



Notification Number: 1995/179/F

Decree establishing the safety requirements which must be met by certain sports equipment.

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Message

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TELEX 002

COMMUNICATION FROM THE COMMISSION - SG (95) D/50997/2
DIRECTIVES 83/189/EEC AND 88/182/EEC



TRANSLATION OF TELEX 001
NOTIFICATION 95/0179/F

- 3B1 : 9500997.EN

1. Structured Information Line

TLX 002 IND- 95 0179 F-- EN ----- 950626 --- ---

2. Member State

FRANCE

3. Department Responsible

Commissariat à la Normalisation
22 rue Monge - 75005 PARIS
SGCI
Carré Austerlitz
2 boulevard Diderot - 75012 PARIS

3. Originating Department

Direction Générale de la Concurrence, de la Consommation et
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59 boulevard Vincent AURIOL - 75703 PARIS CEDEX

4. Notification Number

95/0179/F

5. Title

Decree establishing the safety requirements which must be met
by certain sports equipment.

6. Products Concerned

Football goals, handball goals and basketball baskets.

7. Notification Under Another Act

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8. Main Content

This text subjects the marketing in France of the products to
compliance with safety requirements aimed at avoiding
accidents. Under this decree, it is compulsory to have an
attachment device or counterweight so as to prevent the
equipment from falling or overturning under reasonably
foreseeable conditions of use.

The person responsible for marketing in France must be able
to prove the compliance of his products with the standards
which shall be published in the Official Journal (in this
case, three draft European standards are being completed for
the three types of sports equipment concerned). In
anticipation of the publication of these standards, the
person responsible for marketing shall justify compliance



with the safety requirements by having recourse to the test described in the annex to the decree.

The text makes it compulsory to fix various notices to the equipment (manufacturer's name, date of manufacture and warning notice concerning the method of installation of the equipment). The decree also stipulates that each piece of equipment must be accompanied by instructions for use specifying the conditions of assembly, installation, maintenance and storage.

The text establishes the principle of the obligatory fixing of equipment made available to users. Equipment fitted with counterweights is subject to special conditions of use (limited events placed under the supervision of sports officials).

9. Brief Statement of Grounds

The three pieces of sports equipment concerned have caused numerous serious and even fatal accidents which have mainly involved children or teenagers. Since 1992, 15 serious accidents of which 6 were fatal have been brought to the attention of the French authorities. These accidents have most frequently been caused by the overturning of unfixed or badly fixed equipment onto which the young victims were hanging, but several accidents have also been caused by defective or badly maintained equipment which has fallen.

The decree aims to prevent further accidents caused by this equipment by establishing a certain number of safety rules in terms of both manufacture and use.

10. Reference Documents - Basic Texts

Article L. 221.3 of the Consumer Code (legal basis), draft European standards (Drafts EN 748, 749 and 1270).
Basic texts already sent in notification 94/0298/F.

11. Invocation of the Emergency Procedure

YES

12. Grounds for the Emergency

The provisions of this decree are aimed at clarifying and making permanent the provisions implemented urgently and for the duration of one year by the order of 8 August 1994 published in the Official Journal of the French Republic on 11 August.

The number of serious and fatal accidents caused by movable goals, in particular since the appearance of the order, justifies these provisions being made permanent.



EUROPEAN COMMISSION
GROWTH DIRECTORATE-GENERAL

Single Market for goods
Prevention of Technical Barriers

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COMEUR
NNNN