

REACH: **The role of the UK** **Competent Authority**

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Outline of presentation



- Description of UK's competent authority (CA) for REACH
- Other players in REACH
- Roles of the CA
- Involvement of the UK CA with each of the main REACH processes

UK REACH CA: features



- **Defra** is the lead government department for:
 - UK REACH negotiations in the EU
 - Overall implementation in the UK
 - Also provides the funding
- **HSE** 'hosts' the CA role
 - Within the Chemicals Regulation Directorate
- Delivery is a **HSE-EA** partnership
 - With valuable input from other government bodies (Steering Committee)

Before REACH: the players



- NONS
 - Duty to assess risk lay with national authority
 - Differences between member states
- ESR
 - Duty to assess risk lay with national authority
 - Differences between member states
- Therefore CAs were in the driving seat
 - Duty holders were told what they had to do

Under REACH: the players



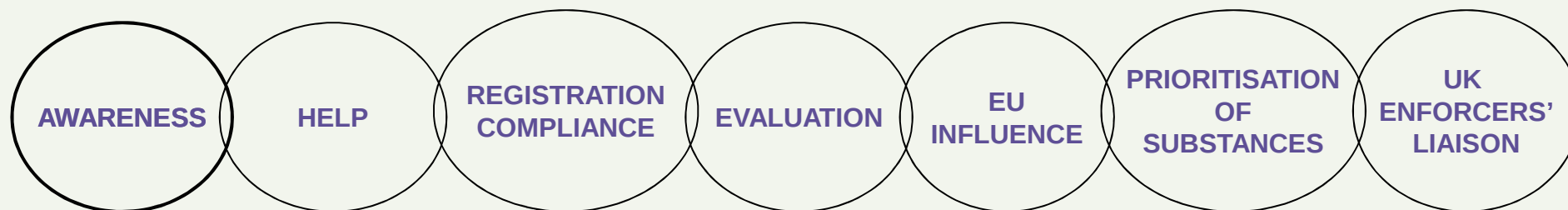
- The European Chemicals Agency (ECHA)
 - The EU body with overall regulatory responsibility for REACH
 - Based in Helsinki, Finland
 - Consistency across the EU
- The duty holders! (M / I / DU / Dist.)
 - Have much more responsibility than previously
 - Have the scope to make their own decisions
- National CAs work within the systems put in place by ECHA

Competent Authority Roles

REACH
UK Competent Authority



UK REACH CA: what we do



Awareness-raising

Pro-active helpdesk

- Workshops
- Conferences
- e-bulletins
- Website
- Radio campaign & leaflets

UK CA website

REACH

UK Competent Authority

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REACH homepage

- What is REACH?
- + What is your role in REACH?
- + What do I need to do?
- Enforcement
- Information for NONS notifiers
- UK Competent Authority
- + Resources
- REACH news
- Glossary
- Contacts

REACH

REACH is a new European Union regulation concerning the Registration, Evaluation, Authorisation & restriction of CHemicals. It came into force on the 1st of June 2007 and replaces a number of European Directives and Regulations with a single system.

- What is REACH?
- What is your role in REACH?

First registration deadline is in...
390d 15h 18m 57s

REACH bitesize advice

What REACH means for EU importers

REACH bitesize is a set of leaflets produced by the UK Competent

What do you need to do?

