

Industry perspectives on improving enforcement and market surveillance

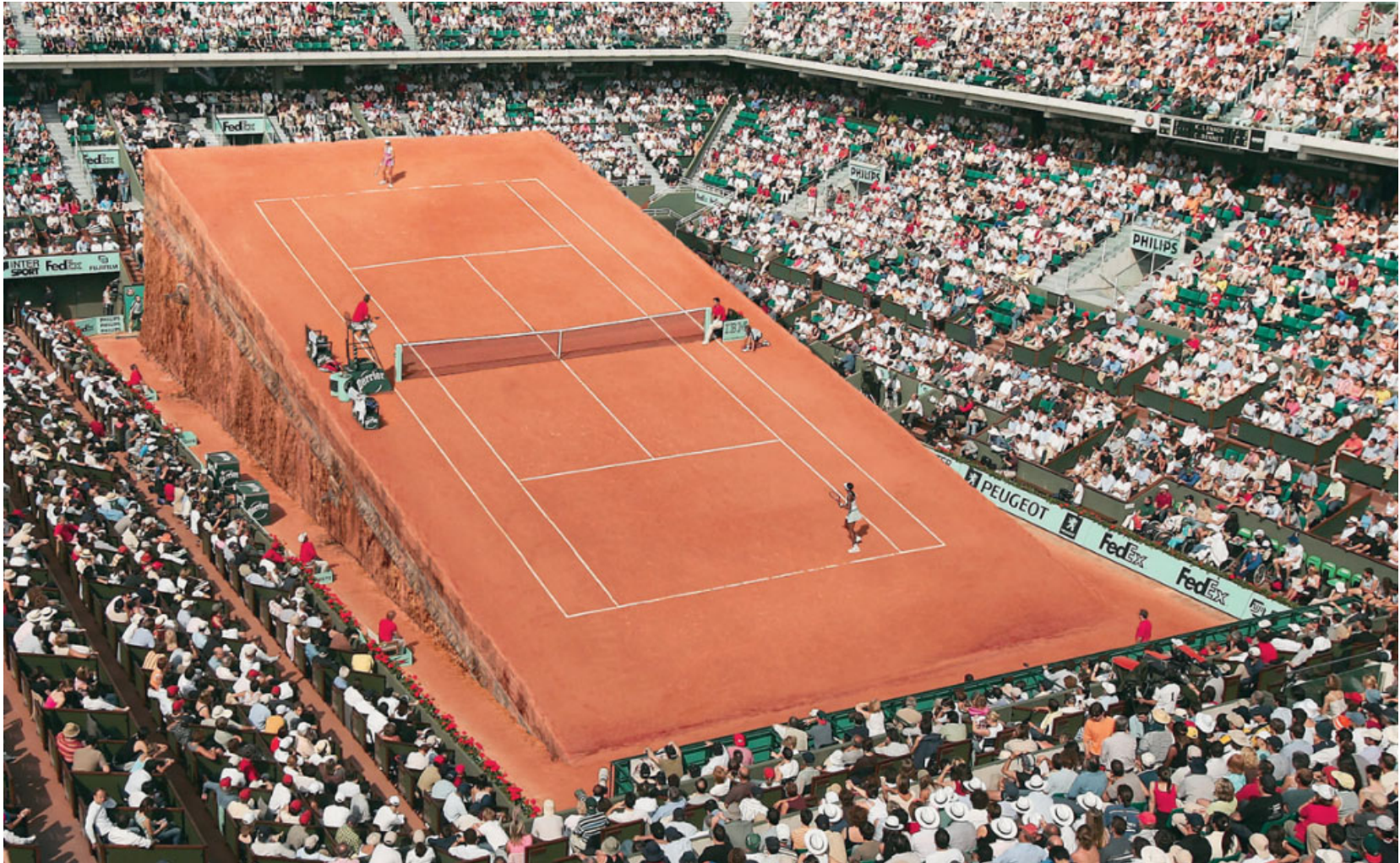


20 April

Dunja Drmač



Fair play & same rules between all players



Does it really work?



In theory



“free riders”

