



Notification Number: 2008/126/F

## Decree laying down the safety requirements to be met by goal frames and goals and amending the Sport Code.

Date received : 27/03/2008

End of Standstill : 30/06/2008

### Message

Message 002

Communication from the Commission - SG(2008) D/50614

Directive 98/34/EC

Translation of the message 001

Notification: 2008/0126/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 - 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: 200800614.EN)

#### 1. Structured Information Line

MSG 002 IND 2008 0126 F EN 30-06-2008 27-03-2008 F NOTIF 30-06-2008

#### 2. Member State

F

#### 3. Department Responsible

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#### 3. Originating Department

Ministère de l'économie, des finances et de l'emploi  
Direction générale de la concurrence, de la consommation et de la répression des fraudes  
59 boulevard Vincent Auriol  
75013 PARIS



#### **4. Notification Number**

2008/0126/F - H20

#### **5. Title**

Decree laying down the safety requirements to be met by goal frames and goals and amending the Sport Code.

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

goal frames and goals (football, handball, hockey, basketball, rugby, etc.)

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

d) Directive 2001/95/EC of the European Parliament and of the Council of 3 December 2001 on general product safety

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

This Decree lays down the safety requirements applicable to goal frames and goals for installation in France. All goal frames and goals are thus affected. However, portable and easily transportable goals for introductory or training use are excluded from the scope of the legislation. These are mainly goals used by children at primary schools. Goal frames and goals regulated by the Decree must not cause physical injury through instability, collapse, overturning or tipping, in particular where users hang from a basketball net or swing from the upper bar of the goal frame. Goals manufactured according to standards (EN 748, EN 749, EN 750, EN 1270) or to a model covered by a certificate of conformity, granted following a type examination, by an accredited body, are deemed to meet these requirements. When installed for the first time, goals must undergo a stability and solidity inspection. This inspection must be performed each time goals are reinstalled. Goals must also be regularly maintained, according to the procedures to be laid down in a technical standard. An inspection and maintenance plan, together with a register containing the date and results of the tests and checks carried out, must be kept by the owner and/or operator of the goals. All goals that fail to comply with the safety requirements must be made inaccessible. Non-compliance with the provisions of the text by the vendors, owners and operators of installed goals shall be punishable by a fine. (Key words: goals, safety, safety requirements, physical injury, stability, overturning, tipping, collapse, manufacturing, standards, type examination, accredited body, person responsible for initial installation, owner, operator, maintenance, reinstallation, inspection, tests, fine)

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

The legislation was implemented in 1996 following several fatal accidents linked to the collapse or overturning of goals. It made the fixing of goals obligatory and provided for tests (those provided for by the European standards cited in paragraph 8) at all stages: manufacturing, marketing, installation and maintenance of the installed goal. This legislation has made it possible to limit the number of accidents, but they do still occur, and they appear to be linked, more than ever, to the failure to reinstall goals after they have been moved. The amendment to which this notification relates is aimed at extending the scope of the text to all goals liable to injure users in case of tipping, overturning or collapse, at enabling the marketing of free-standing goals already covered by the above-mentioned European standards, and at helping operators to check the good state of repair and, where appropriate, the fixing of installed goals by referring them to a technical standard enabling them to understand the inspection procedures appropriate to the various materials and to the conditions of their availability.

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



This Decree amends Articles R. 332-19 to R. 322-26 of the Sport Code and deletes Annexes III-1 and III-2 of the regulatory part of said code. It therefore replaces the provisions of Decree No 96-495 of 4 June 1996 laying down the safety requirements to be met by football, handball, field hockey and indoor hockey goal frames and basketball nets and Annexes I and II thereto that were reproduced by the Annex to Decree No 2007-1133 of 24 July 2004 on the regulatory provisions of the Sport Code (Book III, Title II, Chapter II, Section 3). The Decree of 4 June 1996 was repealed by the Decree of 24 July 2007 (Article 7(30)).

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

NO

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

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#### **13. Confidentiality**

a) NO

b) \*\*\*

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

a) NO

b) \*\*\*

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

-

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

TBT aspect (Agreement on Technical Barriers to Trade)

a) YES

SPS aspect (Agreement on Sanitary and Phytosanitary Measures)

a) NO

b)

i) The draft is not a sanitary or phytosanitary measure pursuant to Annex A to the SPS Agreement \*\*\*\*

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