Notification Number: 2006/451/F

Order on the sterilisation of medical devices outside of healthcare establishments.

Date received : 18/08/2006

End of Standstill : 20/11/2006 (19/02/2007)

Issue of comments by : Commission, Czech Republic

Issue of detailed opinion by : Commission

Message

Message 002

Communication from the Commission - SG(2006) D/52013

Directive 98/34/EC

Translation of the message 001

Notification: 2006/0451/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 késéseket - Ma' jiftaħx 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.

(MSG: 200602013.EN)

1. Structured Information Line

MSG 002 IND 2006 0451 F EN 20-11-2006 18-08-2006 F NOTIF 20-11-2006

2. Member State

France

3. Department Responsible

Délégué interministériel aux normes – SQUALPI – DARQSI-DGE- –bâtiment Le Bervil-DGE 6 – 12, rue Villiot - 75572 PARIS CEDEX 12 suzanne.piau@industrie.gouv.fr ou syrte@industrie.gouv.fr

tél: 01 53 44 97 04 - fax: 01 53 44 98 88

3. Originating Department

Ministère de la santé et des solidarités. Direction générale de la santé. Service prévention, programmes de santé et gestion des risques. Bureau SD5C.

14, avenue Duguesne - 75350 Paris 07 SP

4. Notification Number

2006/0451/F - S10S

5. Title

Order on the sterilisation of medical devices outside of healthcare establishments.

6. Products Concerned

All sterilisation apparatus using dry heat shall be prohibited for the sterilisation of medical devices. Only steam sterilisers shall be authorised.

7. Notification Under Another Act

-

8. Main Content

Within the context of combating infections linked to healthcare, the sterilisation of reusable medical devices by means of dry heat shall be prohibited for all healthcare professionals operating outside of healthcare establishments. Only steam sterilisation shall be authorised.

Keywords: dry-heat sterilisation, steam sterilisation, medical devices, healthcare professionals.

9. Brief Statement of Grounds

Dry-heat sterilisation is already forbidden in healthcare establishments as a result of random efficiency, the risk of alteration of medical devices through excessively high temperatures and the fixing of proteins, in particular non-conventional transmissible agents (NCTAs such as prions).

This prohibition is being extended to healthcare professionals operating outside of healthcare establishments.

10. Reference Documents - Basic Texts

Article L. 3114-6 of the Public Health Code: 'The healthcare professionals and directors of biomedical analysis laboratories referred to in Book II of Part 6 of the present code, operating outside of healthcare establishments, shall ensure the prevention of any infections relating to their prevention, diagnostic and care activities. Where necessary, the rules to which they must conform shall be laid down by means of orders. »

11. Invocation of the Emergency Procedure

No

12. Grounds for the Emergency

-

13. Confidentiality

a) NO

14	Fiscal	measi	Ires

b) NO

15. Impact assessment

-

16. TBT and SPS aspects

TBT aspect (Agreement on Technical Barriers to Trade)

- a) NO
- b)
- iii) The draft does not have a significant effect on international trade.

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.

Catherine Day General Secretary European Commission

Contact point Directive 98/34

Fax: (32-2) 296 76 60

email: Dir83-189-central@cec.eu.int

sent to:

BELNotif Qualité et Sécurité

Mme Descamps

BundesMinisterium für Wirtschaft und Technologie (Referat EA3)

Frau Christina Jäckel

Bundesministerium für Wirtschaft und Arbeit - Abteilung C2/1

Frau MARKL Iris

Bundesministerium für Wirtschaft und Arbeit - Abteilung C2/1

Frau Brigitte WIKGOLM

Cyprus org. for the promotion of quality Ministry of Commerce, Industry & Tourism

M. Antonis Ioannou

Czech Office for Standards, Metrology and testing

Mrs Lucie Ruzickova



EUROPEAN COMMISSION GROWTH DIRECTORATE-GENERAL

Single Market for goods Prevention of Technical Barriers

Department of Trade and Industry STRD2 Mr Philip Plumb

Délégation Interministérielle aux Normes Mme Piau

EFTA Surveillance Authority Mr. Gunnar Thor PETURSSON

ELOT

M.Mourtzanos K

EU internal market coordination (Ministry of Economics) Mrs Zanda Liekna

Erhvervs- og Boligstyrelsen Lene Hald Nielsen

European Free Trade Association

Hungarian Notification Centre Ministry of economy & transport Mr Zsolt Fazekas

Institut Belge de Normalisation Mme F. Hombert

Instituto Portugês da Qualidade Sra Cândida Pires

Kauppa-ja teollisuusministeri Ms. Leila Orava

Kommerskollegium Mme Jenni Altin

Lithuanian Standards Board Daiva Lesickiene

Malta standards Authority Dr Lorna Cachia

Min. of Economic Affairs & Communication Mr. Karl Stern

Min. of Industry, Energy & Technology Mr K. Polychronidis

Ministerie van Financiën Belastingsdienst - Douane Noord / CDIU De Heer IJ.G. van der Heide



Ministerio de Asuntos Exteriores Secretaría de Estado para la Unión Europ Esther Perez Pelaez Ministero dello sviluppo economico F1 - Ispettorato tecnico industria Signor Vincenzo Correggia Ministry of Economy Dept for Economic Regulations Mrs Barbara H. Kozlowska NSAI Mr Tony Losty National Agency for Enterprise & Housing Dahlerups Pakhus Mrs. Pernille Hjort Engstroem Office of standards, metrology & Testing Director of the department of European I Mrs Kvetoslava STEINLOVA Représentation Permanente de la Belgique auprès de l'Union européenne Représentation Permanente de la France Représentation Permanente du Luxembourg SL Service de l'Energie de l'Etat Mr J.-P. Hoffmann Slovenian Institute for Standardization SIST Mrs Vesna Stazisar Undersecretariat of Foreign Trade General Directorate of Standardisation Mr Mehmet COMERT sent to:

Department of Trade and Industry STRD2 Mr Philip Plumb

EFTA Surveillance Authority Mr. Gunnar Thor PETURSSON

European Free Trade Association

•



EUROPEAN COMMISSION GROWTH DIRECTORATE-GENERAL

Single Market for goods Prevention of Technical Barriers

Hungarian Notification Centre Ministry of economy & transport Mr Zsolt Fazekas

Kauppa-ja teollisuusministeri Ms. Leila Orava

NSAI

Mr Tony Losty

Représentation Permanente de l'Irlande Denis Colfer

Représentation Permanente du Royaume-Uni

SL

Undersecretariat of Foreign Trade General Directorate of Standardisation Mr Mehmet COMERT