



Electronic Breathalysers

Free movement of goods is ensured by the harmonisation of technical regulations at European level and, where the legislation is not harmonised, by the principle of “mutual recognition”. Below is information relating to electronic breathalysers.

Scope

Electronic breathalysers estimate the blood alcohol content of users by measuring the concentration of alcohol in a person's breath.

Regulations do not cover the devices referred to in Article R.234-2 of the French Highway Code and intended for use by law enforcement.

Regulations

Regulation is not harmonised at European level

French regulation

[Decree no. 2008-883 of 1 September 2008](#) (amended) on electronic breathalysers

Standards conferring a presumption of conformity

Standard [NF X20-704 of April 2007](#) – Class II electronic breath tester (Estimation of the alcohol impregnation by analysis of expelled air) – which can be accessed through the French standardisation agency AFNOR.

European regulation

Electronic breathalysers are subject to [Directive 2014/30/EU](#) relating to electromagnetic compatibility. Accordingly, they should bear the CE marking (refer to the [“Electromagnetic Compatibility” factsheet](#)).

As products considered to be electrical and electronic equipment, they are also subject to compliance with the requirements of [Directive 2011/65/EU](#), or RoHS 2, of 8 June 2011 (amended) on the restriction of the use of certain hazardous substances in electrical and electronic equipment.

Contacts

Regulatory authority

Ministry of Economy, Finance, Industrial and Digital Sovereignty:

DGCCRF (Directorate General for Competition Policy, Consumer Affairs and Fraud Control): Industrial Products Office 5A bureau-5a@dgccrf.finances.gouv.fr



Market surveillance authorities

Ministry of Economy, Finance, Industrial and Digital Sovereignty:

DGCCRF (Directorate General for Competition Policy, Consumer Affairs and Fraud Control): Health Products and Services Bureau – 5B – bureau-5b@dgccrf.finances.gouv.fr

DGDDI (Customs): Inspection Policy Bureau – JCF2 – dg-jcf2@douane.finances.gouv.fr

Keywords

Free movement of goods