type of door
- (v) the machine or the traction sheave;
- (vi) the overspeed governor;
- (vii) the ascending car overspeed protection means;
- (viii) the buffers;
- (ix) the safety gear;
- (x) the unintended car movement protection;
- (xi) the pawl device;
- (xii) the jack;
- (xiii) the pressure relief valve;
- (xiv) the rupture valve;
- (xv) the restrictor/one-way restrictor;
- (xvi) the mechanical device for preventing movement of the car;
- (xvii) the mechanical device for stopping the car;
- (xviii) the platform;
- (xix) the mechanical device for blocking the car or movable stops;
- (xx) the devices for emergency and tests operations;

“ modifications requiring new conformity assessment by a Notified Body” means a modification to the lift or safety component of the lift which aims to modify the original

performance, purpose or type of a lift after it has been put into service and the new risk assessment indicates that the nature of the hazard has changed, the level of risk has increased or that such modification has a significant impact on the compliance of the lift with Union harmonisation legislation and which therefore renders the lift to be considered as a new product, such as modifications consisting of:

- (i) a change in number of floors served by the lift;
- (ii) a change in number of openings;
- (iii) relocation of the lift;
- (iv) a change in travel;
- (v) a change in rated speed;
- (vi) a change of the rated load; and
- (vii) a change of the mass of the car;”;

(j) the definition “preventive inspection” shall be substituted by the following:

“ “preventive inspection” means a visual and physical inspection which may if necessary be supplemented by a functional check which is conducted by an ACAB in line with regulation 8(3) of these regulations;”;

(k) immediately after the definition “putting into service”, there shall be added the following new definitions:

“ “regularisation certificate” means a certificate issued by the ACAB which verifies the completion of modernisation works or other works to address defects;

(l) Immediately after paragraph (c) of the definition “responsible person” there shall be added the following new paragraph:

“(d) a premises which is used for both residential purposes and as a workplace shall be both the employer or employers and the appointed administrator or where the number of condominiums is three or less, the employer or employers and the owner, occupier or the person with authority to take action in relation to the lift and the

employer or employers and the owner, occupier or the person with authority to take action in relation to the lift shall be jointly responsible for the lift.

(m) immediately after the definition “responsible person” there shall be added the following new definition:

““serious defect” means a defect which is or could imminently become a danger to persons if not immediately remedied;”;

(n) the definition “technically qualified person” shall be substituted by the following new definition:

“ “technically competent person” means a person with recognised competence to carry out works on the particular brand or type of lift or component;”;

(o) the definition “thorough examination of a lift” shall be substituted by the following:

“ “thorough examination of a lift” means a systematic and detailed examination of the lift by an ACAB in accordance with regulation 6(3) of these regulations;”;

(p) the definition “workplace” shall be substituted by the following:

“ “workplace” means any premises, place or facility under the control of the employer, whether public or private, where work is carried out or to which the worker has access in the course of his employment or any premises such as a condominium where the individual units thereof are used for both residential purposes and as a workplace respectively with a common lift which is used by both workers and residents”.

Amends regulation 4 of the principal regulations.

**5. Regulation 4 of the principal regulations shall be amended as follows:**

(a) subregulation (2A) thereof shall be substituted by the following:

“(2A) In the case of lifts installed and put into service after 1<sup>st</sup> July 2002, the installer shall make available to the responsible person the documentation referred to in Section 6 of Schedule I of the Lifts Regulations.”;

(b) subregulation (2B) thereof shall be substituted by the following:

“(2B) A list of all the safety components incorporated in the lift shall be made available to the responsible person by the installer of the lift.”;

(c) subregulation (3) thereof shall be substituted by the following:

“(3) The documentation referred to in subregulation (2A) and (2B) shall be made available to the ACAB by the responsible person.”; and

(d) subregulation (4A) thereof shall be substituted by the following:

“(4A) An ACAB shall refrain from carrying out a preventive inspection or a thorough examination on a lift in the presence of a conflict of interest which could impair his objective, independent and impartial judgement.”.

Amends regulation 5 of the principal regulations.

