



Notification Number: 2010/234/E

## Draft Decree approving the Regulation of the Law of Cantabria 6/2006, of 9 June, on the prevention of light contamination.

Date received : 21/04/2010

End of Standstill : 22/07/2010

### Message

Message 002

Communication from the Commission - SG(2010) D/5969

Directive 98/34/EC

Translation of the message 001

Notification: 2010/0234/E

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: 201000969.EN)

#### 1. Structured Information Line

MSG 002 IND 2010 234 E EN 21-04-2010 COM STANDSTILL 22-07-2010

#### 2. Member State

E

#### 3. Department Responsible

Subdirección General de Asuntos Industriales, Energéticos, de Transportes, Comunicaciones y Medio Ambiente.

Dirección General del Mercado Interior y otras Políticas Comunitarias.

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#### 3. Originating Department



Consejería de Medio Ambiente del Gobierno de Cantabria  
Lealtad, 24  
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#### **4. Notification Number**

2010/0234/E - B30

#### **5. Title**

Draft Decree approving the Regulation of the Law of Cantabria 6/2006, of 9 June, on the prevention of light contamination.

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

Installations, equipment or sources of external lighting.

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

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

Regulation of systems and illumination equipment for external lighting, to prevent or correct lighting contamination, and to promote the efficiency and energy saving of lighting systems.

As a technical matter, it defines the characteristics and technical criteria for energy efficiency that installations and equipment for external lighting have to meet.

In the text of the draft there is no inclusion of the clause on mutual recognition. This is due to the fact that the Regulation is for the purpose of protecting the environment and the efficient use of energy. To do so, it is attempting to restrict the use of any lighting sources that are contrary to the principles set out in the draft. If the draft were to recognise the possibility of using means of lighting or products coming from other States that do not respect the Regulation seeking approval, it could frustrate the goal pursued of protecting the environment.

In whatever case, the draft text does not include more technical restrictions than those that already exist in Royal Decree 1890/2008, of 14 November, approving the Regulation on energy efficiency in external lighting systems and their complementary technical instructions EA-01 to EA-07.

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

The purpose of the draft Decree is to develop the Law of Cantabria 6/2006, of 9 de June, on the Prevention of Light Contamination, in order to achieve a rational use of energy and to decrease lighting contamination that has a negative impact on the environment.

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

References of the base texts: 1.- LAW of Cantabria 6/2006, of 9 June, on the prevention of lighting contamination.

2.- ROYAL DECREE 1890/2008, of 14 November, approving the Regulation on energy efficiency in external lighting systems and their complementary technical instructions



EA-01 to EA-07.

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

Yes

#### **12. Grounds for the Emergency**

The draft directly affects the protection of the environment, meaning it falls under what Community regulation and jurisprudence consider the "pressing reason of general interest" category, which justifies it being dealt with as an emergency procedure.

Furthermore, approval of the regulation will provide the needed legal security to the market producing equipment and services related to lighting, a further reason to justify application of the emergency procedure. Owing to the environmental, economic and social significance, the Member State wishes to adopt the emergency procedure.

#### **13. Confidentiality**

No

#### **14. Fiscal measures**

No

#### **15. Impact assessment**

-

#### **16. TBT and SPS aspects**

TBT aspect

NO – The draft will not have any significant impact on international trade.

SPS aspect

No – The draft is not a sanitary or phytosanitary measure.

NO - The draft will not have any significant impact on international trade.

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