



Notification Number: 2017/401/F

Decree on the user manual referred to in Article L425-1 of the Consumer Code

Date received : 22/08/2017

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Issue of comments by : Commission

Message

Message 002

Communication from the Commission - TRIS/(2017) 02261

Directive (EU) 2015/1535

Translation of the message 001

Notification: 2017/0401/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 - Não 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: 201702261.EN)

1. Structured Information Line

MSG 002 IND 2017 0401 F EN 22-08-2017 F NOTIF

2. Member State

F

3. Department Responsible

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4. Notification Number

2017/0401/F - T10T

5. Title

Decree on the user manual referred to in Article L425-1 of the Consumer Code

6. Products Concerned

Unmanned aerial vehicles (drones)

7. Notification Under Another Act

-

8. Main Content

Due to the increase in the number of unlawful flights over sensitive French sites by drones since autumn 2014, two members of French Parliament tabled a draft law in spring 2016 on improving safety measures when using civilian drones. In particular, this draft followed the Government report to Parliament entitled 'The rise in civilian aerial drones in France: challenges and possible responses from the State', published in October 2015.

The law was finally adopted by the French Parliament and enacted on 24 October 2016 (Law No 2016-1428). It imposes new obligations on remote pilots, owners or manufacturers of unmanned civilian aerial vehicles. These are intended to prevent incidents posing a risk to State security and make remote pilots accountable.

The Draft Decree notified by France to the Member States and European Commission under Directive (EU) 2015/1535 aims to implement the obligation to provide a user manual with unmanned aerial vehicles and their main spare parts. This user manual on the conditions of use for unmanned aerial vehicles, rules for using the airspace and safety, and rules and principles relating to privacy, shall be drafted in French and be easy to understand.

The Draft Decree stipulates the penalties applicable in the case of failure to provide this user manual, and its applicability overseas.

9. Brief Statement of Grounds

This Draft Decree therefore aims to supplement, for reasons of guaranteeing public safety and State security, the French regulatory framework relating to unmanned aerial vehicles established by the Order of 17 December 2015 relating to the design of unmanned civilian aerial vehicles, the conditions for their use and the skills required of those using them and the Order of 17 December 2015 as amended on 30 March 2017 on the use of airspace by unmanned aerial vehicles.

The requirements contained in this Draft Decree aim to ensure that purchasers of drones (new or second-hand) receive a minimum amount of information on the regulations concerning drones so that they act in a safe and respectful manner. The recommendations in the aforementioned report which have been included in the law are based on, in particular, the belief that greater compliance with the regulations by well-meaning users will greatly decrease the number of false alarms and also facilitate the work of the services responsible for the prevention of attacks to the security and the protection of sensitive sites.



10. Reference Documents - Basic Texts

Reference(s) to basic text(s): - Article L425-1 of the Consumer Code

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

Yes

SPS aspect

No - the draft is neither a sanitary nor phytosanitary measure.

European Commission

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