Decree n° 2016-1117 of August 11, 2016, on the manufacture, display, sale and use of tobacco products, vaping products and products for smoking made from plants other than tobacco

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Constituents concerned: manufacturers, importers, distributors and retailers of tobacco products, vaping products and products for smoking made from plants other than tobacco.
Purpose: the manufacture, display, sale and use of tobacco products, vaping products and products for smoking made from plants other than tobacco.
Entry into force: this text shall enter into force on the day after its publication. Manufacturers and importers shall submit the in-depth studies mentioned in Article L. 3512-18, sub-paragraph 3, by July 1, 2018, and for additives appearing on the prioritized list drawn up by the European Commission, by January 1, 2017.
Notice: this Decree sets forth the consequences, for the regulatory part of the Code of Public Health, of the new codification of the provisions concerning tobacco control instituted by the Order of May 19, 2016, concerning in particular the ban on smoking in places subject to common use and on the neutral pack.
It consists, moreover, of a variety of definitions issued in Directive 2014/40/UE. It specifies the applicable rules with regard to ingredients, and determines the content of declarations and notifications. It determines the elements and arrangements that contribute to the promotion of tobacco products. Finally, it sets the amount of fines sanctioning the infractions defined by the Order of May 19, 2016.
References: this Decree is issued for the implementation of Order n° 2016-623 of May 19, 2016, concerning the transposition of Directive 2014/40/UE on the manufacture, display and sale of tobacco products and related products. The provisions of the Code of Public Health as amended by this Decree can be consulted, in the text resulting from this amendment, at the site Légifrance (http://www.legifrance.gouv.fr).

The Prime Minister,
Acting on the report of the Minister of Social Affairs and Health,
In light of Directive 2014/40/CE of April 3, 2014, of the European Parliament and Council concerning the harmonization of legislative, regulatory and administrative provisions of the member States regarding the manufacture, display and sale of tobacco products and related products, and superseding Directive 2001/37/CE;
In light of the Code of the Environment, particularly its Articles R. 541-12-17 and R.
541-12-18 ; In light of the Penal Code ;
In light of the Code of Public Health, particularly its Articles L. 3512-26 and L.
3513-19 ; In light of Labor Code ;
In light of Order n° 2016-623 of May 19, 2016, concerning the transposition of Directive 2014/40/UE on the manufacture, display and sale of tobacco products and related products ;
In light of Decree n° 96-1136 of December 18, 1996, setting the prescriptions for safety regarding public gaming facilities;
The Council of State (social section) having been consulted,
Decrees:

Article 1

Title 1 of Book V of the third part of the Code of Public Health is hereby replaced by the following provisions:

"Title 1
"TOBACCO CONTROL

"Chapter 1
"Definitions, information and prevention

"Art. R. 3511-1.-I.- Any natural or juridical person is considered to be a manufacturer of tobacco products, vaping products or products for smoking made from plants other than tobacco, if they manufacture one of these products, or cause one of these products to be designed or manufactured, and sell it under its own name or its own brand.

"II.-A proprietor or person having a license to supply one of these products introduced into the territory of the European Union is considered an importer of tobacco products, vaping products or products for smoking made from plants other than tobacco.

"Art. R. 3511-2.-I.- Any substance other than tobacco that is added to a tobacco product, its packaging unit or any outer wrapping is considered to be an additive.
"II.- Any additive conferring a scent or a taste to a tobacco product, a vaping product or a smoking product made from plants other than tobacco is considered a flavoring agent.
"III.- The substances released when a tobacco product, vaping product or product for smoking made from plants other than tobacco is used for its intended purposes, are considered emissions, such as the substances contained in smoke which are released when a smokeless tobacco product is used.

"Chapter II
"Tobacco products

"Section 1
"General provisions

"Sub-section 1
"Definitions

"Art. R. 3512-1.- An agent characterized by a clearly identifiable scent or taste other than that of tobacco, coming from an additive or a combination of additives, and which is identifiable before or during the consumption of a tobacco product is considered a flavoring agent.

"Sub-section 2
"Transparency

"Sub-section 3
"Prohibition of smoke in certain public places

"Art. R. 3512-2.- The interdiction of smoking in places subject to common use mentioned in Article L. 3512-8 applies to the following places:
"1° All enclosed and covered places that receive the public or that constitute work places ;
"2° Public transportation vehicles
"3° In uncovered spaces at public and private schools, high schools and lycées, as well as establishments intended for the reception, instruction or accommodation of minors;
"4° In public gaming areas as defined by Decree n° 96-1136 of December 18, 1996, determining the safety prescriptions for public gaming areas.

