

**Irish Cosmetics
and Detergents**
Association

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BREXIT UPDATE



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Impact of Brexit on the cosmetic &
detergent industry in Ireland

Presenter:

Alexandra Egan

Date:

23/10/2020

BREXIT

The UK left the European Union at 23:00 GMT on 31 January 2020

The UK and EU signed a withdrawal agreement (WA)

The WA gives a transition period and so the UK will still be treated as if it was an EU member during this time.

The WA is expected to last until 31 December 2020 & companies will continue to operate during the implementation period.

Northern Ireland will operate differently to Great Britain, under the provisions that are outlined in the NI Protocol within the WA.

Due to the changeability of the negotiations and the very short timings, the ICDA recommends all member to prepare now for the changes.

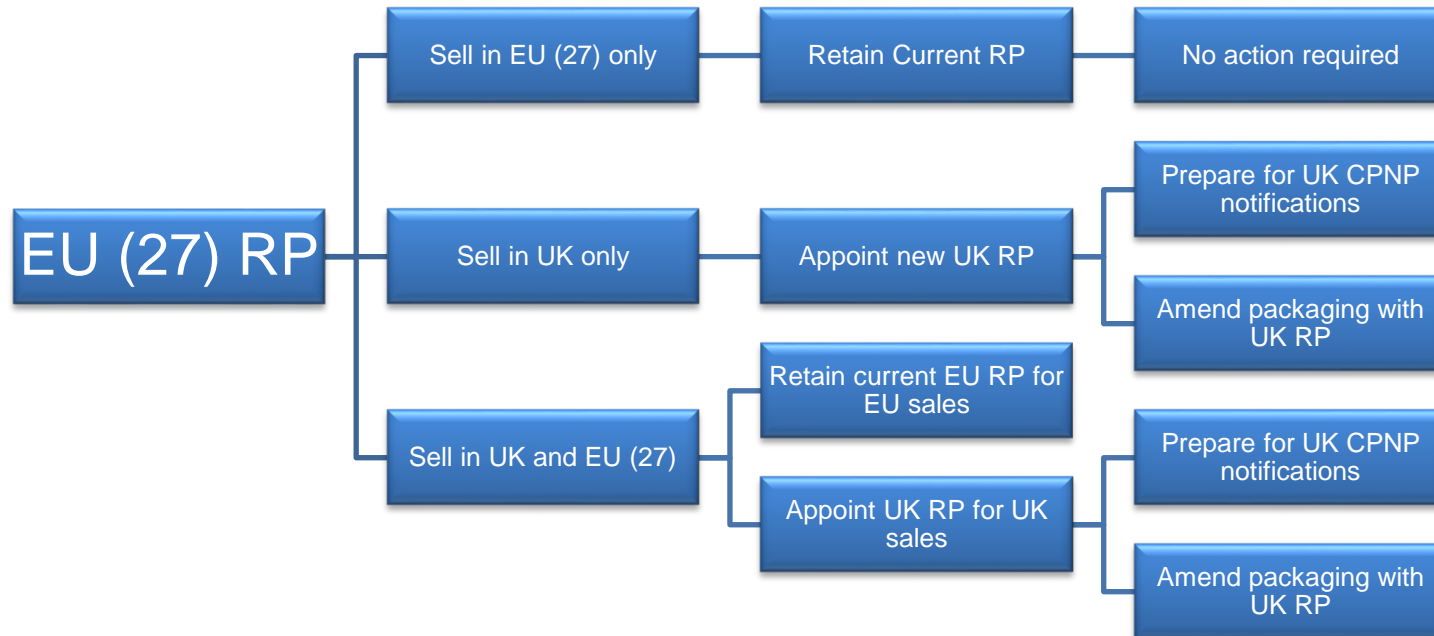
COSMETICS



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COSMETICS



COSMETICS

•Responsible Person

- Nominated RP technical person & address
- SAE reporting
- Safety assessor qualification recognised

•Notification

- The UK notification portal will be open after Brexit
- Companies advised to download the XML zip files from CPNP in preparation
- Files not saved over include formula (if using frame formula), artwork files & trigger 18 rule
- Plan resource
- Completed within 90 days from 1 January 2021

•Labelling

- RP address
- Made in statement
- Products placed on the market after 1 January 2021 will be given two years to adapt labelling

ICDA Cosmetics UK Limited,
Milton Keynes, UK , MK19

6FG

Made in XXXXXX

REACH



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REACH

Current

All chemicals above one tonne per legal entity placed on EU market must be EU REACH compliant

January 1st 2021 UK leaving EU (without FTA)

- Ireland (incl. N. Ireland) – all chemicals must comply with EU REACH thus any UK registration must transfer to a manufacturer or importer in the EU-27; or appoint an Only Representative in the EU-27 as registrant for the substance.
- UK (excl. N. Ireland) – all chemicals must comply with UK REACH (SI still to be confirmed more details in next slide)

January 1st 2021 UK leaving EU (with FTA)

- Ireland – all chemicals comply with EU REACH
- UK – Unknown dependent on FTA

REACH

- ✓ Map out all supply chains for your business
- ✓ Contact all **UK chemical suppliers** to check if they will be complying with EU REACH post UK leaving EU
- ✓ If you supply product to UK – **contact all chemical suppliers** to check if will comply with UK REACH once known
- ✓ Ensure an IT system is in place to track all chemical tonnages post UK leaving EU

Detergents



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Detergents

Ireland

LABELLING:

According to Article 11(2)(b) of Regulation (EC) No 648/2004, must have an EU legal entity on pack.

SURFACTANT TESTS:

For detergents placed on the market as of the withdrawal date, the following tests supporting the safety of detergents according to Regulation (EC) No 648/2004 have to have been carried out by a laboratory approved by an EU-27 Member State.

- Primary biodegradability tests for surfactants in detergents;
- Ultimate biodegradability (mineralisation) tests for surfactants in detergents;
- Complementary risk assessment for surfactants in detergents.

UK

(based on previous SI in case of no deal)

LABELLING:

According to Article 11(2)(b) of Regulation (EC) No 648/2004, must have a UK legal entity on pack.

SURFACTANT TESTS:

May be carried out by approved laboratories only. Approved laboratories' are laboratories that are: members of the UK GLP compliance programme referred to in the Good Laboratory Practice Regulations 1999, or able to demonstrate compliance with standard EN ISO/IEC 17025: 2017 (general requirements for the competence of testing and calibration laboratories) to the satisfaction of the competent authority.”.

Biocides



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Biocides

UK regulatory framework

HSE will act as the competent authority for the UK, instead of ECHA and will:

- Approve active substances
- Evaluate product approvals
- Have a UK database to support biocidal product authorisations and active substance approvals.

What does this mean?

- If you hold a biocidal product authorisation that is valid in the UK on exit day, it would remain valid in the UK after exit day until its normal expiry date.
- Active substance approvals would also remain valid until their normal expiry date.
- If you have a biocidal product being processed by HSE on exit day, HSE would, where possible, continue to process this to grant a national authorisation.
- If you have an application being processed by another EU country on exit day as part of an EU-wide authorisation process. You need to re-apply to the UK for a national authorisation.

Biocides

Actions

Labelling

Review your labels Authorisation holders for biocidal products must be established within the EU.

Article 95

Suppliers based in the UK will be removed from the Article 95 list, active substances or biocidal products from this source will no longer be allowed to be made available on the EU market. Review supply of active substances and ensure they cover EU and UK requirements.

Authorisation status

Review progress of current biocidal authorisations and decide how to progress post Dec 2020.

Thank you!



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