



Notification Number: 2017/160/F

Decree prohibiting all types of alert as to police activity in certain areas issued from electronic driver-assistance or navigation systems

Date received : 24/04/2017

End of Standstill : 25/07/2017

Message

Message 002

Communication from the Commission - TRIS/(2017) 01038

Directive (EU) 2015/1535

Translation of the message 001

Notification: 2017/0160/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 - Não 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: 201701038.EN)

1. Structured Information Line

MSG 002 IND 2017 0160 F EN 24-04-2017 F NOTIF

2. Member State

F

3. Department Responsible

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3. Originating Department

Ministère de l'intérieur

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4. Notification Number

2017/0160/F - SERV

5. Title

Decree prohibiting all types of alert as to police activity in certain areas issued from electronic driver-assistance or navigation systems

6. Products Concerned

Electronic driver-assistance or navigation systems

7. Notification Under Another Act

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8. Main Content

The draft decree aims to prohibit all forms of message or alert issued from electronic driver-assistance or navigation systems (e.g. smartphone applications, GPS, websites, social networks) which inform users of the location of the police in certain areas and which are likely to reduce the effectiveness of ongoing criminal investigations or road safety operations carried out by the administrative police.

The government shall inform operators of the above-mentioned electronic systems of these areas where certain sensitive controls will take place, particularly in the context of combating terrorism or organised crime, road safety procedures or searching for escaped prisoners or abducted persons. Therefore, these areas shall be reserved for only the most sensitive controls and may not cover a distance greater than 20 km. The duration of the ban may not exceed 24 hours.

To achieve this, the draft decree is creating a new Article R131-1 of the Highway Code. Operators refusing to comply with these new provisions will be subject to penalties (corresponding to a class 5 infringement).

9. Brief Statement of Grounds

Internal security concerns:

This provision is expected to have a positive impact on internal security. Alerts as to police activity issued from electronic driver-assistance or navigation systems could have a negative impact on certain police operations where the success of the operation depends on their ability to remain inconspicuous. This applies, for example, to operations to combat terrorism or organised crime, 'abduction alert' systems or searches for escaped prisoners.

Road safety concerns:

This provision is expected to have a positive impact on road safety. Alerts as to police officers carrying out alcohol or drug tests could encourage road users under the influence of alcohol or drugs to avoid these tests by taking a different route. Consequently, these alerts would not allow the police to effectively combat drunk driving or driving under the influence of drugs, nor to prevent accidents resulting therefrom.

According to a report from the French National Interministerial Monitoring Centre for Road Safety in 2015, 866 people were killed and 3 296 injured and hospitalised following an accident where the driver was under the influence of alcohol. In addition, 501 people were killed and 1 623 people injured and hospitalised following an accident where the driver was under the influence of drugs.



31 % of all fatalities from traffic accidents proven to be alcohol-related involved a driver who was under the influence of alcohol. 23 % of all fatalities from traffic accidents proven to be drug-related involved a driver who was under the influence of drugs.

10. Reference Documents - Basic Texts

No basic text(s) available.

11. Invocation of the Emergency Procedure

No

12. Grounds for the Emergency

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13. Confidentiality

No

14. Fiscal measures

No

15. Impact assessment

-

16. TBT and SPS aspects

TBT aspect

No - the draft is neither a technical provision nor a conformity assessment procedure.

SPS aspect

No - the draft is neither a sanitary nor phytosanitary measure.

European Commission

Contact point Directive (EU) 2015/1535

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