

MINISTER FOR THE ENVIRONMENT OF THE REPUBLIC OF LITHUANIA

ORDER

RE AMENDMENT OF: ORDER NO. D1-901 OF 10 DECEMBER 2015 OF THE MINISTER FOR THE ENVIRONMENT OF THE REPUBLIC OF LITHUANIA: „CONCERNING TECHNICAL CONSTRUCTION REGULATION STR 1.01.04:2015: ASSESSMENT, VERIFICATION AND DECLARATION OF THE CONSTANCY OF OPERATIONAL PERFORMANCE PROPERTIES OF CONSTRUCTION PRODUCTS WITHOUT APPROVED TECHNICAL SPECIFICATIONS. DESIGNATION OF TESTING LABORATORIES AND CERTIFICATION BODIES. NATIONAL TECHNICAL ASSESSMENTS; AND APPOINTMENT AND ANNOUNCEMENT OF TECHNICAL ASSESSMENT BODIES.

No. ____ of ____-____-2025
Vilnius

1. I hereby amend Order No D1-901 of 10 December 2015 the Minister for the Environment of the Republic of Lithuania approving Technical Regulation for Construction STR 1.01.04:2015 “Assessment, verification and declaration of the constancy of operational performance properties of construction products without approved technical specifications. Designation of testing laboratories and certification bodies. National technical assessments; designation and publication of technical assessment bodies”.

1.1. I do hereby amend the preamble to read as follows:

“In accordance with Article 8(1)(4), (7) and (8); Article 11 ¹(2), (10) and (11) and Article 21(3) of the Law on Construction of the Republic of Lithuania, implementing point 1.27 of Resolution No. 280 of the Government of the Republic of Lithuania of 26 February 2002 on the implementation of the Law on Construction of the Republic of Lithuania, point 4.3 of the Procedure for designating a conformity assessment body to carry out conformity assessment procedures for products and for notifying the European Commission, the European Union and other countries (notification), approved by Resolution No. 674 of the Government of the Republic of Lithuania of 4 July 2006 approving the Procedure for designating a conformity assessment body to carry out conformity assessment procedures for products and for notifying the European Commission, the European Union and other countries (notification) and designating authorities authorised by the Government, and having regard to Regulation (EU) 2024/3110 of the European Parliament and of the Council of 27 November 2024 laying down harmonised rules for the marketing of construction products and repealing Regulation (EU) No 305/2011’.

1.2. I hereby amend the regulation approved by the above-mentioned Order, namely: Technical Regulation for Construction STR 1.01.04:2015 “Assessment, verification and declaration of the constancy of performance of construction products without harmonised technical specifications. Designation of testing laboratories and certification bodies. National Technical Assessments and designation and publication of Technical Assessment Bodies.”

1.2.1. I hereby amend paragraph 1 to read as follows:

‘1. Technical Regulation for Construction STR 1.01.04:2015 “Assessment, verification and declaration of the constancy of performance of construction products without harmonised technical specifications. Designation of testing laboratories and certification bodies. National technical assessments and the designation and publication of technical assessment bodies’ (hereinafter referred to as the ‘Regulation’) lays down the requirements for assessment, verification and declaration of constancy of performance for construction products which do not have harmonised technical speci-

fications, the procedure for the designation of testing laboratories [4.3] or certification bodies [4.3] to carry out third party tasks in the assessment and verification of constancy of performance of construction products, basic requirements for the preparation, formalisation, approval, registration, reproduction and publication of national technical assessments (hereinafter referred to as the ‘NTAs’) for construction products, and the procedure for designation, publication, monitoring of their activities and competences, suspension of designation, withdrawal of suspension of designation and withdrawal of designation of technical assessment bodies (hereinafter referred to as the ‘TABs’) wishing to be designated in the Republic of Lithuania in accordance with this Regulation and/or Regulation (EU) No 2024/3110 of the European Parliament and of the Council of 27 November 2024 laying down harmonised conditions for the marketing of construction products and repealing Council Directive (EU) No 305/2011’) to prepare and issue the NTAs and/or European technical assessments (hereinafter referred to as the ‘ETAs’) for the preferred area or areas of construction products.

