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From: **Europe Direct Contact Centre** <EuropeDirectContactCentre@edcc.ec.europa.eu>

Date: Fri, May 20, 2022 at 12:17 PM

Subject: Your Europe Direct reply no 195897

To: <bojan.bajic@korekt.ba>

Dear Mr Bajic,

Thank you for contacting the Europe Direct Contact Centre.

We have consulted the Directorate-General for Internal Market, Industry, Entrepreneurship and SMEs. Please find below the answer to your question.

"Without the actual certificate, it is difficult to provide you with definitive conclusions. Therefore, please read the following comments as general observations:

The legally binding reference to the use of EN 14388 is the Official Journal of the European Union (OJEU). The Commission's NANDO database is updated according to the publications in the OJEU, but it is not a legally binding reference point.

As you have rightfully pointed out, the current version relevant for the assessment of construction products covered by EN 14388 mentioned in NANDO is the version of 2005. Since 2005, the European Standardisation Organisation CEN has published a newer version (of 2015), but due to some flaws in the new version, the European Commission has not accepted the standard to be published in the OJEU. Therefore, the 2005 remains still valid for the assessment of construction products.

However, due to the contractual responsibilities between CEN its national members (the national standardisation bodies), after the publication in CEN of a new version of a standard, the old versions have to be withdrawn by the national standardisation bodies from their publication lists. This is confusing for several actors, because these national publication lists therefore refer to the 2015 version. However, every notified body (as listed in NANDO) should be aware of this problem and still use EN 14388:2005.

From your question, it is not clear if the "certification" has been provided by a notified body listed in NANDO. Please be aware that only notified bodies in this list are allowed to assess products under EN 14388:2005 to allow a manufacturer to use the CE marking and place it legally on the EU market. To identify this body, the certificate has to provide the number of the notified body."

We hope you find this information useful. Please contact us again if you have other questions about the European Union, its activities or institutions.

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Preferred contact language: en  
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For:  
European Commission  
GROWTH Directorate-General  
[200 Rue de la Loi](#),  
B-1049 Brussels

Dear,

The company Korekt d.o.o. and the portal Etika.ba analyse the integrity in public processes, among other things in the public procurement process in Bosnia and Herzegovina.

While conducting analysis of the specific public procurement process related to works on noise barrier construction, we discovered that one of the bidders has submitted Certification about the determination of product performances where is stated that specific products "have been performed according to the respective supporting regulations of the harmonized standard UNI EN 14388: 2015.

Our search of the NANDO database discovered 31 bodies who are accredited as testing laboratories for standard EN 14388:2005 (the entity that issued the above mentioned certificate is among these 31 bodies), but none for the standard 14388:2015. On this link: <https://ec.europa.eu/growth/tools-databases/nando/index.cfm?fuseaction=cp.hs&cpr=Y#hs>, we found a list of harmonised standards and 14388:2015 is not on the list.

So, we would appreciate it if you clarify: is it legally possible to issue/obtain a certificate for a product stating it complies with EN 14388:2015? Would that certificate be considered valid? According to the information available on the NANDO database website, that is not possible, but we would like to obtain an official opinion.

This information is of utmost importance for our analysis of the process in question and the integrity of all involved parties.

Thank you!

Bojan Bajic  
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With kind regards,  
Europe Direct Contact Centre  
We answer all questions about the EU



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We would like to ask you 4 questions about the information provided by Europe Direct.  
It should not take you more than 3 minutes to complete this survey: [here](#)

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EU solidarity with Ukraine  
[eu-solidarity-with-Ukraine](#)



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