



Notification Number: 2005/495/F

Draft Order on the conditions of recognition of water monitoring laboratories in application of Articles R.1321-24 and R.1322-49 of the Public Health Code

Date received : 16/09/2005

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Message

Message 002

Communication from the Commission - SG(2005) D/52178

Directive 98/34/EC

Translation of the message 001

Notification: 2005/0495/F

No abre el plazo - Nezhajuje 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.

(MSG: 200502178.EN)

1. Structured Information Line

MSG 002 IND 2005 0495 F EN 19-12-2005 16-09-2005 F NOTIF 19-12-2005

2. Member State

France

3. Department Responsible

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4. Notification Number

2005/0495/F - C50A

5. Title

Draft Order on the conditions of recognition of water monitoring laboratories in application of Articles R.1321-24 and R.1322-49 of the Public Health Code

6. Products Concerned

Water for human consumption, including packaged natural mineral waters.

7. Notification Under Another Act

Other Directive or Regulation:

- Regulation (EC) No 852/2004 of the European Parliament and of the Council of 29 April 2004 on the hygiene of foodstuffs;
- Regulation (EC) No 882/2004 of the European Parliament and of the Council of 29 April 2004 on official controls performed to ensure the verification of compliance with feed and food law, animal health and animal welfare rules;
- Council Directive 80/777/EEC of 15 July 1980 on the approximation of the laws of the Member States relating to the exploitation and marketing of natural mineral waters, as amended by Directive 96/70/EC of the European Parliament and of the Council of 28 October 1996 and Commission Directive 2003/40/EC of 16 May 2003 establishing the list, concentration limits and labelling requirements for the constituents of natural mineral waters and the conditions for using ozone-enriched air for the treatment of natural mineral waters and spring waters;
- Council Directive 98/83/EC of 3 November 1998 on the quality of water intended for human consumption.

8. Main Content

The draft Order defines the conditions to be met by laboratories that sample and analyse water intended for human consumption. Monitoring means the operations performed by the operator, defined in Articles R.1321-24 (spring water, water made potable by treatment) and R.1322-40 (natural mineral waters) respectively.

Laboratories that perform sampling and analysis must be:

- 1°) either approved by the Minister responsible for Health to carry out sampling and health inspection analyses of waters for the parameters concerned,
- 2°) or accredited in accordance with standard ISO/CEI 17025 by the French Accreditation Committee (COFRAC) or by any other equivalent European accreditation body that is signatory to the multilateral agreement drawn up within the framework of European coordination of accreditation bodies, to perform sampling and analysis of the parameters concerned;
- 3°) or recognised by the prefect of the department in which the laboratory is established.

Keywords: food hygiene rules, quality assurance process.



9. Brief Statement of Grounds

This draft text guarantees the competence of laboratories responsible for performing analyses in packaging factories.

10. Reference Documents - Basic Texts

The basic text references of the draft are in Article R.1321-24 and R.132-49 of the draft Decree.

11. Invocation of the Emergency Procedure

NO

12. Grounds for the Emergency

-

13. Confidentiality

NO

14. Fiscal measures

NO

15. Impact assessment

-

16. TBT and SPS aspects

TBT aspect (Agreement on technical barriers to trade)

a) NO

b) The draft conforms to an international standard.

SPS Aspect (Agreement on sanitary and phytosanitary measures)

a) NO

The content of the draft is substantially the same as that of an international standard, directive or recommendation.

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