



Notification Number: 2007/208/F

Draft Decree on “popper” products containing aliphatic, cyclic or heterocyclic alkyl nitrites or their isomers

Date received : 20/04/2007

End of Standstill : 23/07/2007

Message

Message 002

Communication from the Commission - SG(2007) D/50953

Directive 98/34/EC

Translation of the message 001

Notification: 2007/0208/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 - He ce предвижда период на прекъсване - Nu deschide perioadele de stagnare - Nu deschide perioadele de stagnare.

(MSG: 200700953.EN)

1. Structured Information Line

MSG 002 IND 2007 0208 F EN 23-07-2007 20-04-2007 F NOTIF 23-07-2007

2. Member State

F

3. Department Responsible

Délégué interministériel aux normes – SQUALPI –

DARQSI-DGE- –bâtiment le Bervil-

12 rue Villiot-75572 PARIS CEDEX 12

d9834.france@industrie.gouv.fr ou syrte@industrie.gouv.fr

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

3. Originating Department

Ministère de l'économie, des finances et de l'industrie

Direction générale de la concurrence, de la consommation et de la répression des fraudes

59, boulevard Vincent Auriol – télédéc 051



75703 Paris cedex 13

4. Notification Number

2007/0208/F - C50A

5. Title

Draft Decree on “popper” products containing aliphatic, cyclic or heterocyclic alkyl nitrites or their isomers

6. Products Concerned

“Popper” products containing aliphatic, cyclic or heterocyclic alkyl nitrites or their isomers

7. Notification Under Another Act

-

8. Main Content

This draft Decree is intended to replace Decree No 90-274 of 26 March 1990 (notification file 89/0065/F) which prohibits the sale or free distribution to the public of “popper” products containing butyl and pentyl nitrites. It is intended to extend the prohibition in force on “popper” products containing other aliphatic, cyclic and heterocyclic alkyl nitrites and their isomers.

9. Brief Statement of Grounds

It has emerged that “poppers” containing nitrites other than those prohibited by Decree No 90-274 are a source of intoxication. It is therefore necessary to take measures that will put an end to the import, export, supply, possession with a view to sale or free distribution, placing on the market, or sale or free distribution to the public of such products to ensure a more comprehensive protection of consumers.

10. Reference Documents - Basic Texts

Consumer Code (Article L 221-3)

- Customs Code (Article 38)

- Penal Code (Article R. 610-1)

f) Between 1999 and 2004, the evaluation and information centres on drug dependency reported 76 cases of intoxication resulting from the use of 20 types of “poppers” containing propyl, cyclohexyl and amyl nitrites and their isomers. These nitrites are sought after for their aphrodisiac properties and for reducing inhibitions. They show risks of intoxication comparable to those of prohibited alkyl nitrites (nausea, vomiting, low blood pressure, methaemoglobinaemia, respiratory depression, contact allergy, immunosuppression).

11. Invocation of the Emergency Procedure

NO

12. Grounds for the Emergency

-



13. Confidentiality

NO

14. Fiscal measures

b) NO

15. Impact assessment

-

16. TBT and SPS aspects

a) NO

iii) The draft does not have a significant effect on international trade.

a) NO

iii) The draft does not have any notable impact on international trade.

Catherine Day
Secretary-General
European Commission

Point de contact Directive 98/34
Fax: (32-2) 296 76 60
email: dir83-189-central@ec.europa.eu

sent to :

BELNotif Qualité et Sécurité
Mme Descamps

Bundesministerium für Wirtschaft und Technologie (Referat EA3)
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

CU N Lovseth Hanne Leen



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

Czech Office for Standards, Metrology and testing
Mrs Lucie Ruzickova

Department of Trade and Industry Office of Science & Innovation
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
Ms. Leila Orava

Kommerskollegium
Ms Kerstin Carlsson

Lithuanian Standards Board
Daiva Lesickiene

Malta standards Authority
Francis E. Farrugia

Min. of Economic Affairs & Communication
Mr. Karl Stern



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

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

Ministerio de Asuntos Exteriores Secretaría de Estado para la Unión Europ
Esther Perez Pelaez

Ministero dello sviluppo economico F1 - Ispettorato tecnico industria
Signor Vincenzo Correggia

Ministry of Economy Dept for Economic Regulations
Mrs Barbara H. Kozłowska

Ministry of Economy and Commerce Division for Internal Market
Razvan CUC

NSAI
Mr Tony Losty

National Agency for Enterprise & Housing Dahlerups Pakhus
Mrs. Pernille Hjort Engstroem

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

State Agency for Metrology and Technical Surveillance
Violetta Veleva

Undersecretariat of Foreign Trade General Directorate of Standardisation
Mr Mehmet COMERT



sent to :

CU N Lovseth Hanne Leen

.

Department of Trade and Industry Office of Science & Innovation
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
Ms. Leila Orava

Ministry of Economy and Commerce Division for Internal Market
Razvan CUC

NSAI
Mr Tony Losty

Représentation Permanente de l'Irlande
Denis Colfer

Représentation Permanente du Royaume-Uni

.

SL

.

State Agency for Metrology and Technical Surveillance
Violetta Veleva

Undersecretariat of Foreign Trade General Directorate of Standardisation
Mr Mehmet COMERT