It is important to understand what your role is in REACH and what you

Resources

- Case studies
- Guidance
- Useful links

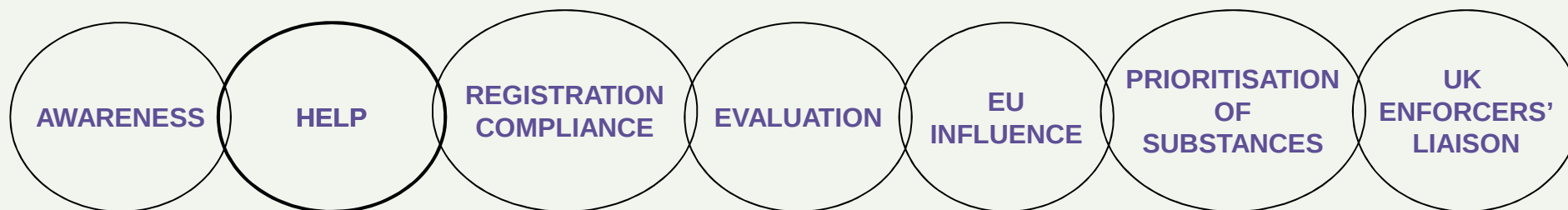
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1. REACH is here
2. Manufacturers
3. Importers
4. Downstream users
5. REACH: the basics
6. Timeline
7. Pre-registration
8. Exemptions
9. Articles
10. Distributors
11. Inventory for DU
12. SVHC
13. SDS
14. Recovery from waste
15. Biodiesel
16. Registration
17. SIEFs

UK REACH CA: what we do

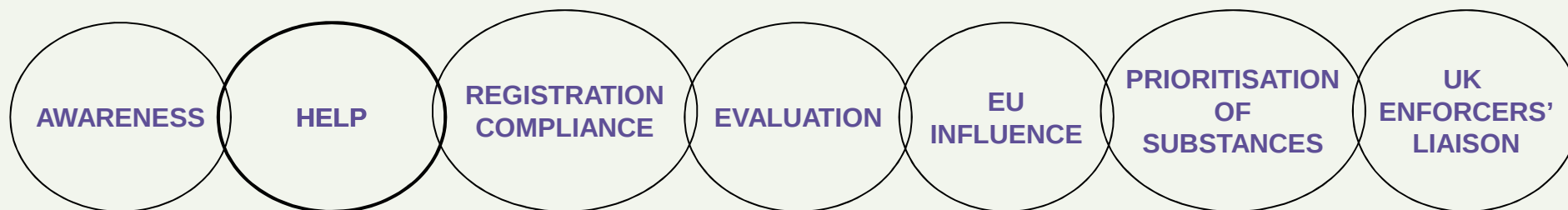


Providing help

Reactive helpdesk

- Mandatory to provide one
- Staffed by regulatory specialists on rota basis
- Integral component of CA
 - Sits at core of the CA
 - CA staff man the helpdesk

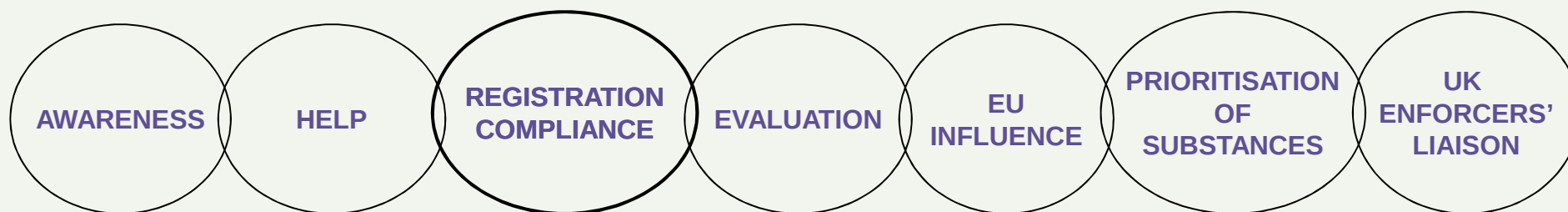
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Providing help

- Meetings with duty holders
 - Advise on complex issues
 - Develop consensus positions
- Point to other sources of help
- Dealt with > 18,000 enquiries since October 2006

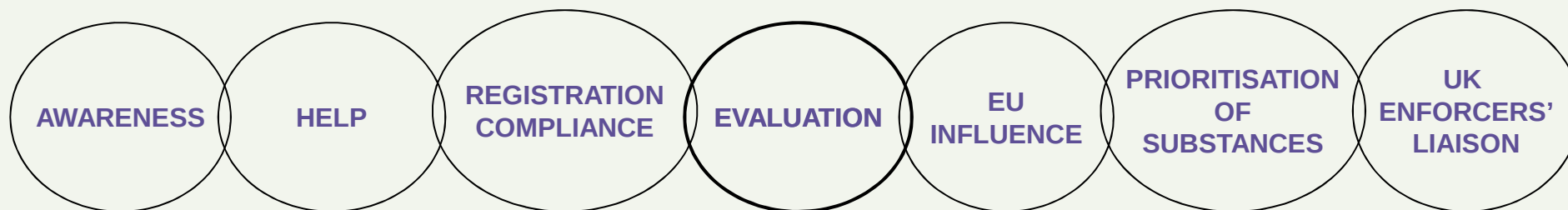
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Registration compliance

