

Message 001

Communication from the Commission - TRIS/(2026) 2228

Directive (EU) 2015/1535

Notification: 2026/0433/AT

Notification of a draft text from a Member State

Notification – Notification – Notifizierung – Нотификация – Oznámení – Notifikation – Γνωστοποίηση – Notificación – Teavitamine – Ilmoitus – Obavijest – Bejelentés – Notifica – Pranešimas – Paziņojums – Notifika – Kennisgeving – Zawiadomienie – Notificação – Notificare – Oznámenie – Obvestilo – Anmälan – Fógra a thabhairt

Does not open the delays - N'ouvre pas de délai - Kein Fristbeginn - Не се предвижда период на прекъсване - Nezahajuje prodlení - Fristerne indledes ikke - Καμμία έναρξη προθεσμίας - No abre el plazo - Viivituste perioodi ei avata - Määräaika ei ala tästä - Ne otvara razdoblje kašnjenja - Nem nyitja meg a késések - Non fa decorrere la mora - Atidėjimai nepradedami - Atlikšanas laikposms nesākas - Ma jiftaħ il-perijodi ta' dewmien - Geen termijnbegin - Nie otwiera opóźnień - Não inicia o prazo - Nu deschide perioadele de stagnare - Nezačína oneskorenia - Ne uvaja zamud - Inleder ingen frist - Ní osclaíonn sé na moilleanna

MSG: 20262228.EN

1. MSG 001 IND 2026 0433 AT EN 17-08-2026 AT NOTIF

2. Austria

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4. 2026/0433/AT - B20 - Safety

5. Ordinance of the Federal Minister for Labour, Social Affairs, Health, Care and Consumer Protection, adopting the Small Bathing Pond Ordinance and amending the Bathing Hygiene Ordinance 2012

6. Bathroom hygiene

7.

8. The notified draft legislation aims to introduce a separate regulation on small bathing ponds (KBTv). Legal requirements relating to small bathing ponds are currently set out in the 2012 Bathing Hygiene Regulation (BHygV 2012). This is also to be brought in line with the KBTv.

9. The proposed legislation is to be implemented for two reasons.

On the one hand, small bathing ponds differ from the other types of bathing water regulated in the BHygV 2012. The water in small bathing ponds is not treated in the same way as swimming pool water. Small bathing ponds have no ecological and hygienic stability that is comparable to surface water. The separate regulation on small bathing ponds is intended to highlight these fundamental differences.

On the other hand, technology regarding small bathing ponds has evolved since the entry into force of the BHygV 2012. Filtration systems and circulation ensure hygienic and environmentally friendly water stability, similar to that provided by established methods used in the construction of small bathing ponds. These new systems are not currently expressly regulated in the BHygV 2012. The new KBTv is intended to set out clear legal requirements that apply to all types of small bathing ponds.

9a. The notified KBTv provides for legal requirements that apply regardless of the design of the small bathing pond. As this explicitly permits, in particular, new filtration and circulation systems, the KBTv provides for accompanying measures that take into account the associated health risks. For example, the bathing water of newly constructed small bathing ponds will have to be examined more often than under the existing legal framework. These measures are intended to mitigate the uncertainties associated with the implementation of new systems.

9b. The notified measure is intended to prevent new, technically feasible designs for small bathing ponds from being constructed, even though they offer a level of hygienic and ecological stability comparable to that of established methods in the construction of small bathing ponds. The measure is therefore technological neutral. At the same time, accompanying measures are intended to identify unforeseeable risks to the health of bathers.

9c. The aim of bathing water hygiene regulations is to maintain a high hygiene standard for bathers. The proposed measure of the KBTv sets out legal requirements for all types of small bathing ponds. This technology-neutral solution is intended to take into account technological development in the construction of small bathing ponds and enable the construction of small bathing ponds that are hygienically sound. At the same time, the KBTv contains accompanying measures, such as an increased frequency of examination of the bathing water. These measures serve to identify dangers to the health of bathers.

10. Reference to the basic texts:

11. No

12.

13. No

14. No

15. Yes

16.

TBT aspects: No

SPS aspects: No

European Commission

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