



Notification Number: 1996/345/F

## **Decree relating to the making available of ultraviolet ray sun tan equipment to the public.**

Date received : 06/09/1996  
End of Standstill : 06/12/1996 ( **06/03/1997**)  
Issue of comments by : Finland,Germany,Italy,Netherlands  
Issue of detailed opinion by : United Kingdom

### **Message**

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EUROPEAN FREE TRADE ASSOCIATION SURVEILLANCE AUTHORITY  
EUROPEAN FREE TRADE ASSOCIATION  
ATT. MS. BAKKE-D'ALOYA  
TELEX 002



COMMUNICATION FROM THE COMMISSION - SG (96) D/51578/2  
DIRECTIVES 83/189/EEC, 88/182/EEC AND 94/10/EC  
TRANSLATION OF TELEX 001  
NOTIFICATION 96/0345/F

- 3B1 : 9601578.EN

**1. Structured Information Line**

TLX 002 IND- 96 0345 F-- EN ----- 960906 --- ---

**2. Member State**

France

**3. Department Responsible**

Secretariat General du Comite Interministeriel pour les  
Questions de Cooperation Economique Europeenne - 2, Bd  
Diderot - 75012 PARIS

Delegue Interministeriel aux Normes - 22, Rue Monge - 75005  
PARIS

**3. Originating Department**

Ministere du Travail et des Affaires Sanitaires et Sociales  
Direction Generale de la Sante - 1 place de Fontenoy - 75350  
PARIS 07 SP

**4. Notification Number**

96/0345/F

**5. Title**

Decree relating to the making available of ultraviolet ray  
sun tan equipment to the public.

**6. Products Concerned**

Product concerned: sun tan equipment fitted with ultraviolet  
ray emitters for domestic and commercial use.

**7. Notification Under Another Act**

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**8. Main Content**

Content of the draft Decree:

The draft Decree is aimed at freely selling and making  
available to the public only UV3-type equipment as defined by  
European standard EN 60 335-2-27. UV1-type equipment as  
defined by the standard are reserved for professional use,  
with the other types of equipment, UV2 and UV4, being  
reserved for medical use or available on prescription. UV  
sun tan equipment for public use shall be under the  
responsibility and shall be monitored by appropriately



trained staff. This equipment may not be used by children under the age of 18. All equipment made available to the public must conform to standard EN 60 335-2-27. Instructions for use which conform to the provisions of the standard must be supplied to each purchaser of the equipment. In the case of commercial use, the instructions supplied to the user must also at least conform to the provisions contained in the standard. Finally, an informative document must be made available to the public user, providing, in particular, information on the risks related to ultraviolet rays. Institutions providing UV sun tan services shall be obliged to make a declaration to the public authorities, while a procedure for the periodic technical monitoring of the equipment shall be implemented.

## 9. Brief Statement of Grounds

Grounds.

Although a regulation has existed in France since 1962 setting the conditions for the use of ultraviolet ray-emitting equipment (Order of 6 January 1962), it is no longer applicable because it is not adapted to current equipment and is very restrictive, and has therefore had to be updated. Taking into account on the one hand the rapid increase in the frequency of skin cancer which is known to be directly related to the amount of exposure to natural or artificial ultraviolet rays, and on the other hand the report of the State monitoring authorities regarding the poor general state of ultraviolet equipment, it has appeared essential that the equipment made available to the public at least conform to the technical regulations set by the international standard, that professionals receive a minimum level of training and that the public be clearly informed of the possible risks.

## 10. Reference Documents - Basic Texts

Reference documents

a) List of basic texts:

- Public Health Code,
- Consumer Code, Article L. 221-3,
- Penal Code - Article R. 610-1, R. 625-1 - Articles 132-66 to 132-70,
- Decree no. 95/1081 of 3 October 1995 relating to the safety of persons, animals and goods when using electric equipment intended to be used within certain voltage limits.

b) -

c) -

## 11. Invocation of the Emergency Procedure

No



**12. Grounds for the Emergency**

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**13. Confidentiality**

No

**14. Fiscal measures**

No

D. WILLIAMSON  
COMEUR  
NNNN