

Brexit guidance for BER Assessors

8th December 2022 Version 1.2

The Brexit transition period ended on the 31st December 2020 and impacted the marketing rules for new products imported from the UK and placed on the Irish market. For more information please see the links at the end of this notice, including the FAQs published by the Department of Housing, Local Government and Heritage.

The following guidance applies to certified data for BER Assessments following the end of the Brexit transition period and until further notice.

Source	Product/System	Data continues to be acceptable	Note
HARP Database	All, except for heat pumps that are required to be Eco design Compliant following current DEAP methodology	Yes	Heat pump performance data must be based on Ecodesign, and the HARP will be updated in 2022 to reflect this
PCDB	New boilers placed on the market following 31.12.2020	No	Use HARP database
	Boilers placed on the market prior to 31 st December 2020	No	Use HARP database or certified accredited test data.
	Mechanical Ventilation Data	Yes	
	Instantaneous Waste-water Heat Recovery	Yes	
BBA Certs	Performance data contained within certificates	Yes	When calculated in accordance with the relevant standard
BFRC Certs	U-values, g-values, frame factors	Yes	
Hetas	Performance data for new stoves	Yes	
	The Hetas database to show that a heating appliance burns wood fuels only	Yes	

Important notes:

1. For product types listed on HARP, except for heat pumps, search the HARP database and use HARP data if listed, in the first instance.
2. Third-party certification involving UK designated notified bodies for hot water boilers fired with liquid or gaseous fuels will not be recognised after the end of the Brexit transition period. Notified body certification is mandated through the Boiler Efficiency Directive 92/42/EEC
3. The European Accreditation Association (EA) advises that UKAS (UK National Accreditation Body), will remain a recognised member of the EA, this can be seen [here](#) , this will be re-evaluated in November 2024 . Until then, third-party laboratory certification accredited under ISO/IEC 17025– by UKAS will continue to be recognised.
4. For systems and products not covered by the Construction Product Regulations, data from PCDB can continue to be used.

5. The performance values of characteristics not covered by a harmonised EN, may be taken from other sources e.g. BFRC (windows), BBA (insulation products), Hetas (stoves). SEAI will continue to recognise certified data from these sources for the purposes of BER assessments.
6. Third party certificates (UK or otherwise), where relied upon for Building Regulation Compliance, must demonstrate compliance with Parts A to M of the Irish Building Regulations. Use of third-party certificates by BER Assessors is typically limited to sourcing information on thermal performance and not to confirm compliance with Parts A to M of the Building Regulations. Enforcement of the Building Regulations is a matter for the local Building Control Authority.

Useful links:

DBEI	https://dbei.gov.ie/en/Publications/Publication-files/Brexit-Readiness-Checklist.pdf
InterTradeIreland	https://intertradeireland.com/brexit
Enterprise Ireland	https://www.prepareforbrexit.com/
IDA	https://www.idaireland.com/how-we-help/brexit
NSAI	https://www.nsai.ie/brexit/brexit-readiness/
DHLGH	https://www.housing.gov.ie/corporate/brexit/brexit-construction-products-regulation
DHLGH	https://www.housing.gov.ie/sites/default/files/publications/files/faqs_construction_industry_preparing_for_the_end_of_the_brexit_transition_period.pdf
Construction Products Regulation	https://ec.europa.eu/growth/sectors/construction/product-regulation_en
Declaration of Performance	https://ec.europa.eu/growth/sectors/construction/product-regulation/performance-declaration_en
European Commission	https://ec.europa.eu/info/european-union-and-united-kingdom-forging-new-partnership/future-partnership/getting-ready-end-transition-period_en