1.2.2. I hereby amend paragraph 2 to read as follows:

“2. The Regulation does not regulate the placing on the market or making available on the market of construction products with harmonised technical specifications.

Construction products for which there are no harmonised technical specifications for which a European Technical Assessment has been issued in accordance with Article 37 of Regulation (EU) 2024/3110 [4.11] shall be placed or made available on the market in the Republic of Lithuania in accordance with the procedure laid down in Regulation (EU) 2024/3110 [4.11] or in compliance with the requirements of the Regulation.

The performance of construction products without harmonised technical specifications covered by an implementing act of the European Commission adopted pursuant to Article 38c(1) of Regulation (EU) No 305/2011 of the European Parliament and of the Council of 9 March 2011 laying down harmonised conditions for the marketing of construction products and repealing Council Directive 89/106/EEC, as amended, or by Article 87(1) of Regulation (EU) 2024/3110 [4.11] shall be assessed and declared as provided for in this European Commission implementing act or in accordance with the requirements of the Regulation.’

1.2.3. I hereby amend paragraph 3 to read as follows:

“3. The Regulation is binding on all construction participants regulated by the Law on Construction [4.1], all legal entities and natural persons and all other organisations or units of legal entities or other organisations **who** manufacture and supply construction products for the market of the Republic of Lithuania, carrying out or participating in the assessment and verification of their constancy of performance, preparing, issuing, commissioning and using NTAs of construction products, and the TABs wishing to be designated and having been designated in accordance with Regulation (EU) No 2024/3110 [4.11] to prepare and issue NTAs and/or ETAs for the preferred area or areas of construction products.”

1.2.4. I do hereby amend sub-paragraph 4.3 to read as follows:

“4.3. Law of the Republic of Lithuania on Assessment of Conformity”.

1.2.5. I do hereby amend sub-paragraph 4.4 to read as follows:

“4.4. Regulation (EU) No 305/2011 of the European Parliament and of the Council of 9 March 2011 laying down harmonised conditions for the marketing of construction products and repealing Council Directive 89/106/EEC”.

1.2.6. I do hereby amend sub-paragraph 4.7 to read as follows:

“4.7. Resolution No. 674 of the Government of the Republic of Lithuania of 4 July 2006 on the designation of a conformity assessment body to carry out product conformity assessment procedures and approval of the description of the procedure for notification to the European Commission, the European Union and other countries (notification) and designation of bodies authorised by the Government” (hereinafter – Resolution No 674 of the Government of the Republic of Lithuania of 4 July 2006);”.

1.2.7. The following points 4.11 and 4.12 are added:

“4.11. Regulation (EU) 2024/3110 of the European Parliament and of the Council of 27 November 2024 laying down harmonised rules for the marketing of construction products and repealing Regulation (EU) No 305/2011;

4.12. The Law of the Republic of Lithuania on Public Administration.”

1.2.8. I do hereby amend sub-paragraph 5.3 to read as follows:

“5.3. Other terms used in the Regulation shall be understood as defined in the Construction Act [4.1], the Standardisation Act [4.2], the Conformity Assessment Act [4.3], Regulation (EU) 2024/3110 [4.11].”

1.2.9. I hereby amend paragraph 18 to read as follows:

“18. A testing laboratory or certification body (hereinafter referred to as ‘the body’) wishing to become a designated body authorised to carry out third-party tasks in assessing and verifying the constancy of performance of construction products without harmonised technical specifications shall submit, in accordance with one of the methods referred to in Article 11(2) of the Law on Public Administration [4.12] or via the contact point referred to in Article 18 of the Law on Services of the Republic of Lithuania, to the public body Construction Sector Development Agency (hereinafter referred to as ‘CDA’) an application to be a designated body, drawn up in the official language of the Republic of Lithuania, in free form and signed by the director of the body or authorised representative. If the body is accredited in an area in which it wishes to become a designated body, it shall submit with its application a copy of its civil liability insurance and information concerning the impartiality of its employees.”

