



Notification Number: 2009/326/UK

The Public Health etc. (Scotland) Act 2008 (Sunbed) Regulations 2009

Date received : 24/06/2009

End of Standstill : 25/09/2009

Message

Message 001

Communication from the Commission - SG(2009) D/51416

Directive 98/34/EC

Notificación - Oznámení - Notifikation - Notifizierung - Teavitamine - Γνωστοποίηση - Notification - Notification - Notifica - Pietiekums - Pranešimas - Bejelerentés - Notifika - Kennisgeving - Zawiadomienie - Notificação - Hlášenie-Obvestilo - Ilmoitus - Anmälan - Нотификация : 2009/0326/UK - Notificare.

No abre el plazo - Nezahtuje 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: 200901416.EN)

1. Structured Information Line

MSG 001 IND 2009 0326 UK EN 25-09-2009 24-06-2009 UK NOTIF 25-09-2009

2. Member State

UK

3. Department Responsible

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3. Originating Department

Scottish Government, CMO and Public Health Directorate

4. Notification Number

2009/0326/UK - S10S



5. Title

The Public Health etc. (Scotland) Act 2008 (Sunbed) Regulations 2009

6. Products Concerned

Health information pertaining to the use of sunbeds.

7. Notification Under Another Act

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8. Main Content

The Public Health etc. (Scotland) Act 2008 (the Act) requires operators of sunbed premises (i.e. premises in which persons are permitted to use a sunbed for payment) to provide a person who proposes to use a sunbed on those premises with such information regarding the effects on health of sunbed use as may be prescribed by Scottish Ministers. The Act also requires operators to display a notice containing such information as may be prescribed, in a position where it is readily visible to persons proposing to use a sunbed on the premises. The draft Regulations, which extend to Scotland only, prescribe the information to be provided to those who propose to use a sunbed (and the form and manner in which it is to be provided) and the information to be displayed in sunbed premises (and the form and manner of display of the notice). They also prescribe the description of a document which may be used to prove that a user is over 18 years of age.

9. Brief Statement of Grounds

The draft Regulations have been made under sections 95(4)(c), 96(5)(c), 100(5) and 101(4) of the Public Health etc. (Scotland) Act 2008. The primary purpose of the Regulations is to ensure that those who use sunbeds in sunbed premises are informed of the health risks of doing so through the prescribed information and notice. This is part of a comprehensive package of health measures in the Act in relation to sunbeds.

There is now substantial evidence of the increased risks of skin cancer caused by sunbed use. For example, ultraviolet radiation from sunbeds has been classified as a Group 2A carcinogen by the International Agency for Research into Cancer. Research has shown that using sunbeds at a young age (before the age of 35) increases the risk of developing cancer by up to 75%.

10. Reference Documents - Basic Texts

a) Public Health etc. (Scotland) Act 2008.

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

The impact assessment is attached.

16. TBT and SPS aspects

TBT Aspect

No

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

SPS Aspect

No

The draft is not a sanitary or phytosanitary measure in the sense of Annex A of the SPS Agreement.

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European Commission

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