- Awareness-raising
- Helpdesk advice
- Enforcement team

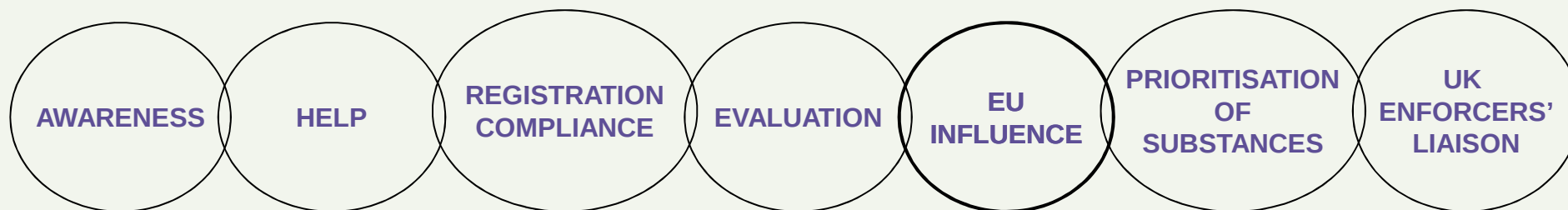
UK REACH CA: what we do



Substance evaluation

- Will begin in 2011 after first registration deadline
- UK CA's systems to be developed soon
- Will look at risks to workers, consumers and the environment

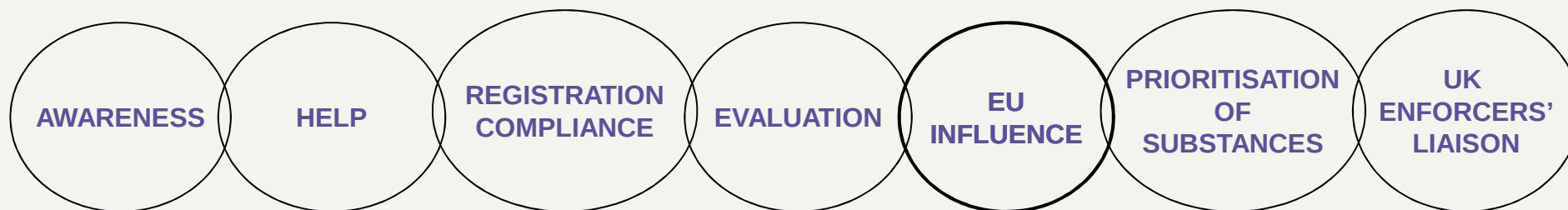
UK REACH CA: what we do



REACH guidance

- **RIPs**
 - Guidance for industry: technical dossiers; CSA/CSR; information requirements; data sharing; C&L; articles; substance identity
 - Guidance for authorities: inclusion in Annex XIV; priority setting for evaluation
- **Updates to guidance: PEGs**

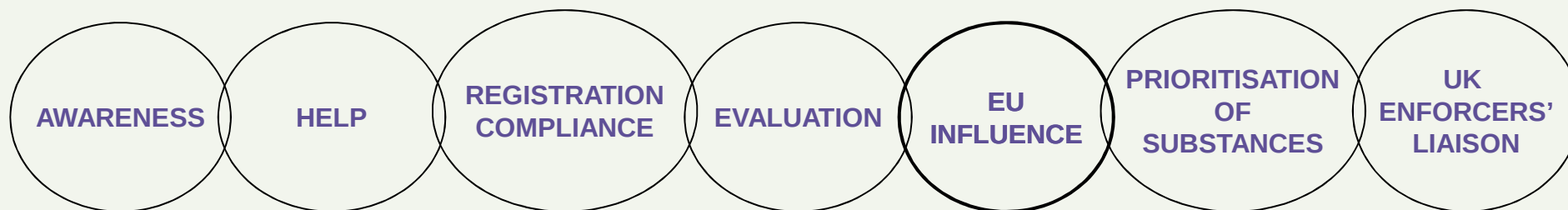
UK REACH CA: what we do



Member State Committee (MSC)

