

Enforcing REACH: a view from a Member State

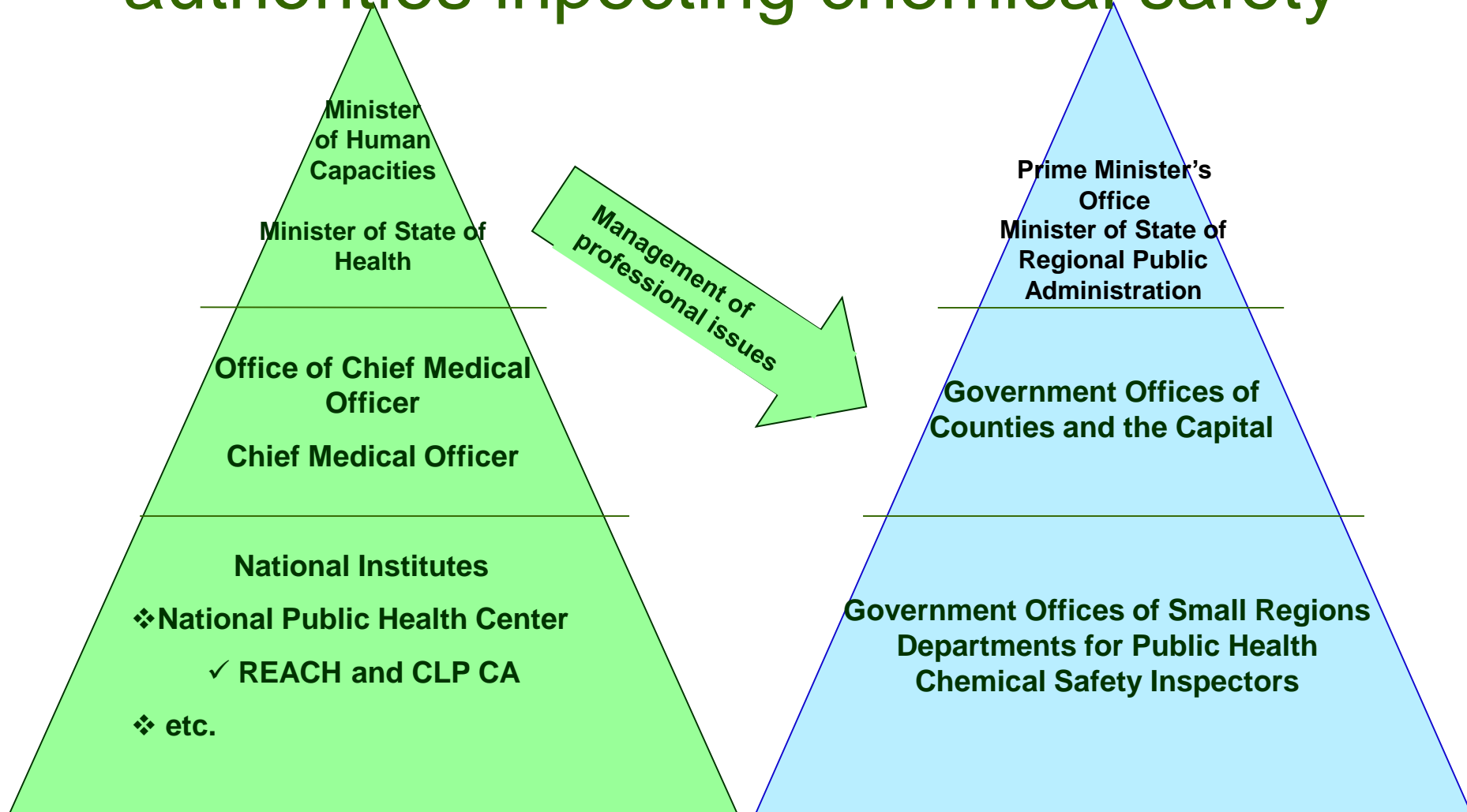
Szilvia Deim
National Public Health Center
Hungary

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Inspection of REACH in Hungary

- Provision in Act XXV of 2000 on chemical safety
- Main responsibility with public health authorities
- Certain aspects may be inspected by
 - Consumer protection authority (e.g. restrictions)
 - Environmental inspectors (e.g. restrictions)
 - Authorities on OHS (e.g. information to workers, risk assessment)
 - Disaster management (Fire departments) (e.g. SDS)
 - Customs authorities (e.g. registration)

Organisation of public health authorities inspecting chemical safety



Yearly plans of inspections

- National priorities for enforcement in the field of public health (including chemical safety)
 - Established by the Minister of Human Capacities
 - Proposals by the Chief Medical Officer
 - Contribution by REACH and CLP CAs and PIC DNA
 - Forum Projects
 - Relevant provisions of the legislation
 - Issues for regular inspections are not included
 - Partially published by the Government
- Identification of priority issues at county level

Priority issues

- Relevant provisions / issues of
 - REACH, CLP, PIC, Biocid
 - National legislation on chemical safety
- Priorities for REACH/CLP are supported by
 - Forum projects
 - Currently relevant provisions
 - Issues identified at Union and national level
 - Plans of previous years
- Target groups, time-line and expected number of inspections are also identified for each issues.

Support to inspectors

- Guide for every priority issue
- Questionnaire that also serves reporting
- Yearly meeting on chemical safety to discuss actual issues and problems of enforcement
- Yearly REACH/CLP/Biocid training of all inspectors („Roadshow”)
 - Based on Forum’s Train-the-trainers
 - By colleagues of CAs
 - Presentations and case-studies, training on IT-tools
- Consultation with HDs/CAs if needed

National Priorities in 2015

- REACH
 - Intermediate status and registration of intermediates
 - Restriction entry 18a on mercury
 - Participation in Forum's pilot project on authorisation
 - Compliance of SDSs based upon information from notification to national register
- CLP
 - Compliance of mixtures
 - Pilot project on child resistant fastenings
- Biocid
 - PT8
 - Treated articles

Findings of REACH inspections

- Obligations inspected: registration, SDS, information in supply chain, PPORD, SVHC obligations, restrictions
 - Companies inspected: M/I/OR/DU/D → 3414
 - Substances / mixtures → 1243 / 4903
 - Overall non-compliance → 17%

| Targeted inspections | Nr. of substances / inspections | Nr. of non-compliant cases |
|--------------------------|---------------------------------|----------------------------|
| Registration obligation | 230 | 3 |
| Intermediate status/reg. | 10 | 1 |
| Mercury restriction | 500 (companies) | 7 (companies) |
| Authorisation | 22 (companies) | 0 |

Measures taken

In line with

- Act on administrative procedures
- Decree on chemical load penalties
 - Administrative orders → 95 cases
 - Warnings → 508 cases
 - Penalties → 14 cases → appr. 9000 Euros in total
 - Prohibition of placing on the market (Hg rest.) → 3 cases
 - Withdrawal from the market (Hg rest.) → 5 cases (one overlap)

National Priorities of 2016

- Published National Plan
 - Participation in REF-4:
 - Restriction entries 5 (benzene), 32 (chloroform), 45 (diphenyl-ether) and 49 (trichloro-benzene)
 - Compliance of disinfectants with provisions on classification, labeling, packaging, SDS, storage and notification (national legislation)
- Also further topics on REACH, CLP and biocid – but not public

Thank you for your attention!

Szilvia Deim

deim.szilvia@okbi.antsz.hu

www.antsz.hu

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