



Notification Number: 2010/181/F

## Decree on Hygiene and Safety Rules on Forestry Sites

Date received : 25/03/2010

End of Standstill : 28/06/2010

### Message

Message 002

Communication from the Commission - SG(2010) D/50756

Directive 98/34/EC

Translation of the message 001

Notification: 2010/0181/F

No abre el plazo - Nezahtajuje 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 - Atidējimai 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: 201000756.EN)

#### 1. Structured Information Line

MSG 002 IND 2010 0181 F EN 28-06-2010 25-03-2010 F NOTIF 28-06-2010

#### 2. Member State

F

#### 3. Department Responsible

Délégué interministériel aux normes – SQUALPI – Bâtiment Le Bervil - 12, rue Villiot – 75572 PARIS Cedex 12  
d9834.france@finances.gouv.fr  
tél : 01 53 44 97 04 – fax : 01 53 44 98 88

#### 3. Originating Department

Bureau de la santé et de la sécurité au travail (BSST)  
Sous-direction du travail et de la protection sociale (SDTPS)  
Service des affaires financières, sociales et logistiques (SAFSL)  
Secrétariat général (SG)  
Ministère de l'alimentation, de l'agriculture et de la pêche



dominique.dufumier@agriculture.gouv.fr  
alberte.florion@agriculture.gouv.fr

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

B20 – 2010/181/F

#### **5. Title**

Decree on Hygiene and Safety Rules on Forestry Sites

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

Forestry sites

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

The draft for which notification has been given does not contain any of the requirements mentioned in Article 15(2) of Directive 2006/123/EC on services in the internal market.

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

This text stipulates the safety rules to be applied on forestry and wood processing sites.

Contractors who place work orders with companies or self-employed persons must provide them with information that is specific to the site and has an impact on safety. The contractor must also take organisation measures in the event that more than one company is working on the site at the same time.

Employers and, in most cases, self-employed persons also have obligations relating to site organisation and planning. Similarly, they must obey technical rules, especially those concerning respect for safety areas, the organisation of emergency help, solitary work, individual protective equipment and some work that presents particular risks, as in the case of work on sloping land or cable haulage.

Keywords: forestry sites / work organisation / work planning / worker protection / self-employed persons

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

The objective is to make significant improvements to the safety of all workers, including self-employed persons, who work on forestry sites. The accident indicators are very worrying indeed.

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

a) Article L. 717-9 of the Rural Code:

“A Council of State Decree shall define the hygiene and safety rules, especially those relating to site planning, and the organisation of work and solitary workers, that are to be complied with on forestry sites as defined in Article L. 371-1 of the Forestry Code and on other forestry sites.

It shall also stipulate the list of provisions that apply to contractors, self-employed workers and employers carrying out an activity themselves on sites mentioned in the first paragraph.”

Article L. 371-1 of the Forestry Code:

“Wood harvesting work is considered to include felling, thinning, lopping, topping, all forms of haulage, work that usually precedes or follows these operations, such as cleaning cuts and transporting wood, that are done by the company, especially by the forestry work company that has carried out all or some of the above operations and,



when carried out in the cutting area, it shall also include the work of processing, conditioning, sawing and carbonisation of the wood, irrespective of the procedures employed. »

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

NO

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

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#### **13. Confidentiality**

a) NO

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

b) NO

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

According to the latest statistics from the Mutual Agricultural Fund, forestry work (wood processing and silviculture) employs 28 310 people.

The accident indicators are currently very worrying.

For employees, forestry and wood processing are by far the most "accident-prone", in comparison with the agricultural and general schemes. For wood processing and forestry, the frequency [(number of accidents involving a stoppage/hours worked) x 1,000,000] was 96 and 85.1 respectively in 2007, in comparison with 33.3 for all agriculture and 25.7 for the general scheme.

For self-employed agricultural workers performing the same activities, the frequency index (number of work accidents involving a stoppage per 1000 people) was 38.2 for agriculture in general in 2007, in comparison with 43.1 for forestry and 113.7 for wood processing respectively.

France has an ambitious plan to develop the wood energy sector under conditions compatible with the sustainable management of 12Mm<sup>3</sup> in 2012 increasing to more than 20Mm<sup>3</sup> in 2020. Such mobilisation should have a significant impact on employment, with the development of mechanisation and the creation of thousands of jobs.

This growth in jobs available in a sector that is traditionally regarded as difficult or even dangerous must be accompanied by a training drive and take place under more rigorous safety conditions than in the past if the number of fatal or serious accidents is not to increase proportionately.

In this context, the draft Decree on Hygiene and Safety Rules on Forestry Sites must help to reinforce safety conditions, leading to a reduction in accidents at work and related costs, and an improvement in the attractiveness of these jobs.

In comparison with the benefits to be gained, the costs incurred by this new regulation should be negligible in that it is basically a matter of implementing organisation measures.

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

TBT relevance



a) NO

b) i) The draft is not a technical regulation or a conformity assessment procedure within the meaning of Annex 1 to the TBT Agreement.

SPS relevance

a) NO

b) i) The draft is not a sanitary or phytosanitary measure within the meaning of Annex A to the SPS Agreement.

