

Central Inspectorate

Štěpánská 796/44, 110 00 Praha 1

**Provision of information under Act No. 106/1999 Coll., on free access to information, as amended**

Dear,

The Czech Trade Inspection Authority received your request on 29 November 2022 pursuant to Act No. 106/1999 Coll., on free access to information, as amended (hereinafter referred to as "ZSPI"), registered under no. ČOI 148146/22/1000, in which you request:

- 1 Have you carried out Specific Absorption Rate (SAR) tests of electromagnetic radiation from mobile phones, tablets and other 'connected' devices on the body (head, trunk and limbs), and if so, under what conditions (products supplied by the manufacturer or taken from a shop)? If tests have been carried out, we request that all test reports be sent to us and made available to us.
- 2 Whether these models, which are considered non-compliant in France, have been the subject of particular attention by your departments in the Czech Republic? And what measures have you adopted in order to ensure the safety of consumers?
- 3 Have you been informed about the recommendations of ANSES?
- 4 When we have focused your attention on this recommendation, what do you intend to do, given that a large proportion of these models have been placed on the French national market and may be on the national market in the Czech Republic?
- 5 Do you plan to perform SAR measurements on yourself or in cooperation with other authorities for mobile phones and other wireless devices and accessories used in the national market in accordance with ANSES recommendations?
- 6 Does your Agency agree with this request and would it support the French proposal in the relevant EU bodies?
- 7 Which Czech legislation currently defines the maximum permissible SAR levels?
- 8 Is there any legislation in the Czech Republic concerning radiation from wireless technologies take into account the different body structures of children (including foetuses) and adults?

In addition to your request:

ad 1. No, no such tests have been performed.

ad 2. None of these models has been the subject of particular attention by the Czech Trade Inspection Authority, either from its own inspection activities or from the information provided by in the EU information system.

ad 3. We were not informed of the ANSES recommendation.

Regarding other inquiries, we are commenting outside the regime of Law 106, because according to Section 2(4) of the Freedom of Information Act, "The obligation to provide information does not apply to inquiries about opinions, future decisions and the creation of new information." In questions 4 to 8, you are asking for the provision of an opinion, asking about a future decision of the CTIA or how it will proceed in the future. Given that this type of information is not covered by the ZSPI Act, we deal with information on questions 4 to 8 using the standard procedure for public enquiries.

ad 4. If the devices (models) have been placed on the French market, they can be found everywhere on EU market, not only in the Czech Republic - we will propose a possible discussion in the framework of joint meetings of ADCO RED.

ad 5. In view of the above, we will provide relevant information, propose possible discussion in the framework of the joint ADCO RED meetings.

ad 6. If it is discussed at European level, after examining all aspects, can be proceeded to support the French proposal.

ad 7. Government Regulation 291/2015 Coll., on the protection of health against non-ionising radiation (implementing regulation to Acts: 258/2000 Coll., on the protection of public health, 309/2006 Coll., on ensuring other conditions of occupational safety and health and 262/2006 Coll., Labour Code), which is the implementation of European Directives 2006/25/EC and 2013/35/EU.

ad 8. The legal regulations supervised by the Czech Trade Inspection Authority do not take into account such differences.

Best regards

Ing. Jan Štěpánek  
Central Director  
The Czech Trade Inspection Authority