Council of the European Union

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7462/22

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'I/A' ITEM NOTE

From:	General Secretariat of the Council
To:	Permanent Representatives Committee/Council
No. Cion doc.:	ST 6328/22 + ADD 1 - C(2022) 846 Final
Subject:	COMMISSION DELEGATED REGULATION (EU) …/... of 16.2.2022 amending, for the purposes of its adaptation to technical and scientific progress, Regulation (EC) No 1272/2008 of the European Parliament and of the Council on classification, labelling and packaging of substances and mixtures - Intention not to raise objections to a delegated act

1. On 16 February 2022, the Commission submitted the above draft Delegated Regulation to the Council, which amends Annex VI of Regulation (EC) No 1272/2008[1] in accordance with its Article 37(5).

2. The present amendment is appropriate in order to introduce or update the harmonised classification and labelling of certain toxic and hazardous substances, and amend Table 3 of Part 3 of Annex VI to Regulation (EC) No 1272/2008.

[1] Regulation (EC) No 1272/2008 of the Europaen Parliament and of the Council of 16 December 2008 on classification, labelling and packaging of substances and mixtures, amending and repealing Directives 67/548/EEC and 1999/45/EC, and amending Regulation (EC) No 1907/2006 (OJ L 353, 31.12.2008, p. 1–1355): Current consolidated version dates 1 October 2021.

3. Compliance with the new or updated harmonised classifications should not be required immediately as a certain period of time is necessary to allow suppliers to apply the adjustments.

4. On 16 February 2022, delegations were asked by 18 March 2022 to indicate their possible opposition to the above draft Delegated Regulation. No delegation raised any relevant grounds for opposition. The official two-month deadline expires on 17 April 2022.

5. Against this background, the Permanent Representatives Committee is invited to recommend to the Council to confirm the non-opposition to the draft Delegated Regulation, as set out in document ST 6328/22 + ADD1 as an item without discussion at one of its forthcoming meetings.