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What is the potential impact of the Eurasian Economic Union's Technical Regulation on the Safety of Chemical Products?

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Summary

The Eurasian Economic Commission (EEC) announced that the Council of the EEC adopted on 3 March 2017 the long-anticipated Technical Regulation on the Safety of Chemical Products.

3E Review

The Eurasian Economic Union (EEU) Technical Regulation on the Safety of Chemicals Products was approved by the Board of the EEC in March 2014. Since then, stakeholders have been awaiting the finalization of the process of unifying chemical products regulations among the EEU member states.

According to the EEU Minister of the Technical Regulation, Valeri Koreshkov, "The document establishes unified mandatory requirements for chemical products produced in the Union, as well as rules and forms for assessing its compliance, identification rules, requirements for terminology, labeling and rules for its application."

The regulation will regulate substances and mixtures manufactured in or imported into the EEU, which is made up of Armenia, Belarus, Kazakhstan, Kyrgyzstan and Russia. The act defines 13 different classes based on the hazardous effects associated with the physical and chemical properties of chemical products, including explosive, compressed gas, flammable gaseous, self-decomposing, self-heating, hazardous in contact with water, etc. A Unified Register of chemical substances and mixtures which are used in the territory of

the Union will be established, and inclusion of chemicals in the Register will be a prerequisite for registration of the product before placement on the market.

3E Analysis

There may be a legal conundrum if Russia's texts contradict with the EEU text. However, the EEU legislation technically has legal preemption over Russia's legislation.

The official texts and Decision for this new EEU regulation have not been published yet. Once the official documents are released, the enforcement dates and further details as well as transitional periods will be announced. This regulation will have a direct impact on EEU member states once it is officially enacted.

This regulation will have a huge impact on industry, as it will require the registration and labeling of chemicals in these jurisdictions.