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Supplementary Conditions of Purchase for EU approval processes Stadler Rheintal AG

1. Scope/applicability

These terms and conditions generally apply to all orders placed by STADLER Rheintal AG (hereinafter "STADLER"). With regard to STADLER projects involving neither EU nor EU-associated countries, other agreements may be made in advance and in writing. These conditions apply in addition to and do not replace other technical, commercial specifications and agreements.

2. Compliance with the applicable legal acts of the EU, CE declaration of conformity

The supplier undertakes to manufacture all contractual products and their components in conformity with the technical regulations and legal acts of the EU applicable to these components and to deliver them in accordance with the list of harmonized European regulations (regulations, directives, etc.) published by the European Commission: <https://ec.europa.eu/growth/single-market/european-standards/harmonised-standards/>.

Compliance with these regulations does not replace the requirements and compliance with the railway-specific regulations (TSI, NNTR, EN standards, etc.), but supplements them.

The supplier shall hand over suitable proof of compliance with the applicable technical regulations (e.g. CE/EC declarations of conformity with designation of the regulations, EU safety data sheets, etc.) at the latest with the delivery of the first contractual product. Products must be CE-marked accordingly, as far as a marking obligation exists.

For rail vehicles, the following regulations must be observed in terms of their applicability and implementation, but they are not exhaustive:

- (EG) no. 1907/2006 (REACH): Chemical substances,
- 2011/65/EU (RoHS): Hazardous substances in electrical and electronic equipment,
- 2013/35/EU: Protection of the safety and health of workers,
- 2014/53/EU: Radio systems,
- 2014/30/EU: Electromagnetic compatibility,
- 2014/68/EU: Pressure equipment,
- 2014/29/EU: Pressure vessel,
- (EU) 2016/1628, (EU) 2017/654, (EU) 2017/655, (EU) 2019/26: Internal combustion engines.

3. TSI interoperability constituents

If the scope of supply includes interoperability constituents (IOK = IC, Interoperability Constituents) according to TSI specifications (see details in the order or in the explanatory document AL_20065210), the supplier undertakes to issue and deliver the corresponding CE/EC declaration of conformity for the respective interoperability constituent as well as to hand over the associated certificates of the Notified Body (NoBo) and the associated technical reports of the Notified Body or, depending on the test module applied, the internal reports as well as the documents referenced therein. All documents used for the conformity assessment (referenced in the NoBo certificate or, depending on the test module used, in the internal technical reports) must be handed over on request (see also ERA requirements ERA1209/001v1.1). In justified exceptional cases, these documents may be handed over in an encrypted form and the passwords for decryption may be sent directly to the competent authority. Otherwise, it is implicitly assumed that all documents used and referenced in the conformity assessment reports can also be handed over by the Notified Bodies, as enclosures to the reports themselves.

The CE/EC declarations of conformity, issued in accordance with Regulation (EU) 2019/250, must be made available and published in the ERADIS database (<https://era-dis.era.europa.eu/>). Similarly, the notified body must also publish the associated certificates in ERADIS.

In accordance with the requirements of the approval authorities, the aforementioned documents may have to be translated into the national language defined for the approval and submitted.

4. Fire protection and certificates

Unless otherwise defined in the order scope, the fire protection requirements according to EN 45545 Part 1 - 7 apply. Fire protection must be certified for the entire scope of delivery with valid fire protection test reports or expert opinions according to EN 45545, if this standard requires verification in one of its parts. This applies in particular to any materials used that are declared as requiring verification in accordance with EN 45545-2.

The supplier undertakes to provide fire protection test reports or expert opinions that are valid for the entire delivery and project duration (a fire protection test report issued in accordance with EN 45545-2 is valid for a maximum of 5 years). If these test reports expire during the project period, they must be renewed independently by the supplier and submitted to STADLER. Only test reports and expert opinions from accredited bodies (according to ISO/IEC 17025) will be recognized.

The supplier agrees to list the respective materials used in his system and their associated valid fire protection test reports in a material list. The material list for suppliers BU_2992281 from STADLER can be used for this purpose. It must be possible to clearly assign the fire protection test reports to the components. In case of ambiguities in the fire protection verification, the supplier must immediately contact the STADLER fire protection experts for clarification. If no valid verification has been provided, the delivery is considered incomplete.