1.2.10. I do hereby supplement with paragraph 18¹ to read as follows:

“Article 18¹. The Public Institution Construction Sector Development Agency shall designate the designated (notified) bodies authorised to carry out third-party tasks referred to in Article 42(1) of Regulation (EU) 2024/3110 [4.11] and Article 39 of Regulation (EU) No 305/2011 [4.4], decide on the amendment, suspension and withdrawal of this designation, lifting the suspension of the designation in accordance with Regulation (EU) 2024/3110 [4.11], Regulation (EU) No 305/2011 [4.4] (where its provisions apply pursuant to Article 95(8) of Regulation (EU) 2024/3110 [4.11], the Law on Conformity Assessment [4.3], Resolution No. 674 [4.7] of the Government of the Republic of Lithuania of 4 July 2006, points 26, 27 and 29 of the Regulation. These designated (notified) bodies shall not be subject to points 28, 30 to 35 of the Regulation and **shall** be subject to the requirements laid down in Regulation (EU) 2024/3110 [4.11].”

1.2.11. I do hereby amend the second subparagraph of paragraph 19 to read as follows:

‘A body accredited in the field of construction products for which requirements are laid down in a European Assessment Document (EAD) and wishing to become a designated body, where products in this field have national technical assessments, may provide, instead of documents proving its compliance with the requirements laid down in Chapter VII of the Regulation, a copy of the institution’s operational indemnity insurance and information on the impartiality of its staff.”

1.2.12. I hereby amend paragraph 21 to read as follows:

‘21. The public institution Construction Sector Development Agency shall, within the term specified in [4.12] article 10, part 4 from the receipt of the documents listed in Paragraphs 18 and/or 19, examine them and adopt a decision on the designation of the body or a refusal to designate the body and shall indicate which requirements of Chapter VII of the Regulation the body failed to comply with and shall send it a copy of the decision within 3 working days.”

1.2.13. I hereby amend paragraph 23 to read as follows:

“23. Upon receipt of complaints, requests or data from individuals that a designated body does not comply with the requirements of Chapter VII of the Regulation, the Construction Sector Development Agency shall examine the information received within the time limit laid down in Article 10(4) of the Law on Public Administration [4.12]. If the Construction Sector Development Agency finds that the designated body does not comply with the requirements set out in Chapter VII of the Regulation and this is not related to non-compliance with the accreditation requirements, it shall warn the designated body of the possible suspension of the designation and shall set a deadline for the elimination of instances of non-compliance, which may not be less than 10 working days

and not more than 20 working days after the designated body has been informed of the finding of non-compliance. If the designated body does not eliminate the irregularities within the specified time limit, the PI Construction Sector Development Agency shall adopt a well-informed decision to suspend the designation of the designated body to carry out the activity and shall set a time limit of at least one month and not more than 3 months to remedy the irregularities identified. The public body Construction Sector Development Agency shall send a copy of the decision to the designated body within 5 working days from the date of entry into force of the decision.”

1.2.14. I hereby amend paragraph 24 to read as follows:

“24. If the designated body does not eliminate the irregularities detected within the specified time limit and does not provide the public institution Construction Sector Development Agency with the documents or information proving the elimination of irregularities, the Construction Sector Development Agency shall within 20 working days adopt a decision to withdraw the designation of the designated body.”

1.2.15. I hereby amend paragraph 25 to read as follows:

“25. The public institution Construction Sector Development Agency shall submit this information to the National Accreditation Bureau within 5 working days after receiving complaints or requests from persons or where there is reasonable doubt regarding the compliance of the designated body with the accreditation requirements, and it shall adopt a decision within 20 working days on the suspension of the designation of the designated body, the withdrawal of the suspension of the designation or the withdrawal of the designation after being informed in writing by the National Accreditation Bureau on the decisions taken by it.”

1.2.16. I hereby amend paragraph 30 to read as follows:

“30. A designated body must be independent from the organisation or the construction product it assesses. The designated body and its staff shall comply with the requirements set out in paragraphs (3), (4) and (9) of Article 46 of Regulation (EU) 2024/3110 [4.11].”

1.2.17. I hereby amend sub-paragraph 1 of paragraph 31 to read thus:

“31. The designated body shall be capable of carrying out all the assessment and verification tasks assigned to the designated bodies in accordance with Chapter V of the Regulation for which it has been designated, whether those tasks are carried out by the body itself or by a third party on the body’s behalf and under its responsibility. For each system for the assessment and verification of constancy of performance and for each type or category of essential characteristics of construction products and tasks for which it has been designated, a designated body shall possess the following:

1.2.18. I hereby amend paragraph 67 to read as follows:

“67. The right to prepare and issue ETAs in the Republic of Lithuania shall lie with TABs which fulfil the requirements laid down in Regulation (EU) No. 2024/3110 [4.11] and which have been designated and published in the manner prescribed by the present Chapter of this Regulation.”

