



Notification Number: 2006/63/E

DRAFT DECREE OF THE GOVERNING COUNCIL REGULATING TANNING CENTRES USING ULTRAVIOLET RADIATION EQUIPMENT IN THE AUTONOMOUS COMMUNITY OF MADRID.

Date received : 27/01/2006

End of Standstill : 28/04/2006

Message

Message 002

Communication from the Commission - SG(2006) D/50293

Directive 98/34/EC

Translation of the message 001

Notification: 2006/0063/E

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.

(MSG: 200600293.EN)

1. Structured Information Line

MSG 002 IND 2006 0063 E EN 28-04-2006 27-01-2006 E NOTIF 28-04-2006

2. Member State

Spain

3.A. SUBDIRECCIÓN GENERAL DE ASUNTOS INDUSTRIALES, ENERGÉTICOS, DE TRANSPORTES, COMUNICACIONES Y MEDIO AMBIENTE.

DIRECCIÓN GENERAL DE COORDINACIÓN DEL MERCADO INTERIOR Y OTRAS POLÍTICAS COMUNITARIAS.

SECRETARÍA DE ESTADO DE ASUNTOS EUROPEOS.

MINISTERIO DE ASUNTOS EXTERIORES.

C/ SERRANO GALVACHE, 26, 4ª PLANTA (28071 MADRID)

TELÉFONOS: 91 379 84 64, 91 379 83 87, 91 379 83 98

FAX: 91 479 84 01 DIRECCIÓN DE CORREO ELECTRÓNICO: D89-189@ue.mae.es

3.B. DIRECCIÓN GENERAL DE SALUD PÚBLICA Y ALIMENTACIÓN

CONSEJERÍA DE SANIDAD Y CONSUMO DE LA COMUNIDAD DE MADRID



C/ ADUANA N° 29. 28013 MADRID.
TELÉFONO: 91.586.71.66, 91.426.56.82.
FAX: 91.586.71.70
DIRECCIÓN C.ELECTRÓNICO:carmen.fernandez.aguado@madrid.org

4. Notification Number

2006/0063/E - X00M

5. Title

DRAFT DECREE OF THE GOVERNING COUNCIL REGULATING TANNING CENTRES USING ULTRAVIOLET RADIATION EQUIPMENT IN THE AUTONOMOUS COMMUNITY OF MADRID.

6. Products Concerned

THE PRESENT DECREE LAYS DOWN THE OPERATING REQUIREMENTS FOR TANNING CENTRES USING ULTRAVIOLET RADIATION EQUIPMENT WHICH PROVIDE THEIR SERVICES WITHIN THE AUTONOMOUS COMMUNITY OF MADRID. TO THIS END, THE REQUIREMENTS WHICH MUST BE MET BY THE DECLARATION TO BE SUBMITTED BY TANNING CENTRES TO THE COMPETENT BODY AND THE PROCEDURE FOR AUTHORISING THE TRAINING COURSES INTENDED FOR STAFF RESPONSIBLE FOR TANNING EQUIPMENT USING ULTRAVIOLET RADIATION ARE REGULATED HEREIN AND THE MECHANISM FOR INSPECTING AND SUPERVISING THIS ACTIVITY IS ALSO ESTABLISHED.

7. Notification Under Another Act

-

8. Main Content

THE OBJECT OF THE PRESENT DECREE IS TO REGULATE TANNING CENTRES WHICH PROVIDE THEIR SERVICES WITHIN THE AUTONOMOUS COMMUNITY OF MADRID. THIS REGULATION SHALL BE CARRIED OUT BY MEANS OF:

A) TANNING CENTRE DECLARATION: PROPRIETORS OF TANNING CENTRES SHALL BE OBLIGED TO DECLARE THE EQUIPMENT IN THEIR POSSESSION TO THE COMPETENT BODY PRIOR TO THEIR OPENING. SIMILARLY, THE PROPRIETOR OR MANAGER OF THE TANNING CENTRE SHALL SUBMIT A DECLARATION PROVING THAT ALL STAFF OPERATING TANNING EQUIPMENT USING ULTRAVIOLET RADIATION HAVE ATTENDED THE TRAINING COURSES REQUIRED BY THIS DECREE.