**6. Regulation 5 of the principal regulations shall be amended as follows:**

(a) the marginal note thereof, shall be substituted by the following new marginal note:

“Notification.”;

(b) subregulation (1) thereof shall be substituted by the following:

“(1) Installed lifts shall be notified with the Authority by the installer prior to being put into service against the fee established in Schedule IV of these regulations:

Provided that a lift may be notified by the responsible person if the installer has ceased his operation, is untraceable, or ceased to legally exist:

Provided further that lifts which were installed and put into service before 1<sup>st</sup> July 2002 shall be registered by the responsible person.”;

(c) immediately after subregulation (1) there shall be added the following new subregulations:

“(1A) Delivery of a lift shall for all intents and purposes be deemed to be affected upon successful notification and putting into service of a lift:

Provided that a lift shall be deemed to be successfully notified as soon as the Authority issues a unique notification number.

(1B) In the event that a lift which was previously notified or registered is being decommissioned, the responsible person shall notify the Authority or both the Authority and OHSA, as the case may be, in writing , within 10 working days from when the lift was decommissioned and provide evidence thereof.

(1C) In the event that the responsible person is no longer responsible for the lift, he shall notify the Authority or both the Authority and OHSA, as the case may be, in writing that he is absolving himself of all responsibilities with respect to the lift and shall provide to the Authority or both the Authority and OHSA, as the case may be, a signed declaration of the person who will succeed him as responsible person declaring that he shall from such notification onwards be responsible for such lift.”;

(d) subregulation (2) thereof shall be substituted by the following:

“(2) The notification form shall contain the following details:

(i) date of notification;

(ii) indication of whether the lift will be used in a workplace, a condominium or domestic residence;



- (iii) full name, trade name, address and contact details of the installer and in case the installer is acting on behalf of a legal person, the contact details, address of the registered office and company registration number;
- (iv) name and address of the building, including block number, in which the lift has been installed;
- (v) details of the manufacturer;
- (vi) lift type, serial number, capacity, speed and number of stops;
- (vii) whether it has access for persons with reduced mobility;
- (viii) the nature or primary use of the building;
- (ix) date in day/month/year format on which the lift has been installed;
- (x) details of the responsible person;
- (xi) signed declaration of the responsible person;
- (xii) in case of lifts installed and put into service after 1<sup>st</sup> July 2002, details of the notified body or bodies responsible for conformity assessment;
- (xiii) signature of the installer or responsible person making the notification;
- (xiv) in case of lifts installed and put into service after 1<sup>st</sup> July 2002, conformity assessment certificate/s of notified body;
- (xv) in case of lifts installed and put into service after 1<sup>st</sup> July 2002, the declaration of conformity; and
- (xvi) in case of lifts installed and put into service before 1<sup>st</sup> July 2002, the contract of sale of the lift and the first thorough examination report.”;

(e) subregulation (4) thereof, shall be substituted by the following:

“(4) A unique notification number shall be issued by the Authority on successful notification of the lift.”; and

(f) subregulation (4A) shall be deleted.

Amends regulation 6 of the principal regulations.

**7. Regulation 6 of the principal regulations shall be amended as follows:**

(a) in the marginal note thereof, the words “of existing and new lifts” shall be deleted;

(b) in subregulation (1) thereof, for the words “an existing or new” there shall be substituted the word “a”;

(c) subregulations (2), (3), (3A), (3B) and (4) shall be deleted;

(d) subregulations (5), (6) and (7) shall be renumbered as subregulations (2), (3) and (4) respectively;

(e) subregulation (2) as renumbered shall be substituted by the following:

“(2) Without prejudice to the provisions of regulation 12 of these regulations, the responsible person shall ensure that lifts undergo a thorough examination, every five (5) years in case of lifts installed in a workplace and every ten (10) years in case of lifts not installed in a workplace:

Provided that in case of an accident, modification which requires a thorough examination by an ACAB or other circumstances which may jeopardise the safety of the lift, a thorough examination shall be carried out immediately:

S.L.427.37.

