

<b>Advisory Committee on Toxic Substances Paper</b>		<b>ACTS/ 01 /2013</b>	
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<b>Exemptions:</b>	(usually none)		

## **ADVISORY COMMITTEE ON TOXIC SUBSTANCES**

### **Dissolving of ACTS Standing Committee on Hazard Information and Packaging (SCHIP)**

#### **A paper by Luke Le Rendu**

#### **Issue**

1. The way chemicals are regulated and how HSE consults interested stakeholders on those regulations has evolved considerably in recent years. SCHIP was established to reflect the previous regulatory regime. Advisory work to inform HSE and UK positions on issues relating to the classification, labelling and packaging for supply is now largely undertaken by the GHS Stakeholder Group.
2. HSE recommends that SCHIP is now formally dissolved.

#### **Background**

3. SCHIP was established as a tri-partite committee. The committee's main functions were to:
  - Advise on behalf of the then HSC and ACTS, HSE officials in developing policy and negotiating with the EC on matters relating to the classification, packaging, and labeling of dangerous chemicals;
  - Identify hazard information and packing issues which needed to be considered at a higher authoritative level (i.e. with ACTS, HSC, or Ministers) and endorse action to progress such issues as necessary; and
  - advise and help HSE develop the UK legal framework for implementing EC Directives on classification, labeling and packaging of chemicals - without prejudice to formal consultation procedures.
4. SCHIP's core work as a consultative forum reflected a Directive-based system where policy and implementation operated principally at a national level. This is no longer the case.
5. In December 2008, the EU adopted the UN's Globally Harmonised System for the classification and labelling of chemicals (the GHS) through the direct acting Regulation (EC) No. 1272 on classification, labelling and packaging of substances and mixtures (the CLP Regulation). The CLP Regulation entered into force in all EU Member States on 20 January 2009. Transitional arrangements will lead to the repeal of the majority of the previous regime, implemented in Great Britain by the Chemicals (Hazard Information and Packaging for Supply) Regulations 2009 (CHIP), on 1 June 2015. SCHIP's

role of supporting the development and implementation of policy on CHIP has already become obsolete.

6. Amendments to the classification criteria adopted in the CLP Regulation are now determined at UN level (by the UN -Committee of Experts on the GHS) through consensus rather than by vote. This means the UK (HSE) needs to operate differently to achieve the best results.
7. Work to identify issues and develop policy on chemical classification, packaging and labelling of hazardous chemicals now occurs at the EU level under the joint aegis of the European Commission, the EU Competent Authorities for REACH and Classification and Labelling ('CARACAL') policy forum, and the new European Chemicals Agency (ECHA) with its committees, expert groups and stakeholder consultation mechanisms.
8. During the negotiations for CLP, SCHIP was fully consulted. However, given the changes brought in by CLP, a wider more diverse group of interested stakeholders was desirable. The result was the GHS Stakeholder Group that, while benefitting from the experience and guiding hand of several key core and associate members from SCHIP, was enhanced by wider views representing the whole of the supply chain.
9. ACTS has already responded to these changes. In 2004, ACTS agreed that SCHIP should exist as a 'virtual' committee. Under its Terms of Reference SCHIP had a number of designated panels: Pesticides; Names; Metals; Rosins; PIC (Import/Export); Classification and Labelling; and the EC Chemical Strategy rapid response working group. All these panels have been dissolved following the changes to chemicals legislation outlined above.
10. The GHS Stakeholder group (**appendix 1**) has proved a very effective consultative body. It has had eight productive meetings and responds actively to regular online discussions and consultations. The membership of the two bodies largely overlaps and all members of SCHIP not already on the GHS Stakeholder Group will shortly be invited to join the GHS Stakeholder Group.

## **Conclusion**

11. ACTS is invited to consider this paper and to agree the recommendation to dissolve SCHIP with immediate effect.
12. It should be placed on record that SCHIP has been an essential contributor to HSE's work on classification and labelling over many years and its efforts have been greatly appreciated by HSE.