"Art. R. 3512-3.- The prohibition of smoking does not apply in premises made available for smokers in the places mentioned in Article R. 3512-2 and created, as the case may be, by the person or body responsible for such places.
"These premises may not be set up inside public or private educational institutions, vocational training centers, or establishments intended for or regularly used for the reception, instruction, accommodation or athletic activities of minors, public gaming areas and health care establishments.

"Art. R. 3512-4.- The reserved premises mentioned in Article R. 3512-3 are closed rooms assigned for the consumption of tobacco, and in which no service is to be provided. No cleaning or maintenance tasks can be performed in them without the air's having been refreshed, without any occupants, for at least one hour.
"Such premises must comply with the following requirements:
"1° Be equipped with a device for extraction of the air by mechanical ventilation allowing for a refreshment of the air at least ten times the volume of the premises per hour. Such device is to be entirely separate from the ventilation or climate control system of the building. The place is to be maintained at a pressure of at least five pascals with respect to the adjoining rooms;
"2° Be equipped with automatic closing doors without the possibility of unintentional opening;
"3° To not be a passageway
"4° To have a surface area at most equal to 20% of the total surface area of the establishment within which the premises are set up, without the surface area of the premises exceeding 35 square meters.

"Art. R. 3512-5.- The party performing the installation or the person performing the maintenance of the mechanical ventilation device shall attest that such device is capable of complying with the requirements mentioned in 1° of Article R. 3512-4.
"The manager of the establishment shall be required to produce such attestation on the occasion of any inspection, and to see to the regular maintenance of the device.

"Art. R. 3512-6.- In establishments where employees are subject to the Labor Code, the plan for setting up premises for smokers and the means for its implementation shall be contingent upon consultation with the committee of hygiene and safety and working conditions or, in the absence thereof, of staff delegates and the occupational physician.
"In government office buildings and public establishments where personnel is subject to Titles I to IV of the General Statute on Public Employment, the plan for making premises available to smokers and the means for their implementation shall be submitted for consultation by the committee of hygiene and safety, or, in the absence thereof, by the technical committee.
"The consultations mentioned in the foregoing sub-paragraphs are to be repeated every two years.

"Art. R. 3512-7.- In the places mentioned in Article R. 3512-2, prominent signage shall remind people of the principle of the prohibition of smoking. A template for signage accompanied by a preventive health message is to be determined by administrative order of the Minister of Health.
"The same administrative order shall determine the template for the health warning to be posted at the entrance of the spaces mentioned in Article R. 3512-3.

"Art. R. 3512-8.- The provisions of this sub-section shall apply without impairment to the legislative and regulatory provisions concerning hygiene and safety, particularly those of Title III of Book II of the Labor Code.

"Art. R. 3512-9.- Minors may not have access to the premises mentioned in the first sub-paragraph of Article R. 3512- 3.

"Section 2
"Sales procedures

"Section 3
"Ingredients and emissions

"Sub-section 1
"Conditions for approval

"Sub-section 2
"prohibitions, declarations and notifications

"Art. R. 3512-10.- Suspicion of the presence of a characteristic flavoring agent in a tobacco product can be reported to the Minister of Health by any natural or juridical person. The Minister of Health will call upon the manufacturers and importers to provide him with a report of their assessment of the product in question.
"When the Minister of Health believes, following an investigation, that a product contains a characteristic flavoring agent, he shall so inform the manufacturers and importers, and allow them the possibility of presenting their written observations.
"Pursuant to 1° of I of Article L. 3512-16, the Minister of Health shall prohibit by administrative order any reference to a tobacco product containing a characteristic flavoring agent. Such decision is to be reported to the manufacturers and importers of the tobacco products in question.