Provided further that in case of modifications requiring a conformity assessment by a notified body the lift shall be considered as a new product and the lift so modified shall be reassessed through the relevant conformity assessment procedures in accordance with the Lifts Regulations, and the person carrying out the modification shall fulfil the same requirements as an original manufacturer.”;

(f) subregulation (3) as renumbered shall be substituted by the following:

“(3) In carrying out the thorough examination, the ACAB shall take into account the specific conditions of use concerning users of the lift, in particular users with reduced mobility and shall identify and determine:

- (i) all the defects of the lift, which are or could become a danger to persons;
- (ii) the works required to remedy the defects identified;
- (iii) in case of defects other than serious defects, the time-limit within which the works to remedy the defects should be carried out; and
- (iv) whether the lift should be upgraded through modernisation works in accordance with Schedule I and the time-limit within which such modernisation should be carried out.”;

(g) subregulation (4) as renumbered shall be substituted by the following:

“(4) The ACAB conducting a thorough examination shall issue a thorough examination report containing the information specified in Schedule II to the responsible person. Any test certificates and, or other reports shall also be appended to the thorough examination report as determined by the ACAB.”; and

(h) immediately after subregulation (4) as renumbered there shall be added the following new subregulations:

“(5) Where during the thorough examination the ACAB identifies a serious defect, it shall immediately forbid the use of the lift until it verifies that the necessary works to remedy the serious defect has been carried out and issues a regularisation certificate:

Provided that the responsible person shall also ensure that the lift is not used until the ACAB verifies that the necessary works to remedy the serious defect has been carried out and issues a regularisation certificate.

(6) Where the ACAB forbids the use of the lift upon identifying a serious defect, it shall inform the Authority without undue delay and shall subsequently forward a copy of the thorough examination report to the Authority within five (5) working days from the date of examination:

Provided that in the case of lifts installed in a workplace, where the ACAB forbids the use of the lift, it shall inform both the Authority and the OHSA without undue delay and

subsequently forward a copy of the thorough examination report to both the Authority and the OHSa within five (5) working days from the date of the examination.

(7) Modernisation works or works to address defects shall be carried out by a technically competent person chosen by the responsible person and within the time-limits indicated by the ACAB.

(8) On completion of modernisation works or works to remedy the defects identified in the thorough examination, the responsible person shall inform the ACAB, which shall inspect and verify that all necessary works have been carried out and issue a regularisation certificate to the responsible person.

(9) Where use of the lift has been forbidden by the ACAB due to a serious defect, the ACAB shall forward a copy of the regularisation certificate to the Authority within five (5) working days from the date of the inspection:

Provided that where the lift is installed in a workplace, the ACAB shall forward a copy of the regularisation certificate to both the Authority and the OHSa, within five (5) working days from the date of the inspection.

S.L. 427.37.

(10) An ACAB shall not carry out a thorough examination on a lift which has been installed and put into service after 1<sup>st</sup> July 2002 and which does not have a declaration of conformity in accordance with the provisions of the Lifts Regulations.”.

Amends regulation 7 of the principal regulation.

**8.** Regulation 7 of the principal regulations shall be amended as follows:

(a) the marginal note thereof shall be substituted by the following:

“Preventive maintenance and maintenance contractors.”; and

(b) regulation 7 shall be substituted by the following:

“7. (1) The responsible person shall ensure that the lift undergoes preventive maintenance as required to ensure safety of users and to ensure that the lift is maintained in a good working order.

(2) Maintenance contractors shall ensure that any preventive maintenance or repair on the lift is carried out by a technically competent person.

S.L 427.37.

(3) In carrying out preventive maintenance on a lift, maintenance contractors engaged to carry out maintenance on a lift shall follow the instructions for maintenance provided by the Installer or manufacturer in accordance with point 6 of Schedule I of the Lifts Regulations.

S.L 427.37.

(4) The maintenance contractor shall prior to carrying out the necessary works on a lift installed and put into service after 1<sup>st</sup> July 2002 request from the responsible person the declaration of conformity and shall not carry out maintenance or repair works on a lift which does not have a declaration of conformity without the Authority’s prior approval.

