



ESCALA DE PRÁCTICO – PILOT LADDER C&S L

PILOT LADDER DIN/ISO 799/2004 – TYP: C&S L

NO CONFORMIDAD (no dispone de fijaciones en los peldaños)

La escala de práctico (elemento: A.1/4.49) fabricada por Canel & Sohn GmbH & Co.KG (Alemania) distribuidas sin la correspondiente identificación válida, han sido encontradas y evaluadas por las autoridades Alemanas de Vigilancia del Mercado Sector Equipos Marinos con las siguientes identificaciones.

- PILOT LADDER DIN/ISO 799/2004 – TYP: C&S L
- PILOT LADDER C&S L

Dichos equipos tienen emitida por el fabricante declaración de conformidad (DoC) marca rueda Timón, sin indicar el Organismo Notificado, el año, ni los certificados de evaluación de la conformidad. Habiendo sido avisado de tal hecho con las correspondientes comunicaciones el Organismo notificado DNV GL SE.

Las investigaciones realizadas determinan la no conformidad debido a:

- No dispone de fijaciones en los peldaños (IMO RES A1045(27) -2.2.3) (ISO799:2004 -4.7)

Las Autoridades Alemanas han constatado que los equipos citados no cumplen los requisitos establecido en la directiva de equipos marinos. Tomando las siguientes medidas:

- Prohíbe la comercialización en el mercado.
- Los productos ya introducidos en el mercado, o instalado en buques de pabellón Alemán serán recuperados o retirados.

La decisión aún puede ser apelada (hasta 22/12/2018).

El incumplimiento no se limita al territorio nacional de Alemania, habiendo sido notificada España a través del Procedimiento de Salvaguardia de la Unión Europea.

En virtud del *Artículo 25. Procedimiento en el caso de equipos marinos que entrañen riesgos a nivel nacional* Real Decreto 701/2016, de 23 de diciembre, por el que se regulan los requisitos que deben cumplir los equipos marinos destinados a ser embarcados en los buques, la Dirección General de la Marina Mercante extiende las medidas al territorio Nacional Español:

- Prohíbe la comercialización en el mercado.
- Los productos ya introducidos en el mercado, o instalado en buques de pabellón Español serán recuperados o retirados.

Documentos Adjuntos: Safeguard report-notification-id-2014-90-eu-d-180821-2285

Declaration of Conformity

BASE LEGAL:

- Real Decreto 701/2016, de 23 de diciembre, por el que se regulan los requisitos que deben cumplir los equipos marinos destinados a ser embarcados en los buques.
- REGLAMENTO (CE) No 765/2008 DEL PARLAMENTO EUROPEO Y DEL CONSEJO de 9 de julio de 2008 por el que se establecen los requisitos de acreditación y vigilancia del mercado relativos a la comercialización de los productos.
- DECISIÓN No 768/2008/CE DEL PARLAMENTO EUROPEO Y DEL CONSEJO de 9 de julio de 2008 sobre un marco común para la comercialización de los productos.
- DIRECTIVA 2014/90/UE DEL PARLAMENTO EUROPEO Y DEL CONSEJO de 23 de julio de 2014 sobre equipos marinos

Safeguard Report

PI 180400116454
CI GEN18042497425

General

SFG 1 Number of the notification 2014/90/U-D-180821-2285

SFG 2 Status Sent

SFG 3 Notifying member State Germany
GEN 7

SFG 4 Notifying Authority
GEN 8

[6638] Bundesamt für Seeschifffahrt und Hydrographie

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SFG 5 Notifying Contact
GEN 9

Ingolf ECKERT

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SFG 6 Date of Creation 21/08/2018

SFG 7 Date of Launch 24/08/2018

Product

SFG 8 Name and description of the product
PROD 12
PROD 18

Pilot Ladder
EN

The product is distributed without a specific type designation. It might be found with designations such as:
- Pilot Ladder DIN/ISO 799/2004 - Typ: C&S L
- Pilot Ladder C&S L

SFG 9 UN number, dangerous substance, class, classification code

SFG 10 Product category
PROD 14

3. Watercraft or means of water transport
3.4. Safety equipment at sea
3.4.99. Unspecified safety equipment at sea

SFG 11 Product Category (CEN/Cenelec or legislative classification)

SFG 12 Product Category (Prodcom classification)