"Art. R. 3512-11.-I.- The declaration mentioned in I of Article L. 3512-17 encompasses the following elements:
"1° Reasons for the presence of the ingredients in the product ;
"2° The exact amount established by decreasing order of the weight of each ingredient included in the product ;
"3° The levels of emissions of tar, nicotine and carbon monoxide
"4° When these data are available, the information on other emissions, their levels and the methods of measurement employed;
"5° The pertinent toxicological data for these ingredients, with and without combustion, as the case may be. These data are to be specified for all phases of manufacture of tobacco products. They are to include the toxicity of these ingredients, that is to say, the extent to which a substance can produce harmful effects on the human organism, including effects appearing for their duration due to consumption or repeated or continuous exposure;
"6° The data concerning effects on the health of consumers taking into account properties that give rise to addiction.
"The elements mentioned in 5° and 6° are accompanied by a summary of the methods of analysis used and their results, and are to be reported adhering to a common template for declaration.
"II.- Any modification in the composition of the product that has a repercussion on the information reported should be subject to a statement of modification prior to placing the modified product on the market.

"Art. R. 3512-12.-I.- The studies mentioned in II of Article L. 3512-17 seek to examine, for each additive, whether it:
"1° Contributes to the toxicity or addictive effect of the products in question, and whether this in consequence significantly or measurably increases the toxicity or addictive effect of one of the products under consideration;
"2° Serves as a characteristic flavoring agent;
"3° Facilitates the inhalation or absorption of nicotine ;
"4° Leads to the formation of substances that have carcinogenic, mutagenic or toxic properties for human reproduction and in what quantities, and whether this has the effect of significantly or measurably increasing the carcinogenic, mutagenic or toxic properties for human reproduction of one of the products under consideration.

"II.- The in-depth studies are to take into account the intended use, and in particular:
"1° The process of combustion involving the additive ;
"2° The interaction of the additive with other ingredients in the product.

"III.- Manufacturers and importers shall draw up a report on the results of the studies that are to be transmitted with them. This report shall include a summary and a detailed presentation compiling the available scientific publications concerning this additive, and recapitulating the data concerning its effects.
"IV.- When an additive is used in different products though they are of comparable composition, manufacturers and importers may produce a joint study.
"V.- The public establishment mentioned in I of Article L. 3512-17 can do the following:
"1° Ask manufacturers and importers to provide additional information concerning the additive;
"2° Assess the comprehensiveness of the studies, their methodology and their conclusions.
"Such requests are not to have an effect on the period of time mentioned in II of Article L. 3512-17.

"Art. R. 3512-13.-I.- The notification mentioned in III of Article L. 3512-17 shall include the following elements:
"1° A detailed description of the product and the instructions for its use ;
"2° Information regarding the ingredients and levels of emissions of the product mentioned in 2°, 3° and 4° of Article R. 3512-11 ;
"3° Scientific studies available on the toxicity, the addictive effect and attractiveness of the new tobacco product, in particular from the standpoint of its ingredients and emissions;
"4° The studies available, their summaries, and market analyses on the preferences of different groups of consumers ;
"5° Any useful information, whether new or updated, particularly any risk/benefit analysis of the product, its expected effects on quitting tobacco consumption, its expected effects on initiation into tobacco consumption, as well as observations concerning perceptions of consumers.
"II.- Any new or updated information shall be subject to a notification of modification.
"III.- The public establishment mentioned in I of Article L. 3512-17 can request information or additional tests from manufacturers and importers concerning new tobacco products.
"Such request is not to have an effect on the period of time mentioned in III of Article L. 3512-17.

"Art. R. 3512-14.-I.- The results of the studies mentioned in Article L. 3512-18 are to be presented, particularly using the following categories of consumer: young people from 11 to 15 years of age, young people from 16 to 25, women and men, socio-professional categories and current smokers.
"The elements studied shall include, in particular, the frequency, quantity and evolution of the consumption of tobacco products.
"II.- The sales volume, whose declaration is required annually by Article L. 3512-18, is to be expressed in kilograms.

"Art. R. 3512-15.- The information mentioned in Article L. 3512-17 which is not covered by commercial and industrial secrecy is to be made accessible to the public, in accordance with procedures to be defined by administrative order of the Minister of Health.

"Art. R. 3512-16.-I.- The declarations and notifications, whether initial or for modifications, mentioned in articles R. 3512-11, R. 3512-12, R. 3512-13 and R. 3512-14 shall include proof of payment of the fees indicated in Article L. 3512-19.
"II.- The procedures for the implementation of this sub-section are to be specified by administrative order of the Minister of Health.

