



Notification Number: 2014/152/F

Order relating to information and warnings intended for operators and users of tanning devices

Date received : 28/03/2014
End of Standstill : 30/06/2014
Issue of comments by : Commission, United Kingdom

Message

Message 002

Communication from the Commission - TRIS/(2014) 00927
Directive 98/34/EC
Translation of the message 001
Notification: 2014/0152/F

No abre el plazo - Ne zahajuje 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 - Не се предвижда период на прекъсване - Nu deschide perioadele de stagnare - Nu deschide perioadele de stagnare.

(MSG: 201400927.EN)

1. Structured Information Line

MSG 002 IND 2014 0152 F EN 28-03-2014 F NOTIF

2. Member State

F

3. Department Responsible

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3. Originating Department

Ministère des Affaires sociales et de la santé
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4. Notification Number

2014/0152/F - X00M

5. Title

Order relating to information and warnings intended for operators and users of tanning devices

6. Products Concerned

Artificial tanning devices and services using these devices

7. Notification Under Another Act

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8. Main Content

This draft Order sets out the measures established under Decree No 2013-1261 of 27 December 2013 on the sale and public availability of certain tanning devices that use artificial ultraviolet radiation, notified to the Commission on 29 January 2013 pursuant to Directive 98/34/EC (No 2013/056/F of 29 January 2013). The regulatory system of which this Order is a part replaces the regulatory system in force in France since 1997 (Decree No 97-617 of 31 May 1997 on the sale and public availability of certain tanning devices which use ultraviolet radiation).

These measures concern the compulsory warning messages intended to warn users and operators of tanning devices of the risks associated with exposure to artificial ultraviolet radiation. Warning messages have featured on and in the vicinity of tanning devices and in the instructions for use of such devices since 1997. The provisions of this draft Order are intended to update the content of these messages on the basis of international developments in the understanding of the health risks associated with the use of tanning devices, particularly the certain risk of cancer (World Health Organisation classification, July 2009). More specifically, the draft Order updates the following:

- the wording of the instructions for use of tanning devices for public use;
- the wording and manner of display of the messages on the tanning devices themselves and those in the vicinity thereof;
- the wording and manner of display of the health warning that should feature on any publicity material relating to tanning devices, the sale of such devices or the provision of services that include the use of tanning devices.

9. Brief Statement of Grounds

The International Centre for Cancer Research definitively classified artificial ultraviolet radiation (UV) as carcinogenic to humans in July 2009, having calculated that the risk of developing a cutaneous melanoma was increased by 75% for individuals under 30 years old who had used tanning booths at least once. In France, the Institut national de veille sanitaire (National Institute for Health Surveillance, InVS) estimated 9 780 new cases of cutaneous melanoma annually, causing 1 620 deaths in 2011, rising over the last five years. The French Institut national du cancer (National Cancer Institute, INCa) indicates that this artificial radiation cannot be considered risk-free, whatever the frequency of exposure or the dose received, from the first moment of use.



INCa also warns that, based on current scientific knowledge, the risk/benefit balance for repeated exposure to the artificial UV of tanning booths can only be negative and against the use of this radiation. Furthermore, the administration reported a reduction in the quality of tanning centres, at least since 2006, particularly concerning the failure to provide warning messages for the benefit of users.

It would therefore appear imperative to tighten the regulations concerning tanning devices and their inspection, in the interests of public health and safety, by updating messages for users in order to make them aware of the proven cancer risks associated with the use of these devices.

10. Reference Documents - Basic Texts

References to basic texts: Decree No 2013-1261 of 27 December 2013 on the sale and public availability of certain tanning devices that use artificial ultraviolet radiation, notified to the Commission on 29 January 2013 pursuant to Directive 98/34/EC.

The reference texts were forwarded with an earlier notification: 2013/056/F

11. Invocation of the Emergency Procedure

No

12. Grounds for the Emergency

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13. Confidentiality

No

14. Fiscal measures

No

15. Impact assessment

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16. TBT and SPS aspects

TBT aspect

No - the draft has no significant impact on international trade.

SPS aspect

No - the draft is not a sanitary or phytosanitary measure.

European Commission

Contact point Directive 98/34



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Prevention of Technical Barriers

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