CHEMICALS (Classification, Labelling, Packaging of substances and mixtures -CLP)

Screening Meeting
EU – Serbia
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Enterprise and Industry

European Commission

Regulation (EC) No 1272/2008 on classification, labelling and packaging of substances and mixtures – Objectives

- Ensure a high level of protection of human health and the environment
- Ensure the free movement of substances and mixtures through an EU-wide system
- To facilitate worldwide trade while protecting human health and the environment

CLP Regulation –Principles

- Defines which properties of substances and mixtures lead to a classification as hazardous, in order to properly identify and communicate the hazards
- Main responsibility for classification lies with: manufacturers, importers and downstream users
- But: Harmonized classification for hazard classes of highest concern (Compulsory classification)

CLP Regulation – Overview (1)

- The CLP Regulation aligns the existing EU legislation to the UN system, the **G**lobally **H**armonised **S**ystem of Classification and Labelling of Chemicals (GHS).
- It builds on the existing EU-wide system for classification, labelling and packaging of substances (Directive 67/548/EEC) and preparations (Directive 99/45/EC)and will ultimately replace the former legislation.
- Relevance to many down-stream legislation (health and safety of workers, Seveso, Biocide), links with REACH.

CLP Regulation – Overview (2)

- **Title I – General Issues**: Scope, definitions, general principles
- **Title II – Hazard Classification → Annex I**
- Obligation of manufacturers, importers and downstream users to identify hazards associated with the substance or mixture, and to decide on their classification in relation to hazard class(es) before placing them on the market.

CLP Regulation – Overview (3)

- **Title III – Hazard communication through labelling** (for hazard communication through Safety Data Sheets → REACH)
- Labelling of substances or mixtures classified as hazardous:
  - ❑ Contact data
  - ❑ Quantity
  - ❑ Product identifier
  - ❑ Hazard pictograms → Annex V
  - ❑ Signal words → Annex I
  - ❑ Hazard statement→Annex III
  - ❑ Precautionary statement → Annex I, IV
  - ❑ Supplemental Hazard information → Annex III

CLP Regulation – Overview (4)

- **Title IV – Packaging**
  - ❑ Including rules on child resistant packaging
  - ❑ → Annex II -Special Rules on Packaging

CLP Regulation – Overview (5)

- **Title V (Ch.1): Harmonisation of classification and labelling of substances:**
  - ❑ For hazard classes of highest concern:

    CMR (Carcinogenicity, germ cell Mutagenicity, Reproductive toxicity) and Respiratory Sensitisation
  - ❑ For active substances (under EU plant protection products or biocides legislation)
  - ❑ For other substances on a case-by-case basis
  - ❑ → Annex VI (more than 4150 classified entries).

CLP Regulation – Overview (6)

- **Procedure for harmonisation – Article 37**
  - ❑ Proposal to ECHA by competent authority, OR
  - ❑ Proposal to ECHA by manufacturer, downstream user or importer
  - ❑ Public Consultation open to stakeholders
  - ❑ Opinion of the Committee for Risk Assessement
  - ❑ Commission decides on whether to include the substance in **Annex VI**, adopted under the Regulatory Procedure with Scrutiny

CLP Regulation – Overview (7)

- **Title V (2): Classification & Labelling inventory**
  - ❑ For substances subject to registration under REACH and substances classified as hazardous under CLP on their own or such substances in a mixture above certain concentration limits
  - ❑ Obligation of manufacturers, importers to notify classification and labelling of substances – within 1 month **after placing on the market**, and by 1/12/2010 for substances already placed on the market (**self-classification for > 110 000 substances and > 6 million notifications)**.

CLP Regulation – Overview (8)

- **Title VI – Competent Authorities and Enforcement**

  - ❑ Regulation is directly applicable in all Member States (MS)
  - ❑ MS to appoint competent authority/authorities
  - ❑ MS to create CLP National helpdesk

CLP Regulation – Overview (9)

- **Title VI – Competent Authorities and Enforcement (contd):**
  - ❑ MS to appoint body for receiving information for emergencies (e.g. poison centres)
  - ❑ MS to establish penalties
  - ❑ MS to report
  - ❑ Enforcement Authorities exchange at the "Forum" created under REACH
  - ❑ MS Competent Authorities Working Group "CARACAL"

CLP Regulation – Overview (10)

- **Title VII: Common and final provisions**
  - ❑ Advertisement
  - ❑ Record keeping
  - ❑ Role of ECHA
  - ❑ Free movement clause
  - ❑ Safeguard clause
  - ❑ Adaptation to technical progress
  - ❑ Member State Committee (REACH committee)
  - ❑ Entry into force & repeal of older legislation
  - ❑ Transitional régime

CLP Regulation – Overview (11)

- Amendments:
  - 5 Adaptations to Technical Progress adopted by Commission Regulation
  - 6th Adaptation to Technical Progress imminent
  - 7th Adaptation under preparation (Annex VI)
  - 8th Adaptation under preparation (alignment to 5th Revision of the UN GHS)
  - http://ec.europa.eu/enterprise/sectors/chemicals/documents/classification/index_en.htm#h2-1

CLP – More information:

- European Commission, DG ENTR
  http://ec.europa.eu/enterprise/sectors/chemicals/documents/classification/index_en.htm#h2-1

  ENTR-CHEMICALS@ec.europa.eu
- European Commission, DG ENV
  http://ec.europa.eu/environment/chemicals/ghs/index_en.htm

- European Chemicals Agency
  http://echa.europa.eu/web/guest/regulations/clp

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THANK YOU!

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