"Sub-section 3
"Fees paid

"Section 4
"Characteristics of packaging

"Sub-section 1
"Appearance and content of packaging units of tobacco products

"Paragraph 1
"General provisions

"Art. R. 3512-17.-I.- Packaging units and outer packages of cigarettes and rolling tobacco are to be in one shade of color, and may include a bar code.
"They may exhibit a “calibration marking” resulting solely from the process of manufacture.
"II.- An administrative order of the Minister of Health shall determine the shade of color, as well as the characteristics of the bar code mentioned in I.

"Art. R. 3512-18.-I.- The inside of a packaging unit and the outer wrapping for cigarettes or rolling tobacco is to be of one single shade of color. The manufacturer may choose between two shades of color.
"II.- Apart from the tobacco product itself, only a lining comprising part of the packaging can be contained in a packaging unit.

"III.- An administrative order of the Minister of Health shall determine the shades of color mentioned in I, as well as the characteristics of the lining mentioned in II.

"Art. R. 3512-19.-I.- The outer wrapping of the packaging unit and the outer wrapping of the cigarettes or rolling tobacco shall be clear, transparent and colorless.
"II.- The outer wrapping mentioned in I is to be without any marking. Only the following things may be imprinted on them:
"1° A bar code whose characteristics are to be set by administrative order of the Minister of Health ;
"2° A black square or rectangle intended to cover the bar code appearing on the packaging units included in the outer wrapping.
"III.- The outer wrapping can be equipped with a strip for tearing open the package, whose characteristics are to be defined by administrative order of the Minister of Health.

"Art. R. 3512-20.-I.- Any conduct seeking to impair the neutrality and uniformity of packaging units, outer packages or outer wrappings, particularly those seeking to ascribe specific auditory, olfactory or visual characteristics, are prohibited.
"An administrative order by the Minister of Health shall establish a list of the main instances of conduct that are prohibited.
"II.- It is also prohibited to include inside packaging units, outer packages or outer wrappings any insert or element, with the exception, for rolling tobacco, of rolling papers or filters.

"Art. R. 3512-21.-I.- Cigarette paper, cigarette rolling paper and the filter envelope are to be of one single shade of color. The manufacturer may choose between two shades of color for the filter envelope.
"II.- An administrative order by the Minister of Health shall determine the shades of color mentioned in I.

"Paragraph 2
"Packaging units of cigarettes

"Art. R. 3512-22.-I.-A packaging unit of cigarettes is to be composed of cardboard or a flexible material, with the shape of a polyhedron, whose characteristics can be specified by administrative order.
"II.- The packaging unit shall respect the characteristics of the size of health warnings indicated by Article L. 3512-22.
"III.- The inner and outer surfaces of packaging units, outer packages and the outer wrapping of cigarettes are to be smooth and flat.
However, the attributes of a "calibration mark" solely as the result of the manufacturing process, are allowed.

"Art. R. 3512-23.-I.-A packaging unit of cigarettes shall not exhibit any opening that can be reclosed or unsealed after the first opening, except for the folding upper lid and the fliptop lid of a soft box.
"II.- For packaging units including a folding upper lid and a fliptop lid, the lid can only be hinged on the back of the packaging unit.

"Paragraph 3
"Packaging units of rolling tobacco

"Art. R. 3512-24.-I.-A packaging unit of rolling tobacco can be:
"1° Polyhedron-shaped with characteristics that can be specified by administrative order ;
"2° Cylindrical ;
"3° A pouch.
"II.- Packaging units shall adhere to the size characteristics of health warnings indicated by Article L. 3512-22.
"III.- The inner and outer surfaces of packaging units, outer packages and outer wrapping for rolling tobacco are to be smooth and, in the case of polyhedron-shaped packaging units or outer packages, flat.
"However, the characteristics strictly necessary for firming up the cylinder or the process of opening and closing of the packaging unit or the outer wrapping of rolling tobacco are allowed.

"Art. R. 3512-25.-I.- When the packaging unit for rolling tobacco is equipped with a tab that allows it to be reclosed, the tab shall be:
"1° Without any marking;
"2° Either of a light color or transparent and colorless.
"II.-A cylindrical or polyhedron-shaped packaging unit of rolling tobacco can contain a silver-colored aluminum seal, without variation of tone or shade, and without texture. This seal comprises part of its inner packaging.
"An administrative order by the Minister of Health can specify the characteristics of this seal.

