

## PIC Regulation – further advice to businesses in the event the UK leaves the EU with no deal

The technical notice [Export and import of hazardous chemicals if there's no Brexit deal](#) (October 2018) explained that in the event the UK leaves the EU without a deal the PIC Regulation would apply to the export of listed chemicals from the UK. For the first time, this would include exports to EU countries. Companies that currently move listed chemicals within the EU single market would have to start to notify these to the Health and Safety Executive (HSE) as the Designated National Authority (DNA) under the new UK PIC arrangements. This could mean additional notifications are required for exporters who already notify exports to non-EU countries.

UK-based companies would no longer have access to the ePIC online system and would instead need to use the UK's new system that will be operated by HSE to notify exports of listed chemicals from the UK (including those going to the EU).

The DNA would recognise UK export notifications for 2019 that are already in place when we leave the EU. This means that companies would not be required to re-submit these notifications for this year. However, where the first export in 2019 of the chemical or product falls after 29 March 2019 or where export is to a country that has not previously been a recipient in 2019, UK companies would need to notify these to HSE using the new UK system.

### *Exports to the EU after we leave the EU*

Once we have left the EU, what were previously intra-EU movements of PIC listed chemicals will be classed as 'export' and so subject to the requirements of the PIC Regulation. Consequently, there will be no export notifications in place for 2019 for PIC listed chemicals going to the EU and the first export to the EU of any PIC chemical will need to be notified. Each notification will cover exports of that product going to any EU member state.

The new UK procedures will apply from when we leave the EU. If you are intending to export a PIC listed chemical to the EU (or to a non-EU country for the first time in 2019) in the first 35 days after exit day (29<sup>th</sup> March), we will shortly be issuing further advice on what you will need to do in order to comply with the PIC legislation as amended on exit day. If the export is not due to take place until after this initial 35 day period, we advise that you wait until the new arrangements are in place before notifying HSE.

If your export requires the explicit consent of the importing country, then HSE (as the DNA) will seek this on your behalf.

Guidance on the new procedures and the UK export notification form to be used will be available on HSE's website in the coming weeks.

If you are not already a subscriber, we recommend that you sign up to receive the free [PIC eBulletin](#) to receive notifications when further guidance or updates are published.