

EIG Brief Guide #12: Military end users of pyrotechnic articles

The Pyrotechnic Articles (Safety) Regulations 2011 and the parent Directive (2007/23/EU) make it clear that pyrotechnic articles for military use are exempt from the requirements for CE marking before they are supplied in the EU.

However there has been some confusion about the requirement for product conformity testing and CE marking for business-to-business transactions (Company A -> Company B in the diagram below) where the ultimate end product is itself a military item.

EIG has sought advice from HSE, BIS and others and have been advised that provided that the sole use of the end product is for military use, and that the end product is subject to an "End User Certificate" demonstrating this that no CE Marking and product conformity testing by Company A according to 2007/23/EU is required. However, if the end product has dual use – Civilian and Military – then CE Marking by Company A and Company B (for the Civilian sales) is required.

Of course if Company A supplies the article direct to non-military end users then it will need to be CE marked anyway

