

How to notify PIC exports to the UK after the UK's withdrawal from the EU

March 2019

ABC

Disclaimer

This document aims to assist users in complying with their obligations under the PIC Regulation. However, users are reminded that the text of the PIC Regulation is the only authentic legal reference and that the information in this document does not constitute legal advice. Usage of the information remains under the sole responsibility of the user. The European Chemicals Agency does not accept any liability with regard to the use that may be made of the information contained in this document.

Version	Changes
1.0	March 2019

How to notify PIC exports to the UK after the UK's withdrawal from the EU

Reference: ECHA-19-H-04-EN

ISBN: 978-92-9481-117-2

Cat. Number: ED-02-19-163-EN-N

DOI: 10.2823/609378

Publ.date: March 2019

Language: EN

© European Chemicals Agency, 2019

Cover page © European Chemicals Agency

If you have questions or comments in relation to this document please send them (quote the reference and issue date) using the information request form. The information request form can be accessed via the Contact ECHA page at:

<http://echa.europa.eu/contact>

European Chemicals Agency

Mailing address: P.O. Box 400, FI-00121 Helsinki, Finland

Visiting address: Annankatu 18, Helsinki, Finland

Table of Contents

1. HOW TO NOTIFY PIC EXPORTS TO THE UK IN THE ABSENCE OF A DECISION ON THE UK'S WITHDRAWAL FROM THE EU.....	4
1.1 How to notify exports outside ePIC application	4
1.2 Actions after a decision is made on the UK's withdrawal from the EU	6
1.3 Further support	6

1. How to notify PIC exports to the UK in the absence of a decision on the UK's withdrawal from the EU

Pursuant to Article 8(2) of Regulation (EU) No 649/2012 on the export and import of hazardous chemicals, exporters are required to notify their exports 35 days before the expected date of export. To cover exports taking place in the first 35 days from the withdrawal date if there is no withdrawal agreement, a procedure is made available, which allows EU-27-based exporters to notify the planned export to the United Kingdom in advance of the withdrawal date. These export notifications will take effect if the United Kingdom is, as of the withdrawal date, a third country without a withdrawal agreement entering into force on that date. The purpose of this document is to provide instructions to EU-27 exporters on this temporary procedure.

1.1 How to notify exports outside ePIC application

1. Download the editable export notification form available on ECHA website at: https://echa.europa.eu/documents/10162/21728205/form_for_manual_export_notification_en.docx/f1b5ea8e-4097-4b37-8f21-d203ddb6a7d3
2. Fill-in the required data. Please keep in mind that the information requirements as described in Annex II to the PIC Regulation remain the same as if you were submitting the data in ePIC. As opposed to the ePIC submission form, the data needs to be inserted manually and no field will be updated automatically. Please take note of the following:
 - Reference number – field in the first page should not be filled-in. ECHA will assign a provisional reference number upon acceptance of the notification.
 - Enter the name of the Annex I substance(s) in field 1.1 "Common name". For a group substance, please provide both the name of the substance and the group it belongs to, e.g. "Sodium chlorate belongs to the group Chlorate".
 - EC number, CN code and CUS code (where applicable) can be entered in the field 1.4.3 "Other numbers".
 - The text for section 6.1 "Summary of and reasons for the final regulatory action and date of entry into force" can be retrieved from the ePIC chemicals database. Search the chemical under the "List of Chemicals" and copy the text available in the "Legislation" tab as shown with the example below.

Figure 1: Legislation text

Chemical: Chloroform

Close

Summary **Legislation** Annex I group elements Merge/Split

Legislation and EFSA text

Main Directive: Directive: Amendment:

Language:

Text:

In accordance with entry 32 of Annex XVII to Regulation (EC) No 1907/2006 of the European Parliament and of the Council of 18 December 2006 concerning the Registration, Evaluation, Authorisation and Restriction of Chemicals (REACH), (OJ L 396 30.12.2006 p.1-849), pursuant to Commission Regulation (EC) No 552/2009 of 22 June 2009 amending Regulation (EC) No 1907/2006 (REACH) as regards Annex XVII (OJ L 164 26.6.2009 p.7-31), the following applies to chloroform:

1. Shall not be placed on the market, or used,
— as substances,
— as constituents of other substances, or in mixtures in concentrations equal to or greater than 0,1 % by weight,
where the substance or mixture is intended for supply to the general public and/or is intended for diffusive applications such as in surface cleaning and cleaning of fabrics.

2. Without prejudice to the application of other Community provisions on the classification, packaging and labelling of substances and mixtures, suppliers shall ensure before the placing on the market that the packaging of such substances and mixtures containing them in concentrations equal to or greater than 0,1 % by weight is visibly, legibly and indelibly marked as follows:

'For use in industrial installations only'.

By way of derogation this provision shall not apply to:

(a) medicinal or veterinary products as defined by Directive 2001/82/EC and Directive 001/83/EC;
(b) cosmetic products as defined by Directive 76/768/EEC.

Render text to check links

- The checkbox selection in section 6.2 "The final regulatory action has been taken for the category" should correspond the category(ies) available in ePIC chemicals database. The category can be verified in the "Summary" tab.

Figure 2: PIC use sub-category (Part 1)

PIC regulation use sub-category (Part 1)

p(1)-pesticide in the group of plant protection products:

p(2)-other pesticide including biocides:

i(1)-industrial chemical for professional use:

i(2)-industrial chemical for public use:

Final regulatory action has been taken for the category: Pesticide Industrial

Declaration text:

- Section 7 "Designated National Authorities DNAs" should not be filled-in. ECHA will complete the DNA contact information.
- The last page "Form for Acknowledging Receipt of Export Notification" should not be filled-in.

3. Send the export notification together with the associated SDS if appropriate to your Designated National Authority (DNA) by email. The contact details of the DNAs are available on the ECHA website, at the following address: <https://echa.europa.eu/information-on-chemicals/pic/designated-national-authority>
4. The DNA verifies the compliance of the notification and sends it to ECHA by email.
5. ECHA verifies the compliance, assigns a provisional identification number to the notification and forwards it to the UK DNA by email.
6. ECHA communicates the provisional identification number to the exporter and the DNA.

1.2 Actions after a decision is made on the UK's withdrawal from the EU

Once the modalities of a decision on the UK's withdrawal from the EU are known, the procedure will be adapted accordingly. If appropriate, a new release of ePIC will be made available, which will allow submissions to the UK under the standard export notification procedure via ePIC.

Depending on the modalities of the UK's withdrawal from the EU, ECHA may contact those companies, who have submitted a manual notification of exports to the UK and request the notification of those within the ePIC application.

The provisional identification number received after the manual notification should be inserted in the message field upon submission of the notification in ePIC.

After submission in ePIC, a reference identification number (RIN) will be assigned which can be used in the customs declaration. As it is not possible to specify in ePIC an expected date of export earlier than 35 days from the submission date, ECHA will activate the export notification (i.e. allow the export to take place) from the export date provided in the manual notification.

1.3 Further support

You can contact the ECHA Helpdesk using the following link: <https://echa.europa.eu/contact>

EUROPEAN CHEMICALS AGENCY
ANNANKATU 18, P.O. BOX 400,
FI-00121 HELSINKI, FINLAND
ECHA.EUROPA.EU