"Sub-section 2
"Statements on packaging of tobacco products

"Art. R. 3512-26.-I.- Apart from the health warnings indicated by Article L. 3512-22, only the following elements are to appear in a legible and uniform fashion on packaging units or outer wrappings of cigarettes or rolling tobacco:
"1° The name of the brand;
"2° The name of the commercial title ;
"3° The name, mailing address, e-mail address and phone number of the manufacturer;
"4° The number of cigarettes in the container, or the indication of the weight in grams of the rolling tobacco content.
"II.- When packaging units or outer packages of rolling tobacco also contain rolling paper or filters, the following statements can be added, as appropriate:
"1° "contains rolling paper and filters" ;
"2° "contains rolling paper";
"3° "contains filters."
"III.- An administrative order by the Minister of Health shall determine the placement of the statements authorized in I and II on packaging units or outer packages, as well as their characteristics.

"Art. R. 3512-27.-I.- The names of the brand and commercial title may not appear inside the packaging unit or outer wrapping of cigarettes or rolling tobacco.
"II.- The particulars of the manufacturer may appear, under conditions defined by administrative order of the Minister of Health, inside the packaging unit and outer wrapping, instead of appearing on an outer surface.

"Art. R. 3512-28.- The names of the brand and commercial title can be printed on the cigarette paper in accordance with procedures defined by administrative order of the Minister of Health.

"Art. R. 3512-29.- The provisions of Article R. 541-12-17 and IV of Article R. 541-12-18 of the Code of the Environment are not applicable to packaging of cigarettes, rolling tobacco and cigarette rolling paper.

"Sub-section 3
"Elements and arrangements contributing to the promotion of a tobacco product

"Art. R. 3512-30.- All messages, symbols, brands, commercial titles, figurative or other signs are considered to be elements and arrangements contributing to the promotion of a tobacco product, in the sense of 1° of I of Article L. 3512-21, particularly that do the following:
"1° Suggest that a particular tobacco product is less harmful than others, seek to reduce the effect of certain harmful components in smoke, present the invigorating, energizing, curative, rejuvenating, natural, organic properties or beneficial effects on health or life style, in terms of weight loss, sex appeal, social status, social life, or qualities such as femininity, masculinity or elegance;
"2° Evoke a taste, scent, any flavoring agent or any other additive, or the absence thereof;
"3° Suggest that a particular tobacco product is more easily biodegradable or presents other advantages for the environment ;
"4° Suggest financial advantages through printed bonuses, rebate offers, free distribution, “two for the price of one” type promotions, or other similar offers.

"Section 5
"Traceability

"Chapter III
"Vaping products

"Section 1
"Standard provisions

"Section 2
"Provisions specific to vaping products containing nicotine

"Sub-section 1
"Ingredients and emissions

"Art. R. 3513-5.- The additives mentioned in 2° of Article L. 3513-7 particularly concern caffeine or taurine.

"Art. R. 3513-6.-I.- The notification file mentioned in Article L. 3513-10 shall contain, depending on whether an electronic vaping device is involved, or a refill flask, the following information:
"1° The name and particulars of the manufacturer, of a natural or juridical person responsible for the matter within the European Union and, if appropriate, for importing into the Union;
"2° A list of all ingredients contained in the product and emissions resulting from the use of the product, by brand and product type, with their quantities;

"3° Toxicological data on ingredients and emissions of the product, including when they are heated up , particularly with respect to their effects on the health of consumers when they are inhaled, and taking into account, among other things, any addictive effects incurred;
"4° Information on dosage and inhalation of nicotine under normal or reasonably predictable conditions of consumption;
"5° A description of product components, including, as appropriate, the mechanism for opening and refilling the electronic vaping device or refill flask;
"6° A description of the production process, noting in particular if it involves production in series, and a declaration to the effect that the production process guarantees compliance with the requirements of this Article;
"7° A declaration to the effect that the manufacturer and the importer assume complete responsibility for the quality and safety of the product when it is placed on the market, and under normal or reasonably predictable conditions of use.
"II.- An administrative order by the Minister of Health shall define the procedures for the present Article.
"III.- The notification file, whether initial or instituting modifications, mentioned in I, shall include proof of payment of the fees called for in Article L. 3513-12.