(5) During the preventive inspection and thorough examination, the ACAB shall be accompanied and assisted by a technically competent person:

Provided that the ACAB may refuse to carry out a preventive inspection or a thorough examination if it deems that the person engaged to assist it lacks the necessary competence.

(6) A maintenance contractor or an ACAB engaged to carry out maintenance or repair or to conduct a preventive inspection or thorough examination on a lift installed and put into service after 1<sup>st</sup> July 2002, shall as soon as it becomes aware that such lift does not have a declaration of conformity, notify the Authority in writing immediately.

(7) The technically competent person who undertakes maintenance works or works following a thorough examination or a preventive inspection shall provide a signed list of works carried out to the responsible person.”.

Amends Regulation 8 of the principal regulations.

**9.** Regulation 8 shall be amended as follows:

(a) in the marginal note thereof, the words “of existing and new lifts” shall be deleted;  
and

(b) regulation 8 shall be substituted by the following:

“8. (1) The responsible person shall ensure that a lift undergoes a preventive inspection by an ACAB.

(2) The preventive inspection shall be carried out by an ACAB selected by the responsible person from a list of authorised bodies made available by the Authority.

(3) In carrying out the preventive inspection, the ACAB shall:

- (i) examine the mandatory markings and documentation;
- (ii) determine whether the preceding preventive inspection and thorough examination has been duly carried out;
- (iii) inspect the proper functioning of the safety features of the lift;
- (iv) detect any defects, in particular those that develop during the use or misuse of the lift which are or could become a danger to persons;
- (v) identify the works required to remedy the defects identified;
- (vi) in case of defects other than serious defects, establish a time-limit within which the works to remedy the defects should be carried out; and

(vii) verify that defects outlined in previous thorough examination reports and preventive inspection report have been remedied within the time-limits indicated therein.

(4) the preventive inspection shall take into account the specific conditions of use concerning users of the lift, in particular users with reduced mobility.

(5) Preventive inspections shall be performed at least once in every period of twelve (12) months from when the lift was put into service.

(6) An ACAB carrying out a preventive inspection shall make a report of the preventive inspection in writing containing the information specified in Schedule III to the responsible person. Any test certificates and, or other reports shall be appended to the preventive inspection report.

(7) Where during the preventive inspection the ACAB identifies a serious defect or a non-implementation of the works required to remedy defects identified during previous thorough examinations or preventive inspections within the time-limit provided in previous thorough examination or preventive inspection reports, the ACAB shall forbid the use of the lift until it verifies that the necessary works have been carried out and issues a regularisation certificate:

Provided that the responsible person shall also ensure that the lift is not used until the ACAB verifies that the necessary works to remedy the serious defect has been carried out and issues a regularisation certificate.

(8) Where the ACAB forbids the use of a lift in accordance with the preceding regulation, it shall inform the Authority without undue delay and shall subsequently forward a copy of the preventive inspection report to the Authority within five (5) working days from the date of inspection:

Provided that in the case of lifts installed in a workplace, where the ACAB forbids the use of a lift, it shall inform both the Authority and OHSa immediately and shall forward

a copy of the preventive inspection report to both the Authority and the OHSa within five (5) working days.

(9) Works to address defects identified in the preventive inspection shall be carried out by a technically competent person within the time-limits indicated by the ACAB.

(10) On completion of works to remedy the defects identified in the preventive inspection, the responsible person shall inform the ACAB, which shall inspect and verify that all necessary works have been carried out and issue a regularisation certificate to the responsible person.

(11) Where use of the lift has been forbidden by the ACAB due to serious defect or non-implementation of works, the ACAB shall forward a copy of the regularisation certificate to the Authority within five (5) working days from the date of the inspection:

Provided that in the case of lifts installed in a workplace, the ACAB shall forward a copy of the regularisation certificate to both the Authority and the OHSa within five (5) working days.

S.L 427.37.

(12) An ACAB shall not carry out a preventive inspection on a lift which has been installed and put into service after 1<sup>st</sup> July 2002 and which does not have a declaration of conformity in accordance with the provisions of the Lifts Regulations.”.

