

# CONSULTATION DOCUMENT

## VOLUME VII

### **amending for the 8<sup>th</sup> time Council Directive 67/548/EEC on the approximation of the laws, regulations and administrative provisions relating to the classification, packaging and labelling of dangerous substances**

#### *Point 1*

#### **Amendments**

Directive 67/548/EEC is hereby amended as follows:

- (1) In Article 1, paragraph 1, points (a), (b) and (c) are deleted.
- (2) In Article 2, paragraph 1, points (c), (d), (f) and (g) are deleted.
- (3) Article 3 is replaced by the following:

“Article 3

#### **Testing and assessment of the properties of substances**

Tests on substances carried out within the framework of this Directive shall be conducted according to the requirements of Article 14 of the REACH Regulation.”

- (4) Article 5 is amended as follows:
  - (a) Paragraph (1) is amended as follows:
    - (i) The first indent is deleted.
    - (ii) In the second indent the words “and in accordance with the results of the tests provided for in Annexes VII and VIII” are replaced by the words “and, for registered substances, in accordance with the information obtained through the application of Articles 13 and 14 of the REACH Regulation”.
  - (b) In paragraph (2) the words “in the second indent of paragraph 1” are replaced by the words “in the indent of paragraph 1”.
- (5) Articles 7 to 20 are deleted.
- (6) In Article 23 paragraph 2, the following point (g) is added:

“(g) the registration number, when available.”

(7) Article 30 is replaced by the following:

“Article 30

**Free movement clause**

Member States may not prohibit, restrict or impede the placing on the market of substances which comply with the requirements of this Directive, on grounds relating to classification, packaging or labelling within the meaning of this Directive.”

(8) Article 32 is deleted.

(9) Annex V is deleted.

(10) Annex VI is amended as follows:

In points 1.6, 1.6.2, 1.7.2, 1.7.3, 2.1, 2.2.1, 2.2.2, 2.2.2.1, 2.2.3, 2.2.4, 2.2.5, 3.1.1, 3.1.5.1, 3.1.5.2, 3.2.1, 3.2.2, 3.2.3, 3.2.5, 3.2.6.1, 3.2.6.2, 3.2.7.2, 3.2.8, 4.2.3.3, 5.1, 5.1.3, 9.1.1.1, 9.1.1.2, 9.3, 9.5 the words “Annex V”, are replaced by “Annex X of the REACH Regulation”.

(11) Annexes VIIA, VIIB, VIIC, VIID and VIII are deleted. The references in Annex VI to the deleted Annexes are amended as follows:

- In section 1.6 (a), the words “Annex VII” are replaced by “Annexes IV, V and VI of the REACH Regulation” and the words “Annex VIII” are replaced by “Annexes VII and VIII of the REACH Regulation”.
- In section 5.1, the words “Annex VII” are replaced by “Annexes V and VI of the REACH Regulation” and the words “Level 1 (Annex VIII)” are replaced by “Annex VII or VIII of the REACH Regulation”.
- In section 5.2.1.2, the words “Level 1 (Annex VIII)” are replaced by “Annex VII of the REACH Regulation”.
- All other references to the deleted Annexes shall be construed as references to the corresponding Annexes IV, V, VI, VII, VIII and IX of the REACH Regulation.

*Point 2*

**Repeals**

Commission Directives 93/67/EEC<sup>1</sup> and 2000/21/EC<sup>2</sup> are repealed.

*Point 3*

1. Member States shall bring into force the laws, regulations and administrative provisions necessary to comply with this Directive as from the date mentioned in Article 117(2) of the REACH Regulation. They shall forthwith inform the Commission thereof. When Member States adopt those provisions, they shall contain a reference to this Directive or be accompanied by such a reference on the occasion of their official publication. Member States shall determine how such reference is to be made.
2. Member States shall communicate to the Commission the main provisions of national law which they adopt in the field covered by this Directive.

*Point 4*

This Directive shall enter into force on the twentieth day following its publication in the *Official Journal of the European Union*.

This Directive is addressed to the Member States.

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<sup>1</sup> OJ L 227, 8.9.1993, p. 9.

<sup>2</sup> OJ L 103, 28.4.2000, p. 70.