



Notification Number: 2013/113/F

## Order of [ ] implementing article L. 5232-1 of the Public Health Code concerning portable music players

Date received : 22/02/2013

End of Standstill : 23/05/2013

### Message

Message 002

Communication from the Commission - SG(2013) D/5577

Directive 98/34/EC

Translation of the message 001

Notification: 2013/0113/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: 201300577.EN)

#### 1. Structured Information Line

MSG 002 IND 2013 0113 F EN 22-02-2013 F NOTIF

#### 2. Member State

F

#### 3. Department Responsible

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#### 3. Originating Department

Direction générale de la santé

Sous-direction de la prévention des risques liés à l'environnement et à l'alimentation

Bureau environnement intérieur, milieu du travail et accidents de la vie courante

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#### **4. Notification Number**

2013/0113/F - H00

#### **5. Title**

Order of [ ] implementing article L. 5232-1 of the Public Health Code concerning portable music players

#### **6. Products Concerned**

Portable music players

#### **7. Notification Under Another Act**

-

#### **8. Main Content**

The draft order has two aims:

- to guarantee that the safety requirements for portable music players sold on the French market make it possible to ensure that portable music players do not expose their users to sound levels that may damage their hearing;
- to harmonise the French regulatory provisions concerning portable music players in terms of health requirements with the safety requirements laid down by Directive 2001/95/EC on general product safety.

#### **9. Brief Statement of Grounds**

Article L. 5232-1 of the Public Health Code (the legal basis of the notified draft order) sets out the general requirements which make it possible to ensure, on the one hand, that portable music players and associated listening devices are designed and manufactured in such a way that they do not pose risks to the hearing of users, and on the other hand, that users are informed of the potential risks of excessive listening to the equipment.

The draft order is intended to supplement the provisions of article L. 5232-1 of the Public Health Code by reference to the European standards adopted by the European Commission. Subjecting portable music players and all listening devices intended to make it possible to listen to recorded sound or sound broadcast via radio, with or without associated video, to the requirements of this draft constitutes both a public health and consumer protection measure, in accordance with the objectives outlined in Directive 2001/95.

#### **10. Reference Documents - Basic Texts**

Reference(s) to basic text(s): article L. 5232-1 of the Public Health Code

#### **11. Invocation of the Emergency Procedure**

No



**12. Grounds for the Emergency**

-

**13. Confidentiality**

No

**14. Fiscal measures**

No

**15. Impact assessment**

-

**16. TBT and SPS aspects**

TBT aspect

Yes

SPS aspect

No - the draft is not a sanitary or phytosanitary measure.

Catherine Day  
Secrétaire général  
Commission européenne

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