B) MONITORING OF CONDITIONS REGARDING LIMITS ON EXPOSURE TO ULTRAVIOLET RADIATION AND SAFETY OF TANNING EQUIPMENT ARE ESTABLISHED IN ROYAL DECREE NO 1002/2002: IT SHALL BE THE RESPONSIBILITY OF THE PROPRIETOR OF THE TANNING CENTRE TO MONITOR THE RESTRICTIONS AND PROHIBITIONS RELATING TO THE USE OF THIS EQUIPMENT, AS WELL AS TO MAINTAIN THE HEALTH AND HYGIENE CONDITIONS OF ESTABLISHMENTS AND REQUIREMENTS RELATING TO USER INFORMATION AND INFORMED CONSENT.

C) CONTROL BODIES WISHING TO CARRY OUT THE TECHNICAL REVIEW OF THE TANNING EQUIPMENT LAID DOWN IN ARTICLE 11 OF ROYAL DECREE NO 1002 OF 27 SEPTEMBER 2002 REGULATING THE SALE AND USE OF TANNING EQUIPMENT USING ULTRAVIOLET RADIATION MUST HOLD THE POSITION OF CONTROL BODY WITHIN THE REGULATORY FRAMEWORK OF ELECTRICAL INSTALLATIONS AND REQUEST THEIR INCLUSION IN THE REGISTER WHICH THE



DIRECTORATE-GENERAL FOR INDUSTRY, ENERGY AND MINES HOLDS TO THIS EFFECT.

D) ALL STAFF OF COMPANIES OPERATING TANNING EQUIPMENT USING ULTRAVIOLET RADIATION IN A TANNING CENTRE MUST HAVE A SUFFICIENT AND APPROPRIATE LEVEL OF KNOWLEDGE AND APTITUDE TO BE ABLE TO CARRY OUT THIS FUNCTION, HAVING TO COMPLETE AN AUTHORISED TRAINING COURSE, INDICATING THE PROCEDURE FOR WHICH THIS AUTHORISATION HAS BEEN OBTAINED.

E) THE PENALTY SYSTEM AND THE COMPETENCES OF THE VARIOUS PUBLIC BODIES INVOLVED, INCLUDING, IN ADDITIONAL PROVISIONS, THE DEADLINES FOR ADAPTATION TO THIS, ARE ESTABLISHED.

9. Brief Statement of Grounds

THIS DECREE SHALL FULFIL, WITHIN THE FRAMEWORK OF THE AUTONOMOUS COMMUNITY OF MADRID, THAT ESTABLISHED AT A NATIONAL LEVEL BY ROYAL DECREE NO 1002 OF 27 SEPTEMBER 2002, WHICH LAYS DOWN THAT TANNING CENTRES, BEFORE OPENING, MUST SUBMIT TO THE COMPETENT AUTHORITY A DECLARATION CONTAINING THE TECHNICAL DESCRIPTION OF THE TANNING EQUIPMENT AND THE TRAINING RECEIVED BY THE STAFF OF THIS ESTABLISHMENT, AS WELL AS LAYING DOWN THE BASIC REQUIREMENTS FOR TRAINING COURSES FOR STAFF OF TANNING CENTRES, THE CONTENT AND INSPECTION OF WHICH SHALL BE THE RESPONSIBILITY OF THE COMPETENT BODIES OF THE AUTONOMOUS COMMUNITIES, ALSO BEING RESPONSIBLE FOR THE MONITORING AND INSPECTION OF THAT LAID DOWN THEREIN.

10. Reference Documents - Basic Texts

ROYAL DECREE NO 1002 OF 27 SEPTEMBER 2002, REGULATING THE SALE AND USE OF TANNING DEVICES USING ULTRAVIOLET RADIATION

11. Invocation of the Emergency Procedure

DOES NOT APPLY

12. Grounds for the Emergency

-

13. Confidentiality

WE DO NOT ASK THAT THE INFORMATION PROVIDED PURSUANT TO ARTICLE 8 BE TREATED AS CONFIDENTIAL, IN ACCORDANCE WITH ARTICLE 8(4).

14. Fiscal measures

NO

15. Impact assessment

NO

16. TBT and SPS aspects



NO

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 Referat XA2
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

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 Português 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 Financien Belastingdienst - Douane / CDIU
De Heer IJ.G. van der Heide

Ministerio de Asuntos Exteriores Secretaría de Estado para la Unión Europ
Esther Perez Pelaez

Ministero delle attivit produttive F1 - Ispettorato tecnico industria
Signor Vincenzo Correggia

Ministry of Economy, Labour and Social Dept for Europe & multilateral relations
Mrs Barbara Nieciak

NSAI
Mr Tony Losty

National Agency for Enterprise & Housing Dahlerups Pakhus
Mr. Bjarne Bang Christensen



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

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
.

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