

Message 001

Communication from the Commission - TRIS/(2025) 1701

Directive (EU) 2015/1535

Notification: 2025/0338/NL

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 - Nezahtuje 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 késésekét - Non fa decorrere la mora - Atidējimai 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: 20251701.EN

1. MSG 001 IND 2025 0338 NL EN 30-06-2025 NL NOTIF

2. Netherlands

3A. Ministerie van Financiën Belastingdienst / Douane Centrale Dienst In- en Uitvoer

3B. Ministerie van Financiën Belastingdienst / Douane Centrale Dienst In- en Uitvoer

4. 2025/0338/NL - X00M - GOODS AND MISCELLANEOUS PRODUCTS

5. Safe New Year's Eve Act

6. Pyrotechnic articles

7.

Directive 2006/123/EC on services in the internal market

Other

The measure is non-discriminatory because it applies to any person who wishes to sell fireworks to the general public in the Netherlands or to set off during the New Year's transition, with the exception of persons

with specialised knowledge who have been trained and certified to do so.

The measure is necessary because the celebration of the New Year's transition with the setting-off of fireworks by the general public in the Netherlands is increasingly getting out of control. The setting-off of fireworks during the New Year's transition results in a large number of serious injuries each year. In addition, fireworks are increasingly used to attack the emergency services. Finally, the number of people and animals that suffer nuisance or harm from the setting-off of fireworks during the New Year's transition is increasing. The measure does not go further than necessary because the statutory power for mayors to grant exemptions still allows fireworks to be set off in an organised and safe manner during the New Year's transition, so that this tradition can be maintained in a modified form.

8. The Safe New Year's Eve Act prohibits the possession and use of category F2 and F3 pyrotechnic articles by persons other than those with specialised knowledge. The sale of these articles to the general public is also prohibited. In addition, the Act provides that mayors can grant an exemption from this prohibition on possession and use for the purpose of igniting designated category F2 fireworks during the New Year's transition. A general administrative regulation will lay down rules on the conditions under which mayors may grant an exemption and the conditions that may be attached to the exemption. The sales prohibition does not apply to exemption holders on 29, 30 and 31 December. A provision on mutual recognition is not necessary, given the nature of this regulation, which prohibits the possession, use and sale of specific types of fireworks in the Netherlands.

9. The measure is necessary because the celebration of the New Year's transition with the setting-off of fireworks by the general public in the Netherlands is increasingly getting out of control. The setting-off of fireworks during the New Year's transition results in a large number of serious injuries each year. In addition, fireworks are increasingly used to attack the emergency services. Finally, the number of people and animals that suffer nuisance or harm from the setting-off of fireworks during the New Year's transition is increasing. The measures are taken for reasons of safety and the environment as overriding reasons in the public interest. The aim of this measure is to reduce the number and severity of injuries, reduce violence against the emergency services and reduce nuisance and harm. This serves to protect users, bystanders, the emergency services, and the environment. The measure is also suitable for achieving the stated objectives, or at least contributing to their achievement. A fireworks ban with regulated exemptions allows the police to deploy their capacity in a much more targeted manner for supervision and enforcement. Where fireworks are handled in an organised manner on the basis of an exemption from the fireworks ban granted by a mayor, the police may limit the scope of their deployment to supervision. If fireworks are set off elsewhere without an exemption, the police can take targeted action against this.

The measure does not go further than necessary because the statutory power for mayors to grant exemptions still allows fireworks to be set off in an organised and safe manner during the New Year's transition, so that this tradition can be maintained in a modified form.

The measure is non-discriminatory because it applies to any person who wishes to sell fireworks to the general public in the Netherlands or to set off during the New Year's transition, with the exception of persons with specialised knowledge who have been trained and certified to do so.

10. Numbers or titles of the basic texts: There are no basic texts.

11. No

12.

13. No

14. No

15. No

16.

TBT aspects: No

SPS aspects: No

European Commission

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