1.2.19. I hereby amend paragraph 68 to read as follows:

“68. The right to draw up and issue an NAB in the Republic of Lithuania shall only be granted to a TAB designated in accordance with the procedure laid down in this Chapter of the Regulation and which is a legal entity established in the Republic of Lithuania, or a foreign legal entity or other organisation established in a Member State of the European Union, the Swiss Confederation or a State that is signatory to the Agreement on the European Economic Area, which fulfils the requirements of Regulation (EU) 2024/3110 [4.11], Annex VII in regard to independence, impartiality, staff competence (with the exception of the essential foreign language skills), general administrative procedure, available means and equipment necessary to assess the performance of construction products in the product areas for which the body has been designated.”

1.2.20. I hereby amend paragraph 69 to read as follows:

“69. TABs shall be designated for the construction products areas (families) referred to in Annex VII to Regulation (EU) 2024/3110 [4.11]. TABs may be designated for one or more for areas (families) of construction products listed in Annex VII to Regulation (EU) No. 2024/3110 [4.11]. TABs may also be designated as competent to decide questions in respect of new or innovative

products not falling within the already existing construction product areas (families) listed in Annex VII to Regulation (EU) No. 2024/3110 [4.11].”

1.2.21. I do hereby amend the first subparagraph of paragraph 70 to read as follows:

“70. A TAB wishing to be designated in the Republic of Lithuania in accordance with this Regulation and/or Regulation (EU) 2024/3110 [4.11] for the preparation and issue of NTAs and/or ETAs for the preferred area or areas of construction products (hereinafter referred to as the ‘applicant’) shall submit to the PI Construction Sector Development Agency either by one of the methods referred to in Article 11(2) of the Law on Public Administration [4.12] or through the contact centre referred to in Article 18 of the Law on Services an application(s) drawn up in the official language of the Republic of Lithuania and signed by the head of a TAB in the form set out in Annexes 4 and/or 5 to the Regulation and the following documents confirming compliance with the set requirements:”

1.2.22. I do hereby amend sub-paragraph 70.9 to read as follows:

“70.9. applicant wishing to be designated for the first time in accordance with this Regulation and/or Regulation (EU) No 2024/3110 [4.11] to draw up and issue NTAs and/or ETAs, must provide a free-form list of key technical assessments done over the past 5 years and design, tests, studies or quality management of construction products in the area or areas of construction products for which it wishes to be designated (hereinafter referred to as the "preferred areas of designation"), indicating which entities requested the work and briefly describing the results (assessments and calculations carried out, documents drawn up, etc.). If the applicant has not performed such work, they must provide a free-form list of the technical assessment of construction products, design of construction products, their testing, research or quality management work carried out by the applicant's employees in the most important desired areas of assignment over the last 10 years, indicating details of the clients who ordered the work and briefly describing the results (assessments performed, calculations, documents prepared, etc.);”.

1.2.23. I do hereby amend sub-paragraph 70.10 to read as follows:

“70.10. A TAB wishing to be designated in the Republic of Lithuania in accordance with Regulation (EU) 2024/3110 [4.11] to prepare and issue ETAs for the desired area or areas of construction products, – *Europass* Language Passports of at least two persons working at the TAB and related to the activities of technical assessment of construction products, indicating the level of English proficiency in all language proficiency categories (reading, listening, oral communication, oral presentation of information, writing) must be at least B1 level for advanced users;”.

1.2.24. I do hereby amend sub-paragraph 70.12 to read as follows:

“70.12. copies of individual or collective labour agreements between the applicant and its employees. If it is not clear from these contracts whether the requirement set out in Annex VIII to Regulation (EU) 2024/3110 [4.11] that the remuneration of the employees of the TAB may not depend on the number of assessments carried out or on the results of such assessments is ensured, other documents confirming the applicant's compliance with this requirement shall be submitted;”.