Catherine Day  
Secrétaire général  
Commission européenne

Point de contact Directive 98/34  
Fax: (32-2) 296 76 60  
email: [dir83-189-central@ec.europa.eu](mailto:dir83-189-central@ec.europa.eu)

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sent to :

Bundesministerium für Wirtschaft und Arbeit - Abteilung C2/1  
Frau MARKL Iris

Työ- ja elinkeinoministeriö  
Ms. Leila Vilhunen

Malta standards Authority  
Sarah Jane Meli

Kommerskollegium  
Ms Gunnel Fälth

Office of standards, metrology & Testing Kralikova Dana  
.

BundesMinisterium für Wirtschaft und Technologie (Referat EB2)  
Frau Kathrin Lettgen

Représentation Permanente de la France  
.

Ministerio dell'industria  
Sr. CASTIGLIONI Enrico

Ministry of Economy Dept for Economic Regulations  
Mrs Barbara H. Kozłowska



Ministry of Economy and Commerce Division for Internal Market  
Catalina Groza

Bundesministerium für Wirtschaft und Arbeit - Abteilung C2/1  
Frau Brigitte WIKGOLM

Représentation Permanente de la Belgique auprès de l'Union européenne  
.

Ministerio de Asuntos Exteriores y Coop. DG de Coordinación del Mercado Interior  
Juan Carlos Calvo Huerta

Min. of Economic Affairs & Communication  
Mr. Karl Stern

Délégation Interministérielle aux Normes  
Mme PORTOU-DUPIN

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

CU N Lovseth Hanne Leen  
.

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

Instituto Português da Qualidade  
Sra Eng<sup>a</sup>. Anete Freitas

Bundesministerium für Wirtschaft und Bund Arbeit - Abteilung C2/1  
Franz BORTH

Institut Belge de Normalisation  
Mme F. Hombert

European Free Trade Association  
Mr. Robert Murphy

EU internal market coordination (Ministry of Economics)  
Mr. Dainis Matulis

BELNotif (Qualité et Sécurité) SPF Economie, PME, Classes moyennes, Energ  
M. Paul Caruso

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

AGENCIA ESPAÑOLA DE SEGURIDAD ALIMENTARI Comisión Interministerial para la Ordena  
M<sup>a</sup> Luisa Aguilar Zambalamberri



ELOT

Mrs. Tzolou Afroditi

NSAI

Mr Tony Losty

Lithuanian Standards Board

Daiva Lesickiene

Undersecretariat of Foreign Trade General Directorate of Standardisation

Mr Mehmet COMERT

BELNOTIF (Qual & sécur)

Liliane Demanet

Czech Office for Standards, Metrology and testing

Mrs Lucie Ruzickova

Erhvervs- og Byggestyrelsen/Danish Enterprise & Construction Authority

Bjarne Bang Christensen

EFTA Surveillance Authority

Mr. Gunnar Thor PETURSSON

Ministero dello sviluppo economico Dip.to Impresa e Internazionalizzazione

Sr. CASTIGLIONI Enrico

Slovenian Institute for Standardization SIST

Mrs Jozica Skof Nikolic

Department for Business, Innov. & Skills

Mr Philip Plumb

Bundesministerium für Wirtschaft und Arbeit - Abteilung C2/1

Ida CSISZAR

SPF Economie Direction générale Qualité et Sécurité

Paul Caruso

State Agency for Metrological and Technical Surveillance

Violetta Veleva

SL

.

CU FL-Amt für Handel und Transport (TPMN)

Dipl. Ing. FH Thomas Näf

Hungarian Notification Centre Ministry of National Development and Eco

Mr Zsolt Fazekas



Institut luxembourgeois de la normalisation (ILNAS)  
Mr Manuel Turmes

Service de l'Énergie de l'État  
M. Miguel Borges

Représentation Permanente du Luxembourg

.

Office of standards, metrology & Testing Director of the department of European I  
Mrs Kvetoslava STEINLOVA

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sent to :

Työ- ja elinkeinoministeriö  
Ms. Leila Vilhunen

Malta standards Authority  
Sarah Jane Meli

Ministry of Economy and Commerce Division for Internal Market  
Catalina Groza

CU N Lovseth Hanne Leen

.

European Free Trade Association  
Mr. Robert Murphy

AGENCIA ESPAÑOLA DE SEGURIDAD ALIMENTARIA Comisión Interministerial para la Ordena  
M<sup>a</sup> Luisa Aguilar Zambalamberri

NSAI  
Mr Tony Losty

Undersecretariat of Foreign Trade General Directorate of Standardisation  
Mr Mehmet COMERT

EFTA Surveillance Authority  
Mr. Gunnar Thor PETURSSON

Représentation Permanente du Royaume-Uni

.

Department for Business, Innov. & Skills  
Mr Philip Plumb

State Agency for Metrological and Technical Surveillance



Violetta Veleva

SL

.

Hungarian Notification Centre Ministry of National Development and Eco  
Mr Zsolt Fazekas

Représentation Permanente de l'Irlande  
Denis Colfer