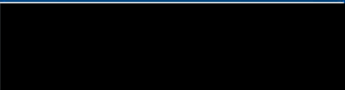


UPFAS restriction proposal: How stakeholders can best contribute to the opinion-making

FPP4EU Collaboration Platform

21 June 2023


Chair of the Committee for Socio-Economic
Analysis (SEAC)

European Chemicals Agency



Overview



Objectives of opinion-making



State of play and next steps



Input of stakeholders

Objectives of opinion-making

- Committees assess the restriction proposal by the MSs
- Client is the decision-maker (Commission and Member States)
- Based on the proposal and RAC/SEAC opinions they need to:
 - Decide that there is an unacceptable risk to human health or the environment, arising from the manufacture, use or placing on the market of substances
 - Decide that the risk needs to be addressed on a EU wide basis
 - Take into account the socio-economic impacts of the proposal, including the availability of alternatives
- RAC/SEAC evaluation focuses on 'justification for a restriction'
 - Assessment by the Dossier Submitter in restriction report
 - Comments by interested parties in the consultations

Objectives of opinion-making – SEAC

- Formulate an opinion on the proposed restriction and the related socio-economic impacts, taking into account consultation comments
- What are the impacts of the proposed restriction?
 - Costs
 - Benefits
 - Uncertainties
- Is the proposed restriction the most appropriate means to address the identified risk (Annex XV criteria)?
 - Effectiveness (to address the risk)
 - Practicality (including enforceability)
 - Monitorability

Reliability, representativeness and appropriateness of data/assumptions/methodology; impact of uncertainties on conclusions; can be qualitative or quantitative

Proportionality to address the identified risk; can the measure be enforced (not necessarily by analytical means); is risk reduction monitorable over time?

State of play and next steps



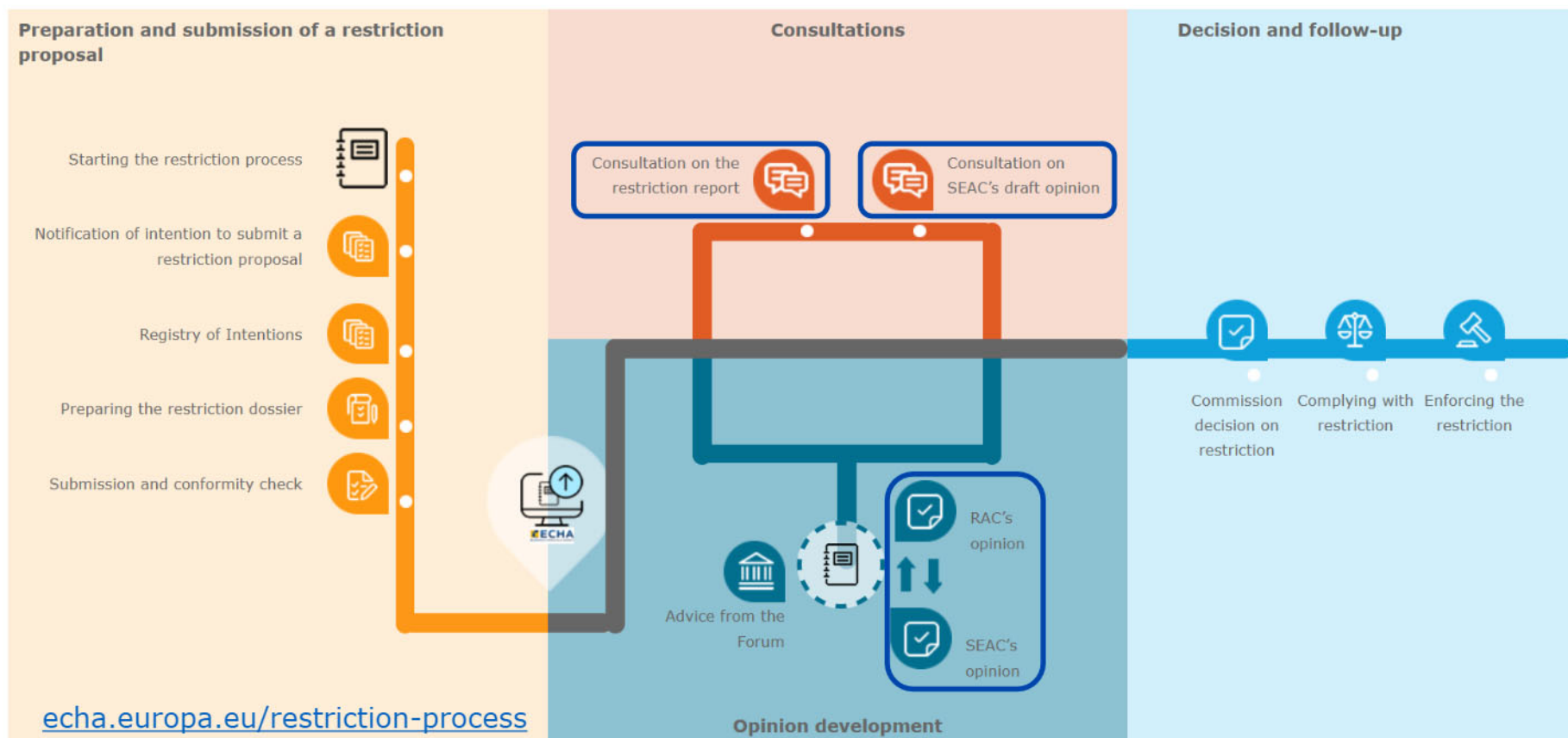
Evaluation of the Committees – so far and next steps

