



Notification Number: 2010/214/F

## Order applying Articles R.4534-108 and R.4534-123 of the Labour Code regarding the prevention of risks linked to works involving trees in the environment of overhead electrical lines.

Date received : 06/04/2010

End of Standstill : 05/07/2010

### Message

Message 002

Communication from the Commission - SG(2010) D/50855

Directive 98/34/EC

Translation of the message 001

Notification: 2010/0214/F

No abre el plazo - Nezaahajuje 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 - He ce предвижда период на прекъсване - Nu deschide perioadele de stagnare - Nu deschide perioadele de stagnare.

(MSG: 201000855.EN)

#### 1. Structured Information Line

MSG 002 IND 2010 0214 F EN 05-07-2010 02-04-2010 F NOTIF 05-07-2010

#### 2. Member State

F

#### 3. Department Responsible

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

2010/0214/F - C00A

#### **5. Title**

Order applying Articles R.4534-108 and R.4534-123 of the Labour Code regarding the prevention of risks linked to works involving trees in the environment of overhead electrical lines.

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

Works involving trees in the environment of overhead electrical lines

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

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

For works involving trees in the environment of overhead electrical lines, the notified text shall be disregarded with regard to the safety distances to be maintained from electrical lines if new safety measures are implemented.

These measures are mainly as follows:

- taking into account vegetation for the calculation of safety distances and measuring every ten minutes with telemetric means the position of the vegetation with regard to the lines;
- prohibition or strict control of use of works machines with long handles;
- limit of use of mobile work equipment;
- reinforcement of safety training for operators and monitoring of work sites.

Keywords: works involving trees/overhead electrical lines environment/safety distances/worker protection

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

Transport and electricity distribution network managers wish to reduce the number of electrical line outages. Therefore the regulations in force (Articles R.4534-108 to R.4534-125 of the Labour Code) are poorly applied. Furthermore, they are also not adapted, in part, to the safety measures that they recommend if it is impossible to switch off the voltage, for example placing obstacles or appointing monitors to check that operators do not infringe the safety distances. In addition, they do not take into account the vegetation for calculating the safety distances to maintain with regard to electrical lines. The draft order notified is therefore mainly intended to define new rules, which are safer and more appropriate for the works in question.

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



a) Articles R. 4534-107, R. 4534-111 to R. 4534-118, R. 4534-125 of the Labour Code (issued by the codification of the Decree of 8 January 1965 “regarding particular protection and health measures applicable to establishments where personnel carry out building works, public works, and all other works concerning buildings”).

b) Articles R. 4534-1, 4534-108, 4534-109, 4534-123

#### **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 relevance

a) NO

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

SPS relevance

a) NO

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

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