"Art. R. 3513-7.-I.- The declaration mentioned in Article L. 3513-11 shall contain the following information:
"1° Comprehensive data on the volumes sold, by brand and product type;
"2° Information on the preferences of different groups of consumers which are:
"a) Young people from 11 to 15 years of age, and young people from 16 to 25;
"b) Women;
"c) Men;
"d) The different socio-professional categories;
"e) Current smokers;
"f) Non-smokers.
"The elements studied include in particular the frequency and volume of consumption and its evolution;
"3° The mode of sale for products ;"4° Summaries of all market studies conducted concerning the foregoing.
"II.- An administrative order by the Minister of Health shall define the procedures for the present Article.

"Art. R. 3513-8.-I.- The public establishment mentioned in Article L. 3513-10 may call upon manufacturers and importers to provide the following:

"1° Additional information if they believe that the information provided pursuant to Article L. 3513-10 is incomplete;
"2° Supplementary information concerning the information conveyed pursuant to Article L. 3513-11, particularly aspects bearing on safety and quality, or on any possible undesirable effect of the products.
"II.- The requests mentioned in 1° of I shall have no bearing on the time period mentioned in Article L. 3513-10.

"Art. R. 3513-9.- The information mentioned in Article L. 3513-10 which is not covered by commercial and industrial secrecy is to be made accessible to the public, in accordance with procedures to be defined by administrative order of the Minister of Health.

"Sub-section 2
"Product display

"Chapter IV
"Products for smoking made from plants other than tobacco

"Art. R. 3514-1.-I.- The declaration mentioned in Article L. 3514-5 includes the list of ingredients and their quantities.
"II.- When the composition of a product is modified in such a way that such modification has an impact on the information to be communicated, manufacturers and importers shall report it in the fashion mentioned in Article L. 3514- 5.
"III.- An administrative order by the Minister of Health shall define the procedures for the implementation of the present article.

"Art. R. 3514-2.- The information mentioned in Article L. 3514-5 which is not covered by commercial and industrial secrecy is to be made accessible to the public, in accordance with procedures to be defined by administrative order of the Minister of Health.

"Chapter V
"Penal provisions

"Section 1
"Controls

"Art. R. 3515-1.- The agents mentioned in the first sub-paragraph of Article L. 3515-1 are, as appropriate, to be authorized and sworn in under the conditions set forth in Articles R. 1312-2 to R. 1312-7.

"Section 2
"Sanctions and criminal liability

"Art. R. 3515-2.- The act of smoking in a place subject to common use mentioned in Article R. 3512-2, except in the premises mentioned in Article R. 3512-3, is punishable by the fine indicated for third class offenses.

"Art. R. 3515-3.- Persons responsible for places where the prohibition indicated in Article R. 3512-2 is applied, shall be punishable by the fine set forth for fourth class offenses for the following:
"1° Not posting the signage indicated in Article R. 3512-7 ;
"2° Making available to smokers premises that are not in compliance with the provisions of Articles R. 3512-3 and R. 3512- 4 ;
"3° Knowingly encouraging by any means whatsoever a violation of the prohibition mentioned in the first sub-paragraph of this Article.

"Art. R. 3515-4.- The act of smoking in a vehicle in the presence of a minor, disregarding the prohibition set forth in Article L. 3512-9, is punishable by the fine indicated for fourth class offenses.

"Art. R. 3515-5.- The act of selling tobacco products, or offering them free of charge, to a minor in tobacco shops, any stores or public places, in disregard of the prohibition set forth in Article L. 3512-12 is punishable by the fine indicated for fourth class offenses.

"Art. R. 3515-6.- The act of selling vaping products, or offering them free of charge, to a minor in tobacco shops, any stores or public places, in disregard of the prohibition set forth in Article L. 3513-5, is punishable by the fine indicated for 4th class offenses."

Article 2

To Article R. 1313-1 of the Code of Public Health, a 6 bis section is to be added, which shall read as follows:
"6° bis It shall participate in the collection and follow-up of information on the products mentioned in Title I of Book V of the third part of this Code ."

Article 3

The procedures for entry into force of the provisions of Article L. 3512-17, as indicated in I of Article 6 of the Order of May 19, 2016, noted above, shall apply to the statements mentioned in I of Article L. 3512-17.

Article 4

The Minister of Social Affairs and Health and the Attorney General, Minister of justice, are charged, each within the scope of their duties, with the execution of this Decree, which is to be published in the *Journal officiel de la République française* ('Official Journal of the French Republic').

Done on August 11, 2016.

Manuel Valls

By the Prime Minister:

The Minister of Social Affairs and Health, Marisol

Touraine

The Attorney General, Minister of justice, Jean-Jacques

Urvoas