



Notification Number: 2005/65/F

Draft Order on simplification of the legal system applicable to licensed premises

Date received : 23/02/2005

End of Standstill : Closed

Message

Message 002

Communication from the Commission - SG(2005) D/50409

Directive 98/34/EC

Translation of the message 001

Notification: 2005/0065/F

No abre el plazo - Nezahajuje odklady - Fristerne indledes ikke - Kein Fristbeginn - Viivituste perioodi ei avata - Καμμία έναρξη προθεσμίας - Does not open the delays - N'ouvre pas de délais - Non fa decorrere la mora - Neietekmē atlikšanu - Atidėjimai nepradedami - Nem nyitja meg a késések - Ma' jiftaħ il-perijodi ta' dawmien - Geen termijnbegin - Nie otwiera opóźnień - Nao inicia o prazo - Neotvorí oneskorenia - Ne uvaja zamud - Määräaika ei ala tästä - Inleder ingen frist.

(MSG: 200500409.EN)

1. Structured Information Line

MSG 002 IND 2005 0065 F EN 24-05-2005 23-02-2005 F NOTIF 24-05-2005

2. Member State

France

3. Department Responsible

Délégué interministériel aux normes - SQUALPI -

DiGITIP 5 -bâtiment le Bervil-

rue Villiot - 75572 PARIS CEDEX 12

suzanne.piau@industrie.gouv.fr ou syrte@industrie.gouv.fr

tél : 01 53 44 97 04 - fax : 01 53 44 98 88

3. Originating Department

Ministère des solidarités, de la santé et de la famille

Direction générale de la santé - Sous-direction santé et société

Bureau des pratiques addictives (SD6B)

8, avenue de Ségur - 75350 Paris 07 SP



4. Notification Number

2005/0065/F - C50A

5. Title

Draft Order on simplification of the legal system applicable to licensed premises

6. Products Concerned

Alcoholic and non-alcoholic beverages and licensed premises

7. Notification Under Another Act

-

8. Main Content

- To reduce the number of categories of drinks, by using the objective criteria of their alcoholic strength to classify them
- To accompany this new classification with a new classification of licensed premises
- To simplify the system of creation and transfer of licensed premises

9. Brief Statement of Grounds

The current classification of licensed premises is complex and difficult to implement. Clarifying this legal system will make it easier to read, implement and control. Furthermore, by distinguishing drinks according to their alcohol content, it will thus allow a more efficient health policy. The acquired alcoholic strength of 22° corresponds to the Community threshold for so-called "intermediary" drinks.

The creation and transfer systems need to be modified for the sake of simplification and adaptation to socio-economic realities.

10. Reference Documents - Basic Texts

- a) Public Health Code, Third part, Book III (combating alcoholism)
Article 73(4) of Law No 2004-1343 of 9 December 2004 simplifying legislation

11. Invocation of the Emergency Procedure

Yes

12. Grounds for the Emergency

Article 92 of the Act of 9 December 2004 lays down that the Order simplifying the legal system applicable to licensed premises must be adopted within 9 months of publication of the Act (Official Gazette of 10 December 2004), i.e. before 10 September 2005)

13. Confidentiality

- a) No



14. Fiscal measures

b) No

15. Impact assessment

a) Information on the impact assessment can be found on an attached sheet

16. TBT and SPS aspects

TBT aspect:

- a) No
- b) iii)

SPS Aspect:

- a) No
- b) i)
- iii)

David O'Sullivan
General Secretary
European Commission

Contact point Directive 98/34
Fax: (32-2) 296 76 60
email: Dir83-189-central@cec.eu.int

sent to :

BELNotif Qualité et Sécurité
Mme Descamps

Bundesministerium für Wirtschaft Referat XA2
Frau Christina Jäckel

Bundesministerium für Wirtschaft und Arbeit - Abteilung C2/1
Frau MARKL Iris

Bundesministerium für Wirtschaft und Arbeit - Abteilung C2/1
Frau Brigitte WIKGOLM

Cyprus org. for the promotion of quality Ministry of Commerce, Industry & Tourism
M. Antonis Ioannou

Czech Office for Standards, Metrology and testing
Mrs. Fofonkova Helena



Department of Trade and Industry STRD2
Mr Philip Plumb

Délégation Interministérielle aux Normes
Mme Piau

EFTA Surveillance Authority
Mr. Gunnar Thor PETURSSON

ELOT
M.Mourtzanos K

EU internal market coordination (Ministry of Economics)
Mrs Zanda Liekna

Erhvervs- og Boligstyrelsen
Lene Hald Nielsen

European Free Trade Association
.

Hungarian Notification Centre Ministry of economy & transport
Mr Zsolt Fazekas

Institut Belge de Normalisation
Mme F. Hombert

Instituto Português da Qualidade
Sra Cândida Pires

Kauppa-ja teollisuusministeri
M. Henri Backman

Kommerskollegium
Mme Kerstin Carlsson

Lithuanian Standards Board
Daiva Lesickiene

Malta standards Authority
Dr Lorna Cachia

Min. de Asuntos Exteriores
Esther Perez Pelaez

Min. of Economic Affairs & Communication
Mr. Karl Stern

Min. of Industry, Energy & Technology
Mr K. Polychronidis



Ministerie van Financien Belastingdienst - Douane / CDIU
De Heer IJ.G. van der Heide

Ministero delle attivit produttive F1 - Ispettorato tecnico industria
Signor Vincenzo Correggia

Ministry of Economy, Labour and Social Dept for Europe & multilateral relations
Mrs Barbara Nieciak

NSAI
Mr Tony Losty

National Agency for Enterprise & Housing
Mrs Birgitte Spühler Hansen

Office of standards, metrology & Testing Director of the department of European I
Mrs Kvetoslava STEINLOVA

Représentation Permanente de la Belgique auprès de l'Union européenne
.

Représentation Permanente de la France
.

Représentation Permanente du Luxembourg
.

SL
.

Service de l'Energie de l'Etat
Mr J.-P. Hoffmann

Slovenian Institute for Standardization SIST
Mrs Vesna Stazisar

sent to :

Department of Trade and Industry STRD2
Mr Philip Plumb

EFTA Surveillance Authority
Mr. Gunnar Thor PETURSSON

European Free Trade Association
.



Hungarian Notification Centre Ministry of economy & transport
Mr Zsolt Fazekas

Kauppa-ja teollisuusministeri
M. Henri Backman

NSAI
Mr Tony Losty

Représentation Permanente de l'Irlande
Denis Colfer

Représentation Permanente du Royaume-Uni
.

SL
.

Undersecretariat of Foreign Trade General Directorate of Standardisation
Saadettin DOGAN