- Seeks agreement on:
 - Testing proposals
 - Compliance check
 - Substances to be evaluated
 - Which MS should evaluate a substance
 - Inclusion of substances on 'candidate list' for authorisation
- Each member state appoints one member to the MSC

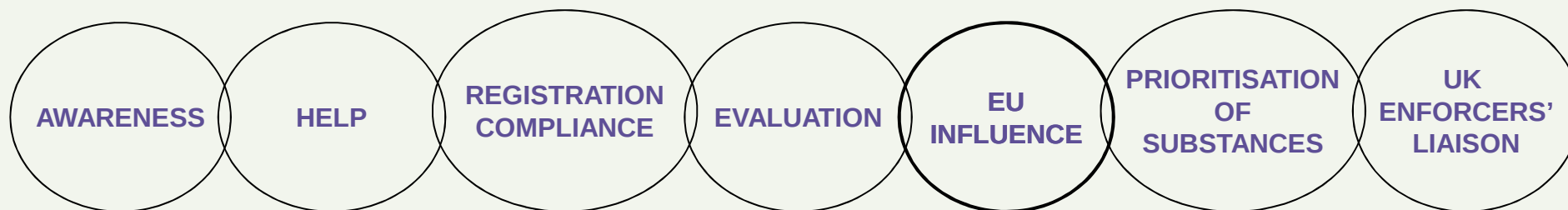
UK REACH CA: what we do



Risk Assessment Committee (RAC)

- Replaces TC C&L and TC NES
- Provides scientific 'opinions' on C&L, restriction & authorisation
- Two members of CA
 - One for HH, one for env.
 - Act independently of national policy

UK REACH CA: what we do

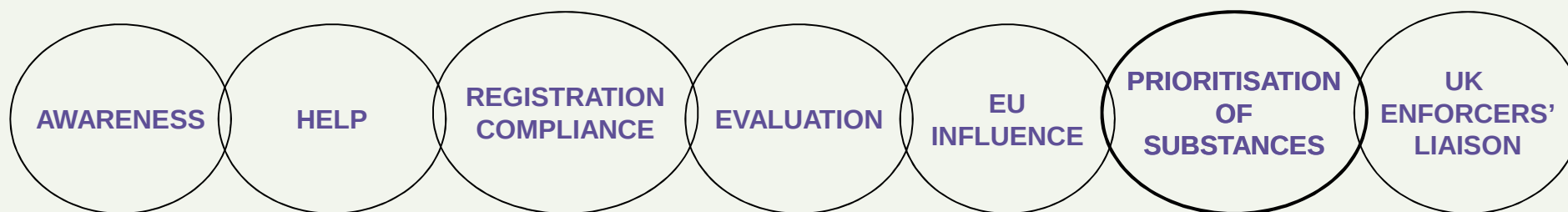


Socio-economic Analysis Committee (SEAC)

Has a vital role (with RAC) in formulating the opinion of the Agency

- Applications for authorisation
 - Socio-economic factors
 - Alternatives
- Proposals for restrictions
 - Socio-economic impacts