- March 2023 – Decision that dossier is in conformity, enabling third-party consultation to start.
- June 2023 – Discussion of recommendations from RAC and SEAC to the Dossier Submitter – sent already to Dossier Submitter
- September 2023 – first draft opinion to be discussed in RAC and SEAC.

Will cover Food contact materials and packaging
(and in RAC, also hazard)

- After that: Updated restriction proposal. Content of the plenary discussions to be announced after the previous plenary.

Input of stakeholders – When?



Input of stakeholders – When?

Main one: consultations

- On the restriction report: Open from 22 March - 25 September 2023:
echa.europa.eu/restrictions-under-consideration/-/substance-rev/72301/term
- Information sent after closing date or via other channels not considered by RAC and SEAC
- 60-day consultation on SEAC draft opinion, once it's agreed

RAC/SEAC meetings

- More limited numbers of stakeholder possible
- Registration opens soon, Chairs will consider amongst all registered
- Further info on committees' procedures:
echa.europa.eu/about-us/who-we-are/committee-for-risk-assessment
echa.europa.eu/about-us/who-we-are/committee-for-socio-economic-analysis

Input of stakeholders – How?

Consultations

- Detailed information should be submitted through consultations
- Non-confidential submissions will be published – RAC/SEAC members also have access to confidential submissions
- Submissions are scrutinised by Dossier Submitter, RAC and SEAC (for consultation on SEAC DO: SEAC only) – responses will be published at the end of the process
- Use of alternative routes is strongly discouraged – response will be to submit the information through the consultations

RAC/SEAC meetings

- Input during meetings should be brief scientific/technical points to aid discussions
- Keep in mind the remit of each Committee

Input of stakeholders – What?

Information typically relevant for SEAC

- Alternatives and their performance/suitability
- Impacts of proposed restriction
- Uses affected by the proposal missing from the assessment

Make impactful consultation submissions

- Provide supporting information and evidence – if documents are attached be clear why these are important
- Requests for derogations or longer transition periods must demonstrate that the impacts of the proposal would be disproportionate – be realistic
- Answer specific questions that have been asked
- Make joint submissions (e.g. by sector) – representative info is important
- Structure submissions clearly – provide a summary section, use bullet points for key issues, prioritise issues, avoid jargon

Input of stakeholders

- For further information on the consultation see also the [Consultation Guidance](#) and the [Information Note](#)
- For further information on the restriction proposal, the restriction process and how to participate in the consultation see also the recording, presentations and Q&As from the [online information session](#) (5 April 2023)

Conclusions



Evaluation of the restriction proposal has started – contribute to the consultation by 25 September 2023



Opinion-making is about facilitating informed decision-making – SEAC's focus is on socio-economic impacts



Stakeholder inputs are important throughout the process – clear submissions to consultations are key

Thank you

echa.europa.eu/contact
echa.europa.eu/subscribe



Connect with us



echa.europa.eu/podcasts



European Chemicals Agency



[@one_healthenv_eu](https://www.instagram.com/one_healthenv_eu)



[@EU_ECHA](https://twitter.com/EU_ECHA)



[@EUECHA](https://www.facebook.com/EUECHA)



[EUchemicals](https://www.youtube.com/EUchemicals)