SFG 13 Brand, type and serial number
PROD 9
PROD 15
PROD 16

Canel & Sohn Pilot Ladder

SFG 14 Notified body which certified the product

DNV GL SE

SFG 15 Name and address of the manufacturer
PROD 23

1. Canel & Sohn GmbH & Co. KG
Hamburg
Großmannstr. 8 20539
Germany

SFG 16 Name and address of the authorised representative
GEN 18

SFG 17 Name and address of the importer
GEN 19

SFG 18 GEN 20	Name and address of the other person responsible for making the product available on the market	
SFG 19 PROD 20	Country of origin and the supply chain of the product	Germany
SFG 20 GEN 21	Other countries in which the equipment is placed on the market	
SFG 21	Name of the manufacturer on the EU-Type Examination Certificate	Canel & Sohn GmbH & Co. KG
SFG 22	Notified body involved on the EU-Type Examination Certificate	DNV GL SE
SFG 23	Name of the manufacturer on the production module	Canel & Sohn GmbH & Co. KG
SFG 24	Notified body involved on the production module	DNV GL SE
SFG 25	Name of the subcontractor putting into use	
SFG 26	Name of the notified body -putting into use-	

Nature of Non-Compliance

SFG 27 GEN 50 GEN 51 GEN 52	Nature of the non-compliance and the risk involved					
SFG 28 GEN 24 GEN 25	Legislation/essential requirements the product does not meet	2014/90/U - Marine Equipment Directive				
SFG 29	Non-compliance due to	Failure of the product, to meet essential requirement(s), relating to the health or safety of persons or to other aspects of public interest protection missing step fixtures				
SFG 30 GEN 43 GEN 45 GEN 47 GEN 48	Evidence of the non-compliance	<table border="1"> <tr> <td>Test/Examination report</td> </tr> <tr> <td>Test/examination date</td> </tr> <tr> <td>Test laboratory</td> </tr> <tr> <td>Scope of testing</td> </tr> </table>	Test/Examination report	Test/examination date	Test laboratory	Scope of testing
Test/Examination report						
Test/examination date						
Test laboratory						
Scope of testing						

Request for Action

SFG 31	Actions towards the relevant economic operators	Has an appeal with Art 21 of Regulation (EC) No 765/2008 been launched by any of the involved operators Yes manufacturer letter sent to the manufacturer [30/04/2018] 27 Bescheid Rückruf signed - 27-04-2018.pdf (600.1 kB) letter sent to the manufacturer [15/01/2018] 21a Bescheid 12.01.2018.pdf (387.3 kB)
SFG 32	Reactions by the relevant economic operators	letter sent by the manufacturer [30/05/2018] 28 Antwort Canel & Sohn 29.05.2018.pdf (137.4 kB)

Justification

SFG 33 GEN 25	Harmonised standard(s) or other technical specifications
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SFG 34 Identification of testing laboratory
GEN 43
GEN 45
GEN 47
GEN 48

Test/Examination report
Test/examination date
Test laboratory
Scope of testing

Measures

SFG 35 GEN 55	Type of measure - compulsory	1.Authority (e.g. destroying products) 1.Sales ban 2.Authority (e.g. destroying products) 2.Recall
SFG 36 GEN 58	Measures date	30/04/2018
SFG 37	Measures Reference	Decisions dated 12 January 2018 (sales ban) and 27 April 2018 (recall)
SFG 38	Measures Notification method	letters to the manufacturer
SFG 39	Brief summary	missing step fixtures
SFG 40	Has any other economic operator been informed?	Subject of an appeal appeal against recall filed by manufacturer
SFG 41	Have the relevant notified bodies been informed?	Yes E-Mail to DNV GL SE 02/11/2017
SFG 42	Has the notified body been asked to ascertain or certify that the sample of the product, after the corrective action, satisfies the provisions of the relevant Directive?	No

Information

SFG 43 GEN 46	Copy of test reports
SFG 44 GEN 15 PROD 19	Copy of photographs
SFG 45 GEN 30	Copy of declaration of conformity
SFG 46	Other information about the supply chain distribution
SFG 47	Certificate of type assessment of product under Directive 2010/35/EU
SFG 48	Copy of the decision taken by the MSA
SFG 49	Others

Notifications

Declaration of Conformity

Product: Pilot ladder

Manufacturer: Canel & Sohn GmbH & Co. KG

Address: Großmannstraße 8, 20539 Hamburg

This declaration is issued under the sole responsibility of the manufacturer.

The object of the declaration described above is in conformity with the requirements of the following regulations / standards:

DIN ISO 799-2004

IMO Res. A1045(27)

This declaration loses its validity in case of any changes of the product or applications not agreed upon with us.

Canel & Sohn GmbH & Co. KG
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Hamburg, 25.10.2017