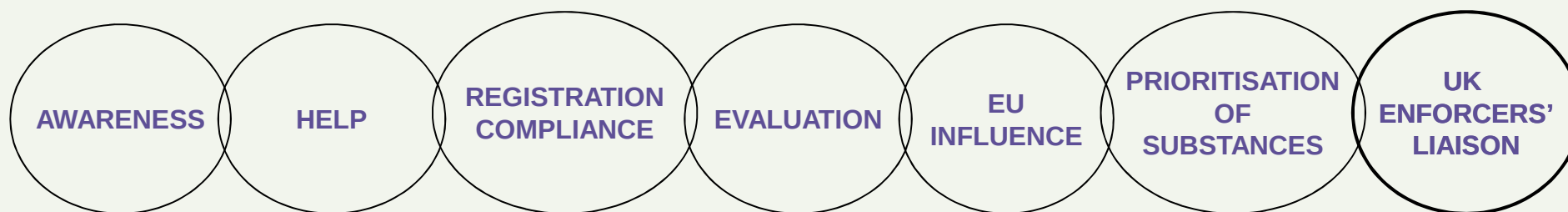
UK REACH CA: what we do



Prioritisation of substances

- Authorisation
 - 1 proposal from EA
- Restriction
 - 4 transitional dossiers submitted
- Substance evaluation
- Harmonised C & L
 - 5 proposals submitted

UK REACH CA: what we do



Liaison of enforcers in the UK

- Richard's talk on enforcement

Registration



Duty holder

Determines:

- REACH role & duties
- what should be (pre-)registered
- how it should be (pre)-registered (substance id)
- collaboration within SIEFs
 - data sharing & information requirements
- classification

ECHA

- holds the (pre-) registrations
- aids data sharing (inquiry process)
- chooses lead registrant if no volunteer
- completeness check
- notifies the CA of the registration
- appeals process

CA

- helpdesk **advises** on all aspects of registration
- enforcement of non-compliance

Duty holder

Dossier evaluation

- complies with decisions on testing proposals
- opt-out of joint submission increases chances of dossier evaluation

Substance evaluation

- submit information requested in draft decision

ECHA

Dossier evaluation

- testing proposals
- compliance check of dossiers ($\geq 5\%$ of those submitted)
- informs CAs of dossiers chosen for compliance check

Substance evaluation

- prioritisation of substances
- coordinates the process

CA

Dossier evaluation

- comments on testing proposals

Substance evaluation

- prioritisation of substances
- 'bids' for substances to evaluate
- draft decisions
- considers how to use the information

Authorisation



Duty holder

SVHC proposals

- comments on proposals

Applications

- applies for authorisation
- must comply with authorisations & consequent duties (e.g. SDS)
- DU notifies ECHA

ECHA

SVHC proposals

- prepares proposals
- public consultation
- prioritises substances for Annex XIV

Applications

- provides opinion to COM
- COM makes final decision
- keeps register of DU

CA

SVHC proposals

- prepares proposals
- comments on proposals
- MSC gives views on SVHC criteria & prioritisation

Applications

- input via RAC
- input via SEAC

restriction of Chemicals



Duty holder

- comments on proposals
- comments on draft opinions
- must comply with restrictions & consequent duties (e.g. SDS)

ECHA

- prepares proposals
- considers use of Annex XIV substances in articles → proposal
- public consultation on proposals
- public consultation on SEAC's draft opinion
- provides opinion to COM
- COM makes final decision

CA

- prepares proposals
- RAC & SEAC check conformity of dossier
- comments on proposals
- opinion given by RAC
- (draft) opinion given by SEAC

Summary



- Shift in responsibility from CAs to ECHA and industry
- More centralised control
 - Less power with MS CAs: more of an auditing role
 - Still can act on problematic substances (enforcement is key)
- CA currently focusing on 4 main areas:
 - Helpdesk
 - Enforcement
 - Input to Committees
 - The development of systems for substance prioritisation

Helpdesk contact details



e-mail: UKREACHCA@hse.gsi.gov.uk

Website: <http://www.hse.gov.uk/reach>

CA staff (HSE): some names



Operational leadership

Andrew Smith

RAC

Andrew Smith, Steve Dungey (EA)

Member State Committee

Gary Dougherty

EU helpdesk network

Mike Potts, Andrea Caitens

Helpdesk manager

Gary Dougherty

Exposure/control issues

Chris Northage, Elanor Ball

Enforcement

Richard Bishop

Socio-economics

Stavros Georgiou

HSE policy input

Tim Harris, Robin Foster