1.2.25. Subparagraph 70.14.4 is amended to be worded as follows:

“70.14.4. The procedure for the examination of complaints by clients commissioning NTAs and/or ETAs regarding the non-conformity of a TAB’s activities to the requirements established by this Regulation and/or by Regulation (EU) No 2024/3110 [4.11];”

1.2.26. I do hereby amend sub-paragraph 70.15 to read as follows:

“70.15. A TAB wishing to be designated in the Republic of Lithuania in accordance with Regulation (EU) No 2024/3110 [4.11] to prepare and issue an ETA for the preferred area or areas of construction products shall require a document whereby the TAB undertakes to support the TAB organisation established in accordance with the provisions of Regulation (EU) No. 2024/3110 [4.11] by providing funding and human resources.”

1.2.27. I hereby amend paragraph 73 to read as follows:

“73. TABs designated in accordance with this Regulation and/or Regulation (EU) No 2024/3110 [4.11] for the preparation and issuance of NTAs and/or ETAs in the relevant area or areas of construction products but seeking to be designated under this legislation for the develop-

ment and issuance of NTAs and/or ETAs in a new area(s) of construction products shall be subject to the procedures set out in this Chapter of the Regulation. In this case, a TAB shall provide to the public institution Construction Sector Development Agency the documents listed in Paragraph 70 of the Regulation or copies thereof necessary to assess its compliance with the requirements laid down for a new area of construction products (documents submitted for a valid designation of the TAB or copies thereof not subject to amendment shall not be required).”

1.2.28. I hereby amend paragraph 74 to read as follows:

“74. Where a TAB seeks to be designated in the Republic of Lithuania in accordance with both the Regulation and also Regulation (EU) No 2024/3110 [4.11] for the preparation and issue of NTAs and/or ETAs for a preferred area or areas of construction products, and there is an overlap of documents or copies thereof to be submitted in the form set out in Annexes 4 and 5 to the Regulation, the applicant shall provide one copy of such documents or copies of the documents.”

1.2.29. I hereby amend paragraph 82 to read as follows:

“82. Upon submission of the application and all the obligatory valid documents to the Construction Sector Development Agency, the Commission, within 15 working days, submits an opinion stating one of the following proposals:

82.1. to designate the applicant under this Regulation and/or under Regulation (EU) No. 2024/3110 [4.11] to prepare and issue NTAs and/or ETAs within the preferred area or areas of construction products, when the applicant meets the requirements of this Regulation and/or of Regulation (EU) No. 2024/3110 [4.11] for its preferred area or areas;

82.2. to refuse to designate the applicant under this Regulation and/or under Regulation (EU) No. 2024/3110 [4.11] to prepare and issue NTAs and/or ETAs within the preferred area or areas of construction products, when the applicant does not meet the requirements of this Regulation and/or of Regulation (EU) No. 2024/3110 [4.11] for its preferred area or areas, or when the applicant fails to submit amended documents or information within the provided term in response to a request by the Commission, or when the submitted revised documents or information do not prove that the applicant meets the requirements of this Regulation and/or of Regulation (EU) No. 2024/3110 [4.11];

82.3. to designate an applicant in accordance with this Regulation and/or Regulation (EU) No. 2024/3110 [4.11] to prepare and issue NTAs and/or ETAs for the preferred area or areas of construction products for which the applicant fulfils the requirements of this Regulation and/or Regulation (EU) No. 2024/3110 [4.11].”

1.2.30. I hereby amend paragraph 83 to read as follows:

“83. The decision on the designation or non-designation of an applicant in accordance with this Regulation and/or Regulation (EU) 2024/3110 [4.11] to prepare and issue NTAs and/or ETAs for the preferred area or areas of construction products shall be taken by the public institution Construction Sector Development Agency, taking into account the proposals of the Commission, within the time limit set out in Article 10(4) of the Public Administration Act [4.12], from the receipt of the application and the mandatory documents from the applicant. Decisions to designate an applicant in accordance with Regulation (EU) No. 2024/3110 [4.11] shall be formatted in accordance with by the order of the Director of the Construction Sector Development Agency.”

