



Notification Number: 2007/91/F

Draft Decree amending Article D 4211-13 of the Public Health Code on the list of essential oils that may be sold to the public by pharmacists only

Date received : 20/02/2007

End of Standstill : 21/05/2007

Message

Message 002

Communication from the Commission - SG(2007) D/50460

Directive 98/34/EC

Translation of the message 001

Notification: 2007/0091/F

No abre el plazo - Nezaahajuje 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: 200700460.EN)

1. Structured Information Line

MSG 002 IND 2007 0091 F EN 21-05-2007 20-02-2007 F NOTIF 21-05-2007

2. Member State

France

3. Department Responsible

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3. Originating Department

Ministère de la Santé et des Solidarités,



DGS/SD3B

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4. Notification Number

2007/0091/F - COOP

5. Title

Draft Decree amending Article D 4211-13 of the Public Health Code on the list of essential oils that may be sold to the public by pharmacists only

6. Products Concerned

Essential oils

7. Notification Under Another Act

This notification is made in application of Article 8 of the amended Directive 98/34/EC of the European Parliament and of the Council of 22 June 1998, laying down a procedure for the provision of information in the field of technical standards and regulations.

8. Main Content

This draft Decree is issued in implementation of Article L 4211-1(6) of the Public Health Code, which stipulates that the "retail sale and dispensing to the public of essential oils, the list of which is laid down by Decree, as well as dilutions and preparations thereof not constituting cosmetic products, products for household use, food or drink" may be carried out by pharmacists only.

The aim of this draft is to amend the list of essential oils laid down by Article D 4211-13 of the Public Health Code which, following the new coding of the same code pursuant to Decree No 2004-802 of 29 July 2004, listed the provisions of the Decree No 86-778 of 23 June 1986 that has now been repealed. The current Article D 4211-13 mentions eight essential oils: greater wormwood, lesser wormwood, mugwort, cedar, hyssop, sage, tansy and thuya.

9. Brief Statement of Grounds

This draft Decree adds four essential oils appearing on the list of poisonous substances as they contain toxic compounds (essential oil of rue, mustard, sabine and chenopodium vermifuge) or safrole, a psychotropic precursor classified as a dangerous substance and present in essential oil of sassafras. In fact, for health safety reasons, it is inconceivable that essential oils subject to medical prescription due to their status as poisonous substances should be sold freely, by persons other than pharmacists.

In addition, the text specifies the precise French names (common sage instead of sage) and lists the Latin names of the plants in question in order to clarify the current list of essential oils.

10. Reference Documents - Basic Texts

Public Health Code (Articles L 4211-1, D 4211-13)

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 and SPS aspects (Agreements drawn up within the framework of the WTO)

TBT aspect (Agreement on Technical Barriers to Trade)

NO

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

SPS aspect (Agreement on Sanitary and Phytosanitary Measures)

NO

The draft is not a sanitary or
phytosanitary measure pursuant to Annex A to
the SPS Agreement.

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