

Ordinance
of the Upper Austrian State Government, with which the Upper Austrian Lifts Ordinance 2010 is
amended

(Upper Austrian Lifts Ordinance Amendment 2025)

On the basis of § 16(1a) of the Upper Austrian Lifts Act 1998, LGBl. [Provincial Law Gazette] No 69/1998, as amended by Provincial Act LGBl. No 111/2022, the following is hereby decreed:

Article I

The Upper Austrian Lifts Ordinance 2010, LGBl. No 23/2010, as amended by Ordinance LGBl. No 11/2019, is amended as follows:

1. After § 6, the following § 6a is inserted:

§ 6a

Safety inspection and any potential retrofitting measures

(1) Passenger lifts that have not been placed on the market in accordance with the provisions of the Lifts Safety Ordinance 1996, the Lifts Safety Ordinance 2008 or the Lifts Safety Ordinance 2015 shall undergo a safety inspection by an inspection body for lifts in accordance with § 18 Lifting Systems Operation Ordinance 2009 according to the schedule under Para. 4

(2) The safety test and the measures to be taken must be carried out in accordance with the requirements of §§ 20(1), 21 and 22 of the Lifting Systems Operation Ordinance 2009. If ÖNORM B 2454-1:2025 is applied, it can be assumed that the safety inspection has been carried out completely in organisational, methodological and factual terms and that the corrective measures listed in the test report are sufficient to reduce the identified risk. The safety inspection of a lift is to be entrusted to a single inspection body for lifts.

(3) Where safety components are affected by the implementation of suitable corrective measures, such safety components must be installed that comply with the Lifts Safety Ordinance 2015 or – in the case of safety components from other Member States of the European Union – the Lifts Directive 2014/33/EU, and therefore bear a CE marking in any case. In exceptional cases, namely where, due to technical incompatibility, the installation or safe use of safety components is not possible in accordance with the first sentence, safety components which do not comply with the Lifts Safety Ordinance 2015 or – in the case of safety components from other Member States of the European Union – the Lifts Directive 2014/33/EU, may also be installed as a replacement for existing safety components with the consent of the inspection body for lifts.

(4) Passenger lifts which have been installed or modified in accordance with the following data in Column 1 shall undergo safety inspection by the deadlines specified in Column 2 at the latest:

Column 1 Passenger lift's year of construction	Column 2 Deadline for carrying out the safety inspection
up to 1976	within one year of this Ordinance's entry into effect
1977 to 1995	within two years of this Ordinance's entry into effect
1996 to 1999	within three years of this Ordinance's entry into effect
Passenger lifts which, in accordance with - ÖNORM B 2454:1994, Table 1, Items 1 to 10 or 14, or - ÖNORM B 2454:1998, Table 1, Items 1 to 10 or 13; or - ÖNORM B 2454-2:2005, Table 1 and Table 2, Items 1 to 9, 14 or 16, or - ÖNORM B 2454-2:2010, Table 1 and Table 2, Items 1 to 9, 14 or 16 have been amended.	within three years of this Ordinance's entry into effect

(5) Depending on the risk level of the hazard situation, the suitable retrofitting measures shall be carried out by the deadlines set out in Annex D to ÖNORM B 2454-1:2010.'

2. In § 7(3), the full stop after subparagraph 3 is replaced by a semicolon and the following subparagraphs 4 and 5 are added:

- '4. any approval by the inspection body for lifts pursuant to § 6a(3);
- 5. the note on the proper implementation of the corrective measures by the lift inspector in accordance with § 6a(5).'

3. § 12 shall read as follows:

§ 12

References to legislation and standards

(1) Where reference is made in this Ordinance to federal ordinances and a specific version is not expressly mentioned, these shall apply in the following version:

- Lifts Safety Ordinance 1996, BGBl. [Federal Law Gazette] No 780/1996, as amended by the promulgation BGBl. II No 199/1997;
- Lifts Safety Ordinance 2008, BGBl. II No 274/2008, as amended by the promulgation Federal Law Gazette II No 19/2016;
- Lifts Safety Ordinance 2015, BGBl. II No 280/2015, as amended by the promulgation II No 198/2016;
- Machine Safety Ordinance 2010, BGBl. II No 282/2008, as amended by the promulgation BGBl. II No 204/2018;

- Lifting Systems Operation Ordinance 2009, BGBl. II No 210/2009, as amended by the promulgation BGBl. II No 350/2016.

(2) Where reference is made in this Ordinance to provisions of Community law, these shall apply in the following version:

- 'Lifts Directive 2014/33/EU': Directive 2014/33/EU of the European Parliament and of the Council of 26 February 2014 on the harmonisation of the laws of the Member States relating to lifts and safety components for lifts, OJ L 96, 29 March 2014

(3) Where reference is made in this Ordinance to ÖNORMs and a specific version is not expressly mentioned, these shall be applied in the following version:

- 'ÖNORM B 2454:1994': ÖNORM B 2454 'Modernization guideline for lifts and service lifts – Electric lifts', Edition 1.10.1994;
- 'ÖNORM B 2454:1998': ÖNORM B 2454 'Modernization guideline for lifts and service lifts', Edition 1.3.1998;
- 'ÖNORM B 2454-2:2005': ÖNORM B 2454-2 'Testing of safety of existing lifts and safety rules for modification of existing lifts – Part 2: Modernization of lifts', Edition 1.9.2005;
- 'ÖNORM B 2454-2:2010': ÖNORM B 2454-2 'Testing of safety of existing lifts and safety rules for modification of existing lifts – Part 2: Modernization of lifts', Edition 1.11.2010;
- 'ÖNORM B 2454-1:2010': ÖNORM B 2454-1 'Testing of safety of existing lifts and safety rules for modification of existing lifts – Part 1: Complementary provisions to ÖNORM EN 81-80', Edition 1.11.2010;
- 'ÖNORM B 2454-1:2025': ÖNORM B 2454-1 'Testing of safety of existing passenger and goods passenger lifts and safety rules for modification of existing passenger and goods passenger lifts – Part 1: National filtering to ÖNORM EN 81-80:2019', Edition 15.3.2025.

(4) The ÖNORMs referred to in this Ordinance may be obtained from the Austrian Standards Institute in 1020 Vienna, Heinestraße 38.

(5) The ÖNORMEN referred to in Para. 3 shall also be promulgated in the version resulting from this Ordinance in accordance with § 14(6) of the Upper Austrian Promulgation Act 2015. They are available for public inspection at the Office of the Upper Austrian Provincial Government during official hours for the duration of the validity of this ordinance.'

Article II

(1) This Ordinance shall enter into force on the first day of the month following its promulgation in the Provincial Law Gazette of Upper Austria.

(2) This Ordinance has been subject to a notification procedure within the meaning of Directive (EU) 2015/1535 of the European Parliament and of the Council of 9 September 2015 laying down a procedure for the provision of information in the field of technical regulations and of rules on Information Society services (codified text), OJ L 241, 17.9.2015, p. 1 et seq.

For the Upper Austrian State Government:

Deputy State Governor