1.2.31. I hereby amend paragraph 84 to read as follows:

“84. Following a decision not to designate an applicant in accordance with this Regulation and/or Regulation (EU) No. 2024/3110 [4.11] for the preparation and issue of the NTAs and/or ETAs for the preferred area or areas of construction products, or to designate it for the preferred area of construction products or areas for which the applicant fulfils the requirements of Regulation (EU) No. 2024/3110 [4.11], the public institution Construction Sector Development Agency shall inform the applicant in writing and provide the reasons for the decision no later than 3 working days after the adoption of the decision.”

1.2.32. I hereby amend paragraph 85 to read as follows:

“85. Following the designation of a TAB to prepare and issue ETAs in accordance with Regulation (EU) No. 2024/3110 [4.11], the public institution Construction Sector Development Agency shall inform the Ministry of Economics and Innovation of the Republic of Lithuania in writing

about the designated TAB, specifying its name, address, product area or areas for which it is designated, and provide other necessary information within 3 working days from the adoption of the said decision.”

1.2.33. I hereby amend paragraph 86 to read as follows:

86. Information required by the Member States and the European Commission in accordance with Regulation (EU) No. 2024/3110 [4.11] on the name, address and product area or areas to which the TAB is assigned, as well as other necessary information of the TAB designated to prepare and issue EPCs, shall be provided in accordance with the procedure laid down in Resolution No. 674 of the Government of the Republic of Lithuania of 4 July 2006 [4.7].”

1.2.34. I hereby amend paragraph 88 to read as follows:

“88. At the end of the calendar year, no later than by 31 January of the subsequent year, the TAB designated under Regulation (EU) No. 2024/3110 [4.11] to draw up and issue ETAs must submit to the public institution Construction Sector Development Agency a written activity report in the form set out in Annex 9 to the Regulation on the ETAs drawn up and issued, amended, extended, or recognised as no longer valid last year, as well as on cases where the preparation of ETAs has been refused. This report shall also be used for submitting suggestions on improvements to construction regulation and other information as indicated in the said Annex.”

1.2.35. I hereby amend paragraph 89 to read as follows:

“89. In the report on the activities of the TAB submitted in accordance with Paragraphs 87 or 88 of the Regulation, where data on complaints received by the TAB from clients of the NTAs or ETAs regarding the non-compliance of the TAB’s activities with the requirements laid down are available, and when examining the information received in the cases referred to in Paragraph 93 of the Regulation, the public institution Construction Sector Development Agency shall have the right to request the designated TAB to submit the information and documents necessary to verify the designated TAB’s compliance with the requirements laid down in the Regulation and/or Regulation (EU) 2024/3110 [4.11]. The designated TAB must provide the requested information and documents within the time limit set by the Construction Sector Development Agency, which may not be less than 3 working days.”

1.2.36. I hereby repeal paragraph 92.

1.2.37. I hereby amend paragraph 93 to read as follows:

“93. When the public institution Construction Sector Development Agency receives complaints from individuals, requests for compliance of designated TABs with the requirements laid down in the Regulation and/or Regulation (EU) No. 2024/3110 [4.11], data on non-compliance or changes to the obligations of TABs laid down in Regulation and/or Regulation (EU) No. 2024/3110 [4.11], referred to in points 90 and 91 of the Regulation, it shall examine the information and, where it finds a possible non-compliance of TABs with the requirements laid down in Regulation and/or Regulation (EU) No. 2024/3110 [4.11], and shall submit the compliance of designated TABs with the requirements laid down in Regulation and/or Regulation (EU) No. 2024/3110 [4.11] to the Commission for consideration. Following the decision of the public institution Construction Sector Development Agency with regard to the submission to the Commission for consideration of the designated TAB’s compliance with the requirements laid down in this Regulation and/or Regulation (EU) No. 2024/3110 [4.11], it shall be formalised on behalf of the Director of the Construction Sector Development Agency. The decision on the compliance of the designated TABs with the requirements set out in this Regulation and/or in Regulation (EU) No. 2024/3110 [4.11] shall be adopted in accordance with the provisions of Paragraphs 94 to 108 of this Regulation.”

1.2.38. I hereby amend paragraph 94 to read as follows:

“94. Following the decision of the public institution Construction Sector Development Agency with regard to the submission to the Commission for consideration of the designated TAB’s compliance with the requirements laid down in this Regulation and/or Regulation (EU) No. 2024/3110 [4.11], the Chair of the Commission shall convene a meeting of the Commission within 5 working days of the adoption of this decision in accordance with the procedure laid down in the Rules of Procedure of the Commission.”

