

NOTIFICATION

The following notification is being circulated in accordance with Article 10.6.

<p>1. Notifying Member: <u>SWITZERLAND</u> If applicable, name of local government involved (Articles 3.2 and 7.2):</p>
<p>2. Agency responsible: <i>Office fédéral de la santé publique, OFSP</i> (Federal Office of Public Health) Name and address (including telephone and fax numbers, email and website addresses, if available) of agency or authority designated to handle comments regarding the notification shall be indicated if different from above: <i>Secrétariat d'Etat à l'économie, SECO</i> (State Secretariat for Economic Affairs), Holzikofenweg 36, 3003 Bern tbt@seco.admin.ch, www.seco.admin.ch</p>
<p>3. Notified under Article 2.9.2 [X], 2.10.1 [], 5.6.2 [], 5.7.1 [], other:</p>
<p>4. Products covered (HS or CCCN where applicable, otherwise national tariff heading. ICS numbers may be provided in addition, where applicable): Chemical products, biocidal products, phytosanitary products and fertilizers; Inorganic chemicals; Organic or inorganic compounds of precious metals, of rare-earth metals, of radioactive elements or of isotopes (HS 28); Organic chemicals (HS 29); Fertilizers (HS 31); Soap, organic surface-active agents, washing preparations, lubricating preparations, artificial waxes, prepared waxes, polishing or scouring preparations, candles and similar articles, modelling pastes, "dental waxes" and dental preparations with a basis of plaster (HS 34); Miscellaneous chemical products (HS 38); Environment. Health protection. Safety (ICS 13); Chemical technology (ICS 71)</p>
<p>5. Title, number of pages and language(s) of the notified document: <i>Modification de l'Ordonnance sur les produits chimiques</i> (Amendment of the Chemicals Ordinance) (13 pages, in German; 13 pages, in French; and 12 pages, in Italian)</p>
<p>6. Description of content: Labelling language: Currently, certain chemical products must bear labels in two official languages. However, certain products are legally placed on the market in the Italian-speaking regions of the country despite not bearing labels in Italian. In the future, the language selected for the labelling of all chemical products (e.g. phytosanitary, biocidal and household products, and fertilizers) will be the official language of the place of issue of the products. Procedure for the notification of new substances: The revision also aims to modernize the procedure for the notification of new substances. Currently, only substances that are not on a list of existing substances (EINECS) must be notified with a defined set of data before being placed on the market. In the future, all substances that are not registered in the European Union must be notified. Lastly, the following two changes have been made to the rules on the communication of preparations:</p>

<ul style="list-style-type: none"> - The possibility for the declaration of certain perfumes and colourings using only a generic name is envisaged. - Custom-made paints prepared in limited quantities for a specific consumer or professional user, made up at the point of sale, may be exempt from mandatory communication.
<p>7. Objective and rationale, including the nature of urgent problems where applicable: The proposed text aims to protect human health and the environment. It also aims to bring into line certain Swiss requirements with those of the European Union; Consumer information; Labelling; Protection of human health and safety; Protection of the environment; Harmonization; Reduction of trade barriers and trade facilitation</p>
<p>8. Relevant documents: <i>Modification de l'Ordonnance sur les produits chimiques</i> (draft submitted for consultation) (see point 11)</p> <p>Explanatory report:</p> <ul style="list-style-type: none"> - French: https://fedlex.data.admin.ch/filestore/fedlex.data.admin.ch/eli/dl/proj/2021/14/cons_1/doc_2/fr/pdf-a/fedlex-data-admin-ch-eli-dl-proj-2021-14-cons_1-doc_2-fr-pdf-a.pdf - German: https://fedlex.data.admin.ch/filestore/fedlex.data.admin.ch/eli/dl/proj/2021/14/cons_1/doc_2/de/pdf-a/fedlex-data-admin-ch-eli-dl-proj-2021-14-cons_1-doc_2-de-pdf-a.pdf - Italian: https://fedlex.data.admin.ch/filestore/fedlex.data.admin.ch/eli/dl/proj/2021/14/cons_1/doc_2/it/pdf-a/fedlex-data-admin-ch-eli-dl-proj-2021-14-cons_1-doc_2-it-pdf-a.pdf <p>Chemicals Ordinance:</p> <ul style="list-style-type: none"> - French: RS 813.11 - Ordonnance du 5 juin 2015 sur la protection contre les substances et les préparations dangereuses (Ordonnance sur les produits chimiques, OChim) (admin.ch) - German: SR 813.11 - Verordnung vom 5.Juni 2015 über den Schutz vor gefährlichen Stoffen und Zubereitungen (Chemikalienverordnung, ChemV) (admin.ch) - Italian: RS 813.11 - Ordinanza del 5 giugno 2015 sulla protezione contro le sostanze e i preparati pericolosi (Ordinanza sui prodotti chimici, OPChim) (admin.ch) - English SR 813.11 - Ordinance of 5 June 2015 on Protection against Dangerous Substances and Preparations (Chemicals Ordinance, ChemO) (admin.ch)
<p>9. Proposed date of adoption: 15 February 2022</p> <p>Proposed date of entry into force: 15 August 2022; Six months as from adoption</p>
<p>10. Final date for comments: 60 days from the date of notification</p>
<p>11. Texts available from: National enquiry point [X] or address, telephone and fax numbers and email and website addresses, if available, of other body:</p> <p>https://fedlex.data.admin.ch/filestore/fedlex.data.admin.ch/eli/dl/proj/2021/14/cons_1/doc_1/fr/pdf-a/fedlex-data-admin-ch-eli-dl-proj-2021-14-cons_1-doc_1-fr-pdf-a.pdf</p> <p>https://fedlex.data.admin.ch/filestore/fedlex.data.admin.ch/eli/dl/proj/2021/14/cons_1/doc_1/de/pdf-a/fedlex-data-admin-ch-eli-dl-proj-2021-14-cons_1-doc_1-de-pdf-a.pdf</p> <p>https://fedlex.data.admin.ch/filestore/fedlex.data.admin.ch/eli/dl/proj/2021/14/cons_1/doc_1/it/pdf-a/fedlex-data-admin-ch-eli-dl-proj-2021-14-cons_1-doc_1-it-pdf-a.pdf</p>