Deletes regulation 9 of the principal regulations.

**10.** Regulation 9 of the principal regulations shall be deleted.

Amends regulation 10 of the principal regulations.

**11.** Regulation 10 of the principal regulations shall be amended as follows:

(a) regulation 10 shall be renumbered as regulation 9;



(b) in paragraph (d) of subregulation (1) thereof, for the words “certificate of registration” there shall be substituted the words “unique notification number”; and

(c) subregulation (3) thereof shall be substituted by the following:

“(3) The responsible person shall ensure that the reports made by the ACAB following a thorough examination or preventive inspection and any regularisation certificates are kept updated in the safety file for such time as the lift remains in service.”.

Deletes regulation 11 of the principal regulations.

**12.** Regulation 11 of the principal regulations shall be deleted.

Amends regulation 12 of the principal regulations.

**13.** Regulation 12 shall be renumbered as regulation 10.

Amends regulation 13 of the principal regulations.

**14.** Regulation 13 shall be amended as follows:

(a) regulation 13 shall be renumbered as regulation 11; and

(b) regulation 11 as renumbered shall be substituted by the following:

“11. (1) Any breach of any of these regulations shall be deemed an offence.

(2) Part IV of the Product Safety Act shall apply to proceedings in relation to any offence under these regulations:

Provided that criminal actions for offences under these Regulations shall be prescribed by the lapse of six years:

Provided further that the OHSA shall be the enforcing authority for provisions relating to lifts installed in a workplace to which any of these regulations apply.”.

Addition of new regulation to the principal regulations.

**15.** Immediately after regulation 11 as renumbered there shall be added the following new regulation:

“Transitory provision.

12. (1) Unless otherwise provided in these regulations, lifts which were installed and put into service before 1<sup>st</sup> July 2021, but which have not until the 1<sup>st</sup> July 2021 been registered shall be notified in accordance with the laws in force as from 1<sup>st</sup> July 2021.

(2) Thorough examinations and preventive inspections of lifts installed and put into service before the 1<sup>st</sup> July 2021 which in accordance with the laws in force before 1<sup>st</sup> July 2021 are due to be carried out on or after 1<sup>st</sup> July 2021 shall be carried out in accordance with the laws in force as from 1<sup>st</sup> July 2021:

Provided that the new periods for thorough examinations and preventive inspections as prescribed in the laws in force as from 1<sup>st</sup> July 2021 shall, for lifts installed and put into service before the 1<sup>st</sup> July 2021, only start to run from the first thorough examination or preventive inspection carried out on or after 1<sup>st</sup> July 2021.”.

Substitutes Schedule I of the principal regulations.

**16.** Schedule I of the principal regulations shall be substituted by the following:

“Schedule I

### MODERNISATION WORKS - STANDARDS

In order to establish whether modernisation works are required and the time-periods within which such works shall be carried out, the ACAB shall, in conducting the risk assessment, be guided by European Standard EN 81-80:2019, as may be updated from time to time:

Provided that to establish whether modernisation works are required and to determine the time-periods within which such works, if any, shall be carried out, the ACAB shall in addition to the risk assessment conducted in accordance with European Standard EN 81-80:2019 also consider:

- (i) whether the lift has been regularly maintained;
- (ii) whether the lift is due to be replaced;
- (iii) the historical value (if any) of the lift; and
- (iv) the nature and primary use of the building in which it is installed.

”

Substitutes Schedule II of the principal regulations.

