



**SCREENING CHAPTER 01
FREE MOVEMENT OF GOODS**

**AGENDA ITEM: CHEMICALS 1/2
Directive 99/45/EC
Directive 76/769/EEC**

**Country Session: The Republic of TURKEY
20 - 24 February 2006**



RESPONSIBLE AUTHORITY

Ministry of Environment and Forestry (MoEF) - DG for Environmental Management



NATIONAL LEGISLATION

67/548/EEC
99/45/EC
91/155/EEC
76/769/EEC

- Regulation on Dangerous Chemicals (OG No.21634, 1993)
- Communiqué on the procedure for the filling of the Safety Data Sheet (OG No. 24692, 2002)

(Directive 67/548/EEC on the Classification, Packaging and Labelling of Dangerous Substances together with the Regulation 793/93/EEC and the Regulation 304/2003/EC will be screened under Chapter 27 – Environment)



The Regulation consists of 9 main parts:

1. Section : Aim, Scope, Legal Basis and Definitions
2. Section : Import Control of Chemical Substances
3. Section : Responsibilities of Distributors and Operators
4. Section : Rules for Labelling
5. Section : Packaging and Storage
6. Section : Duties of Administration
7. Section : Limitations (asbestos, PCB, PCT)
8. Section : Other Provisions
9. Section : Annexes



Annexes:

- Annex-I : Dangerous Substances List
- Annex-II : Information Form for the Declaration by Producer or Importer
- Annex-III : Danger Symbol and Signs for the Dangerous Substances and Preparations
- Annex-IV : Packaging Classes
- Annex-V : Carcinogenic Substances List
- Annex-VI : Risk Phrases and Safety Phrases for Labelling of the Dangerous Substances and Preparations
- Annex-VII : Classification related with Storage



Regulation Aims:

To prepare administrative and technical procedures relating to the protection of human health and environment from the negative effects of dangerous chemicals by controlling them.



Scope - I

The procedures for the;

- classification, labelling, packaging, storage of dangerous chemicals
- usage and placing on the market of dangerous chemicals
- import and export of dangerous chemicals
- preparation of “Safety Data Sheets”



Scope - II

The provisions for the;

- market surveillance and inspection of chemicals and dangerous goods



Exceptions:

- Medical products for human health and veterinarian use
- Cosmetics
- Mixtures of substances in the form of waste
- Foodstuffs and Animal Feeding stuffs
- Pesticides
- Radioactive substances and preparations and goods containing radioactive substance
- The rules for the classification, labelling and packaging related with transportation



Differences of the Turkish Regulation:

- definitions (new and existing substances, notification, EINECS)
- some provisions (information exchange, risk assessment, classification, notification, confidentiality of data, assessment properties of substances, list of existing and new substances)
- some annexes of Directive 67/548/EEC (Annex V, VI, VII, IX)
- all annexes of Directive 99/45/EC
- the dangerous chemicals list arranged according to Annex I of Directive 67/548/EEC



Ongoing Activities:

- Ensuring a systematic market control mechanism for the implementation of the regulation.
- Gathering information to observe the full picture of chemicals present on the Turkish market and chemicals imported and exported (creating a data-base).
- Ensuring the usage of CAS and EINECS classification system.



Technical Assistance in the Field of Chemicals - TeACH (EUROPEAID/120220/D/SV/TR)

Overall Objective of the Project:

Developing and Strengthening the Chemicals Management System in Turkey, through:

- Implementation of the EU Directives on Chemicals, and thus;
- Ensuring a high level of protection of the environment and human health.



Specific Objective of the Project:

to establish the necessary system, institutional structure, the institutional capacity and the legal framework and to strengthen the regulatory cycle for implementation of the two key EU Chemicals Directives in Turkey (67/548/EEC and 1999/45/EEC Directives) and their two daughter Directives (91/155/EEC and 93/67/EEC).



Expected Results:

- Institutional structure established e.g. competent authorities designated and procedural arrangements prepared,
- Registration and inventory system established,
- National Chemicals Monitoring Database established,
- Chemicals Sector Strategy developed and approved,
- Draft Legal Framework prepared,
- Increased administrative capacity to implement the Chemicals Strategy,
- Wide understanding of the requirements in the field of Chemicals among stakeholders and local/regional authorities.



Beneficiaries:

- MoEF - main beneficiary
- Competent Authorities – responsible for the implementation of Directives
- Chemical Industry

Duration:

14 Months (17th March 2007)

Budget:

1.5 M euros - For TA - EC Funded



67/548/EEC
99/45/EC
91/155/EEC
76/769/EEC

- Regulation on Dangerous Chemicals
(OG No:21634,1993)

In this Regulation, limitation in marketing and usage of dangerous substances and preparations containing PCB, PCT and PBB, rules on labelling and packaging of asbestos and limitation in the usage of asbestos is in harmony with the Directive 76/769/EEC.



According to this Regulation:

- The use of Crysolite (white asbestos) - restricted
- The use of Polyhalogenated Biphenyls and Terphenyls (PCBs, PCTs) and the mixture of these substances - restricted

differences

- particularly other than asbestos, PCB's and, labelling and packing of asbestos



- There is a close connection between Directive 76/769/EEC and the Annex I (dangerous substances list with their harmonised classification and labelling) of the Directive 67/548/EEC.
- Therefore, for the full transposition and implementation of Directive 76/769/EEC, firstly Directive 67/548/EEC needs to be transposed.



Technical Assistance Project (TeACH–EUROPEAID/120220/D/SV/TR) - general framework for the chemicals formed

After the completion of this project, transposition of Directive 76/769/EEC will be considered. Technical assistance might be required for the transposition of 76/769/EEC.

New legislation transposing this Directive will be prepared by MoEF with the collaboration of MoH and MARA.



Committees to Participate	Related EU Legislation to be harmonized
DG Enterprise	
Committee for the adaptation to technical progress of Directives on the removal of technical barriers to trade in the sector of dangerous substances and preparations	67/548/EEC 99/45/EEC
DG Environment	
Committee on evaluation and control of the risks of existing products	793/93/EC
Committee on the adaptation to technical progress of the provisions to the removal of technical barriers to trade in the sector of dangerous substances and preparations	67/548/EEC 99/45/EEC



THANK YOU FOR YOUR ATTENTION