1.2.39. I hereby amend paragraph 95 to read as follows:

“95. The public institution Construction Sector Development Agency shall send a copy of the decision with regard to the submission to the Commission for consideration of the designated TAB’s compliance with the requirements laid down in this Regulation and/or Regulation (EU) No. 2024/3110 [4.11] within 3 working days from the date of adoption of this decision to the TAB concerned.”

1.2.40. I hereby amend paragraph 96 to read as follows:

“96. The Commission, having examined the compliance of the designated TAB with the requirements laid down in this Regulation and/or Regulation (EU) No. 2024/3110 [4.11], shall submit to the public institution Construction Sector Development Agency an opinion indicating one of the following proposals:

96.1. to maintain the TAB’s designation in accordance with this Regulation and/or Regulation (EU) No. 2024/3110 [4.11] for drawing up and issuing NTAs and/or ETAs for the area or areas of construction products (hereinafter referred to as the “designation of TABs”), provided that the designated TAB meets the requirements laid down in this Regulation and/or Regulation (EU) No. 2024/3110 [4.11];

96.2. if it is established that a designated TAB does not comply with the requirements laid down in this Regulation and/or Regulation (EU) No. 2024/3110 [4.11], taking into account the nature and seriousness of the irregularities, to suspend the designation of the TAB for the area or areas concerned, indicating the reasons for the suspension and the possible deadline.”

1.2.41. I hereby amend paragraph 97 to read as follows:

“97. A decision with regard to the suspension or expiration of the designation of the TAB that, based on the area or areas of its designation, does not comply with the requirements set out in this Regulation and/or Regulation (EU) No. 2024/3110 [4.11] (hereinafter referred to as the “Decision on the suspension of designation as TAB”), taking into account the Commission’s proposals and the nature and significance of irregularities, shall be adopted by the public institution Construction Sector Development Agency within 10 working days of the submission of the Commission’s proposals. The decision on the suspension of the TAB’s designation shall be formalised by order of the Director of the public institution Construction Sector Development Agency, stating: the category or categories of the designation of the TAB under which it is being suspended; the reasons for the suspension of the designation of the TAB within the respective category or categories; the term of the suspension of the designation of the TAB within the respective category or categories, which shall be proportionate to the nature of the non-conformities, but in no case shall exceed 3 months; and an instruction for the TAB to eliminate the non-conformities to the requirements of the Regulation and/or of Regulation (EU) No. 2024/3110 [4.11], due to which the designation of the TAB is being suspended (hereinafter, ‘non-conformities’), and to submit to the Ministry of the Environment documents and information proving the elimination of the non-conformities.”

1.2.42. I hereby amend paragraph 108 to read as follows:

“108. Following the adoption of a decision on the designation of TABs pursuant to Regulation (EU) 2024/3110 [4.11] for the preparation and issuance of an ETA amendment, suspension, lifting of suspension, withdrawal of validity for the relevant area or areas of construction products, the public institution Construction Sector Development Agency shall inform the Ministry of the Economy and Innovation thereof in writing within 3 working days.”

1.2.43. I hereby amend paragraph 110 to read as follows:

“110. A decision not to designate a body to carry out third party tasks in assessing and verifying the constancy of performance of construction products, to suspend or withdraw such designation of a body, not to designate a TAB under this Regulation and/or under Regulation (EU) No. 2024/3110 [4.11] to draw up and issue NTAs and/or ETAs for its preferred area or areas of construction products, and to suspend or withdraw such designation of a TAB for its preferred area or areas of construction products may be appealed in accordance with the procedure established by the Law of the Republic of Lithuania on Administrative Proceedings [4.9].”

1.2.44. Annex 4 is amended and revised (attached).

- 1.2.45. Annex 5 is amended and revised (attached).
- 1.2.46. Annex 6 is amended and revised (attached).
- 1.2.47. Annex 7 is amended and recast (attached).
- 1.2.48. Annex 9 is amended and revised (attached).
- 2. I declare that this Order shall enter into force on 8 January 2026.

Minister for the Environment