



Notification Number: 2010/614/E

Draft Order of the Ministry of the Interior on Private Security Firms.

Date received : 13/09/2010

End of Standstill : 14/12/2010

Message

Message 002

Communication from the Commission - SG(2010) D/52270

Directive 98/34/EC

Translation of the message 001

Notification: 2010/0614/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 - 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: 201002270.EN)

1. Structured Information Line

MSG 002 IND 2010 0614 E EN 13-09-2010 E NOTIF

2. Member State

E

3. Department Responsible

Subdirección General de Asuntos Industriales, Energéticos, de Transportes, Comunicaciones y Medio Ambiente.

Dirección General del Mercado Interior y otras Políticas Comunitarias.

Secretaría de Estado para la Unión Europea.

Ministerio de Asuntos Exteriores y de Cooperación.

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3. Originating Department

Unidad Central de Seguridad Privada-Comisaría General de Seguridad Ciudadana
Dirección General de la Policía y de la Guardia Civil
Secretaría de Estado de Seguridad
Ministerio del Interior
c/ Rey Francisco, 21, 28071-Madrid

4. Notification Number

2010/0614/E - SERV50

5. Title

Draft Order of the Ministry of the Interior on Private Security Firms.

6. Products Concerned

It would also affect:

T50T-Transport of hazardous materials
X20M-Arms and munitions

7. Notification Under Another Act

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8. Main Content

The draft Order is for the purpose of upgrading the system for authorisation and operation of private security firms, affecting, with regard to the authorisation system, aspects such as the proper authorisation procedure, security systems, retailing gunsmiths, strongrooms, explosives warehouses, vehicles for the transport of funds, valuables, valuable objects, explosives and metallic ammunition and alarm centres, and with regard to the operational system, aspects such as the requirement to collaborate with the National Security Forces, registers, safe custody of arms, vigilance and protection of funds and hazardous items and services of alarm centres.

The Draft upgrades the European regulations EN on physical security contained in the Order of 23 April 1997 and facilitates the incorporation of the new Spanish and European regulations on the subject, in order to maintain their inherent technological aspects.

Finally, the Draft clarifies some aspects of the Order of 23 April 1997 that, through their difficult interpretation, have caused problems in their practical application.

9. Brief Statement of Grounds

The provisions on 'security firms' contained in Law 23/1992, of 30 July, on Private Security and the Regulation of Private Security, approved by Royal Decree 2364/1994 of 9 December, were developed by the 'Order of the Ministry of the Interior, of 23 April 1997, finalising certain aspects in terms of security firms, pursuant to the Law and Regulation on Private Security'.

More than thirteen years after the Order of 23 April 1997, taking account of, on the one hand, the practical problems arising from its application and on the other, technological advances that have been made since then, it was considered necessary to upgrade the authorisation system and operation of private security firms.



The Draft Order will mean the repeal of the 'Order of the Ministry of the Interior, of 23 April 1997, finalising certain aspects in terms of security measures, pursuant to the Regulation on Private Security'.

10. Reference Documents - Basic Texts

References to the base texts: Order of the Ministry of the Interior, of 23 April 1997, finalising certain aspects in terms of security measures, pursuant to the Regulation on Private Security.

The base texts were submitted in the framework of a previous notification: 1995/392/E

11. Invocation of the Emergency Procedure

Yes

12. Grounds for the Emergency

The urgency arises from the complementarity of private security and public safety and the need to adopt the most advanced techniques and procedures to guarantee the safety of the public and public order, namely, the need to provide, forthwith, private security firms and their personnel and the National Security Forces with the proper means to fight efficiently against the new profiles and challenges of delinquency and organised crime, very different from those of 1997.

The Draft Order, in addition, is in keeping with a process of regulatory modification and innovation that sets out, from a coherent and systematic perspective, to stimulate simultaneously the upgrading of regulatory provisions relating to private security firms and their staff, the security measures of public establishments and the operation of alarm systems.

13. Confidentiality

No

14. Fiscal measures

No

15. Impact assessment

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16. TBT and SPS aspects

TBT aspect

NO – The draft will have no significant impact on international trade.

SPS aspect

NO - The draft will have no significant impact on international trade.

Catherine Day



Secretario General
Comisión Europea

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EUROPEAN COMMISSION
GROWTH DIRECTORATE-GENERAL

Single Market for goods
Prevention of Technical Barriers

Hungarian Notification Centre Ministry of National Development and Eco
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