VS

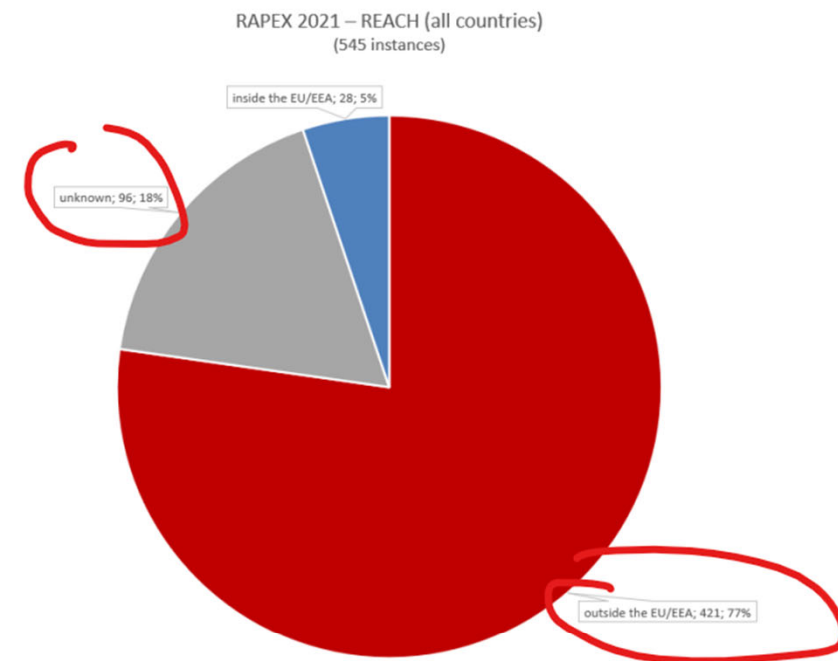
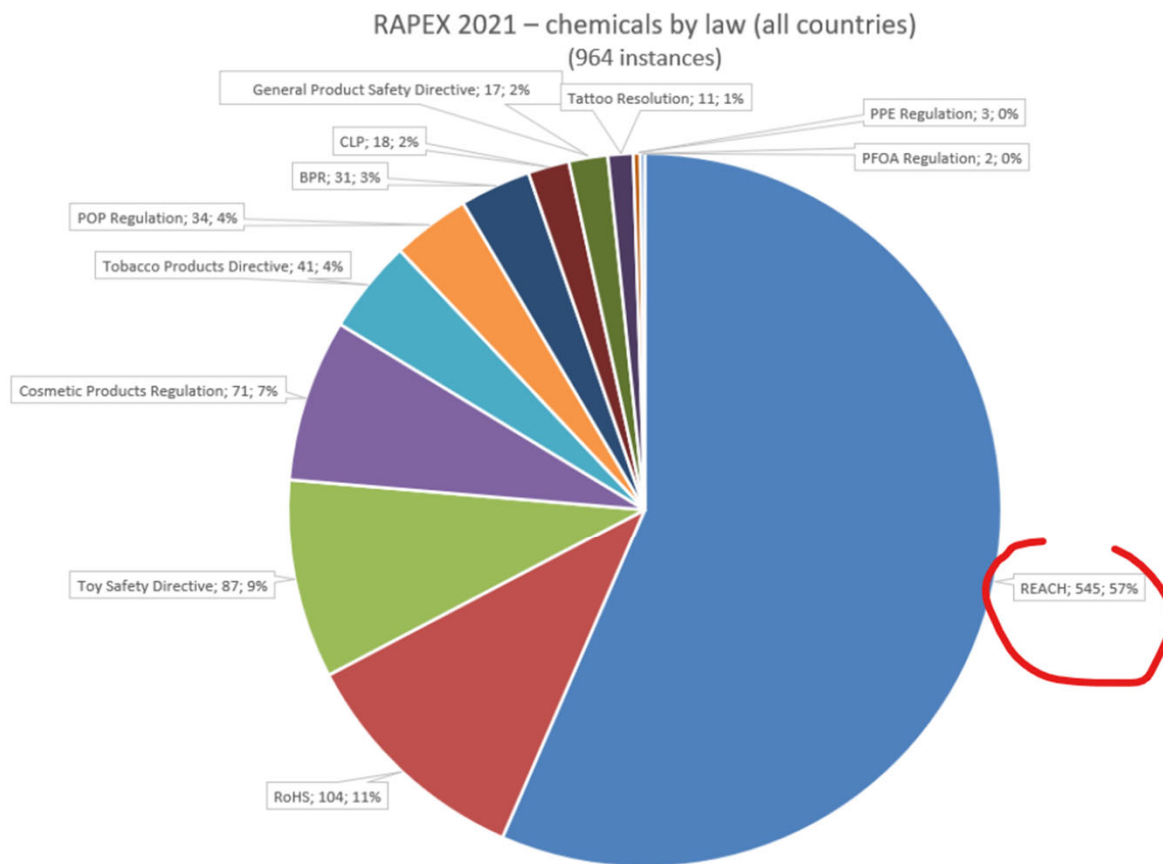


fair play

In practice



Enforcement of current rules still an issue..



- **77 % of detected non-compliances outside EU/EEA**
- **Increase in cases where the country of origin is unknown (18 % 2021 vs 12% in 2020)**



Lack of coordinated enforcement across Member States



Good enforcement requires coordinated action



Future will bring more challenges



More legislation



More generic restrictions
(likely more derogations
too)



More imports including
e-commerce



Limited resources





350 pieces of EU legislation on prohibitions and restrictions

40 + pieces of EU chemical legislation*



33 CMRs in textiles

100/1000 ? Skin sens. in textiles

4000 Tattoo ink

10 000 PFAS



Percentage of internet users in France that shopped online in 2022*

84 %

*Source: [European e-commerce report 2022](#), [COM report 7](#)

Can current enforcement practices keep up with online trends...