**Luke le Rendu**

**HSE, International Chemicals Unit, Tel: 0207 556 2227**

## Appendix 1

### GHS/CLP Stakeholder Group – Membership at August 2013 (Incorporating SCHIP members)

Alan N	Indestructible Paint
Alex Lynch	Scientifics
Andrea Caitens	HSE, Chemicals Regulation Directorate
Andrew Smith	HSE, Chemicals Regulation Directorate
Andy Holton	Consultant
Angie Woodcock	Shell
Anne Hilton	Marks and Spencer
Arne Bale	Environmental Scientifics Group Ltd
Barry Podd	Consultant – formerly Kimberly-Clarke
B Beauford	ACS Ltd (wood and façade protection products)
Bud Hudspith	Unite
Charles White	Consultant – ChemHaz
Chris Lloyd	Scottish Schools Education Research Centre
Chris Taylor	Consultant
Christina Roberts	HSE, Hazardous Installations Directorate
Dale Iddon	Lilly
Daniel Baker	Chilworth
Daniel Shears	GMB
Darius Richardson	Ineos
Dave Elliott	Surface Engineering Association
Dave Westover	AWE
David Dalton	Banner Chemicals
David Farrar	Consultant – formerly Ineos
David Hopper	Air Liquide UK
David Tooke-Kirby	Consultant
David Wellum	Hornett Bros.
Derek Muddiman	OCS
Desmond Waight	Consultant – formerly CHCS Chair
Dick Shillaker	HSE, Pesticides
Douglas Leech	Chemicals Business Association
Dr Steven Lipworth	RSC
Emma Jackson	Harlan Laboratories Ltd
Francis Wood	Federation Small Businesses
Gartland	Sumitomo Chemical UK
George Burgess	Scottish Government
George Hayward	European Resin Manufacturers Association
Gordon Sanderson	Schuetz UK
Gordon Baird	Invista
Hazi Mistry	Safeware
Helen Keane	Rio Tinto
Hewlett	Chemicals and Transport Ltd
Ian Doyle	Environment Agency
Jan Harris	HSE, International Chemicals Unit (Secretary to Group)
Jeff Hart	Department for Transport, Dangerous Goods
Jeremy Ramsden	Intertek

Jim	Bootman Chemical Safety Ltd
Joanna Sacks	CLEAPSS
Jonathan Graves	Department of Health
John Mairs	Department for Transport, Dangerous Goods
John Morris	BAMA
John Reid	Consultant
Julian Driver	Vickers Laboratories Ltd
Julie Robinson	HSE
Kathleen Carroll	Welsh Government
Keith Bradley	Maritime and Coastguard Agency
Lee Jones	FluoroChem
Linda Crane	British Retail Consortium
Lisa Allen	REACH Ready
Martin Guest	Tesco
Martin Richards	Domino UK
Martin McVay	Welsh Government
Matt	Chemical Analysis
Matthew Cox	Gearbulk
Tim McArragher	IPS Corporation
Mick Conmy	Unipart
Mike Bernstein	Chemlaw
Mike Brooks	Safeware
Mike Lines	Maritime and Coastguard Agency
Mike Weaver	Chilworth Global
MoD	
Morris Cole	Millennium Chemicals
Nicola Kaye	Croda
Nishma Patel	Chemical Industries Association
P Marsh	BritGlass
Paul Ellis	Kingfisher
Paul Holley	Department of Health
Peter Cooper	Univar Europe
Peter Davis	Consultant
Peter Donnelly	APD
Peter Gower	MacDermid Autotype
Peter Woodhead	Selden
Peter Short	Consultant
Philip Cornford	BASF
Philip Judon	Lexus Ltd
Dr Pierre Cruse	HSE, International Chemicals Unit
Richard Hakeem	UK LPG
Richard White	Intertek
Rob Morris	Scottish Government
Dr Robin Foster	HSE, International Chemicals Unit (Chair)
Roderick Law	Consultant
Roger Mottram	Ineos
Ron	Plasa
Roy Boneham	Premium UK
Sandra Ashcroft	HSE, Hazardous Installations Directorate
Sara Higham	Federation of Small Businesses

SEPA	new contacts being updated
Simon Hosken	Cookson Electronics
Simon Hoy	Environment Agency
Simon Robinson	Safeware
Steve Dungey	Environment Agency
Steve Stewart	UKCPI
Steven Phillips	Bona Systems
Stuart Longworth	Chairman, CHCS
Sue Blackburne	TSol
Sue Hubbard	Rio Tinto
Tim Harris	HSE, International Chemicals Unit
Tom Marczylo	Public Health England
Tony Bingham	AGB Chemicals Compliance
Victoria Challis	PetroChem Carless
Wayne Smith	British Coatings Federation
Yann Cullum	BP

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