**17.** Schedule II of the principal regulations shall be substituted by the following:

“Schedule II

### THOROUGH EXAMINATION REPORT

The report following the thorough examination shall contain at least the following information:

- (a) details of the responsible person;
- (b) details of the installer;
- (c) details of the ACAB carrying out the thorough examination;
- (d) date of the thorough examination;
- (e) serial number and registration/notification number of the lift;
- (f) safe working load;
- (g) rated speed;
- (h) number of stops;
- (i) unique notification number;
- (j) whether the lift is installed in a workplace, condominium or domestic residence;
- (k) address of premises where the lift is installed;
- (l) date of last thorough examination and preventive inspection, if any;
- (m) whether the thorough examination is a result of an accident, modification requiring a thorough examination by an ACAB or other circumstances which may jeopardise the safety of the lift and the details of the accident, modification or other circumstances;
- (n) identification of any part found to have a defect and a description of the defect;
- (o) whether serious defects were identified;
- (p) description of the works required to remedy the defects;
- (q) in the case of a defect which is not a serious defect, the time-limit to address the defect;
- (r) whether all defects identified in previous thorough examination reports and preventive inspection reports have been remedied within the timeframes provided;
- (s) where the thorough examination included testing, a description of the tests carried out and the details of the persons who carried out the tests;
- (t) whether modernisation works are required as per the risk assessment conducted in accordance with European Standard EN 81-80:2019;
- (u) time-frames within which modernisation works are to be carried out;
- (v) whether the ACAB, in determining whether modernisation works are required or the time-frames within which modernisation works are to be carried has taken into

account the considerations referred to in the proviso to Schedule I of these regulations;

(w) the nature and primary use of the building in which the lift is installed, such as school or hospital;

(x) date of next thorough examination;

(y) signed declaration by the responsible person whereby he or she declares that the ACAB has been chosen by him or her out of her/his own free will and that such choice has not been subject to undue influence from third parties include the maintenance contractor or installer;

(z) signature of the ACAB conducting the thorough examination.”.

Deletes Schedule III of the principal regulations.

**18. Schedule III of the principal regulations shall be deleted**

Amends Schedule IV of the principal regulations.

**19. Schedule IV of the principal regulations shall be amended as follows:**

(a) Schedule IV shall be renumbered “Schedule III”; and

(b) Schedule III as renumbered shall be substituted by the following:

“Schedule III  
PREVENTIVE INSPECTION REPORT

The report following the preventive inspection shall contain at least the following information:

- (a) details of the responsible person;
- (b) details of the installer;
- (c) details of the ACAB carrying out the preventive inspection;
- (d) date of the preventive inspection;
- (e) serial number and registration/notification number of the lift;
- (f) safe working load;
- (g) rated speed;
- (h) number of stops;
- (i) unique notification number;
- (j) whether the lift is installed in a workplace, condominium or domestic residence;
- (k) address of premises where the lift is installed;
- (l) the nature and primary use of the building in which the lift is installed, such as school or hospital;
- (m) whether the lift has all the mandatory markings and documentation;
- (n) date of last preventive inspection and thorough examination, if any;
- (o) whether all safety components and protective devices are in good working order;
- (p) identification of the part found to have a defect and a description of the defect;
- (q) whether serious defects were identified;
- (r) whether all defects identified in previous thorough examination reports and preventive inspection reports have been remedied within the timeframes provided;
- (s) description of the works required to remedy the defects;
- (t) in the case of a defect which is not a serious defect, the time-limit to remedy the defect;
- (u) where the preventive inspection included testing, a description of the tests carried out and the details of the person who carried out such tests;
- (v) date of next preventive inspection;
- (w) signed declaration by the responsible person whereby he or she declares that the ACAB has been chosen by him or her out of her/his own free will and that such choice has not been subject to undue influence from third parties including the maintenance contractor or installer;
- (x) signature of the ACAB conducting the inspection.

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Amends Schedule V of the principal regulations.

**20.** Schedule V of the principal regulations shall be amended as follows:

(a) Schedule V shall be renumbered as “Schedule IV”; and

(b) Schedule IV as renumbered shall be substituted by the following:

“Schedule IV  
FEES

For notification of a lift installed in a workplace, condominium or domestic residence..... €150.00

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Repeal of S.L. 427.72.

**21.** The Regularisation of Non-CE Marked Lifts Regulations shall be repealed.

TRIS Notification.

**22.** These Regulations have been notified in terms of Directive (EU) 2015/1535 of the European Parliament and of the Council of 9 September 2015 laying down a procedure for the provision of information in the field of technical regulations and of rules on Information Society services.

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