Test of cheap jewellery: Nickel release exceeds limit values



Excessive levels of phthalates (321x higher than the EU-permitted level) found in a toy bought online

Majority of inspected products sold online breach EU chemicals laws

ECHA/NR/21/29



In the latest project of ECHA's Enforcement Forum, enforcement authorities found that most inspected products sold online were non-compliant with at least one requirement under relevant EU chemicals legislation being checked. The inspections resulted in more than 5 000 enforcement actions.

Helsinki, 8 December 2021 – Inspections of nearly 6 000 products covered REACH, the Classification, Labelling and Packaging (CLP) and the Biocidal Products (BPR) regulations.

For REACH, inspections focused on restricted chemicals and found that **78. % of checked products were non-compliant**. The products included both professional and consumer products and articles including, for example, textiles, leather, childcare articles, toys and jewellery.

HRVATSKA NEPOZNAT TRGOVAC

Važno upozorenje inspekcije: Pazite, ove dvije web-trgovine su sumnjive, riskirate veliku štetu

Piše D. J. B., 14. studenoga, 2022. @ 10:06

2 min.



Source: [CBC news](#); [Danish EPA](#); [TIE Report](#); [BEUC](#); [ECHA news](#); [Dnevnik.hr](#)

Experts warn of high levels of chemicals in clothes by some fast-fashion retailers

stop sales of questionable products to Canadians following Marketplace investigation



...some including serious criminal activities



<https://www.mygbl.eu/product/gbl-cleaner-1l/>

Q **GBL Cleaner 1L**

✓ Premium Gamma-Butyrolactone ✓ Made in EU Laboratory ✓ 99.9% guaranteed

The MyGBL 1L solvent from our laboratories allows you to clean, strip, and dissolve all traces of rust, encrusted dirt, or paint. It allows you to get your rims looking like new and shiny again. The gamma-butyrolactone-based solvent is also perfect to remove tags and graffiti from a wall.

Secure payment
Discreet Shipping
Tracking

€75.00

Quantity: - 1 + **Add to cart**

Tags: buy GBL, GBL, ProCleaner
SKU: myGBl.1000.1-1

f t p in



Voluntary Product Stewardship Practices to Prevent Diversion of 1,4-Butanediol and Gamma Butyrolactone





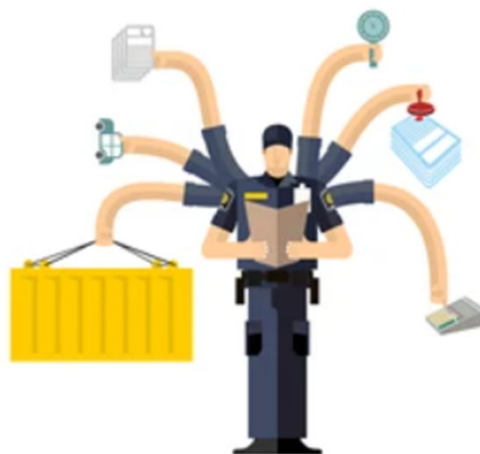
Zero tolerance approach to non-compliance

Stronger and faster regulatory action



Enforceable restrictions

- Having the means including analytical methods to enforce broad restrictions (e.g. microplastics, skin sensitisers in textiles)



Moderinizing legislation to include e-commerce

- Include online platforms in REACH and CLP, coherence with other legislation

More prominent role of the ECHA Enforcement Forum

- ECHA Enforcement Forum opinion needs to be considered in decision-making

Better cooperation between enforcement and customs authorities (private sector can help)

- exchanging data to swiftly identify “high risk profiles”



Concluding remarks

- Proper enforcement key to implement the EU Green Deal and the Chemicals Strategy for Sustainability (CSS)
- Cefic fully endorses CSS actions on stepping up enforcement activities
- Ready to help with development of analytical methods and cooperate with other actors



Thank you

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About Cefic

Cefic, the European Chemical Industry Council, founded in 1972, is the voice of large, medium and small chemical companies across Europe, which provide 1.1 million jobs and account for 15% of world chemicals production. Cefic members form one of the most active networks of the business community, complemented by partnerships with industry associations representing various sectors in the value chain. A full list of our members is available on the Cefic website.

Cefic is an active member of the International Council of Chemical Associations (ICCA), which represents

chemical manufacturers and producers all over the world and seeks to strengthen existing cooperation with global organisations such as UNEP and the OECD to improve chemicals management worldwide

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