

**PROTECTING PEOPLE
AND PLACES FOR**



Update on BPR in Great Britain and Northern Ireland



BPR across the UK – the basics

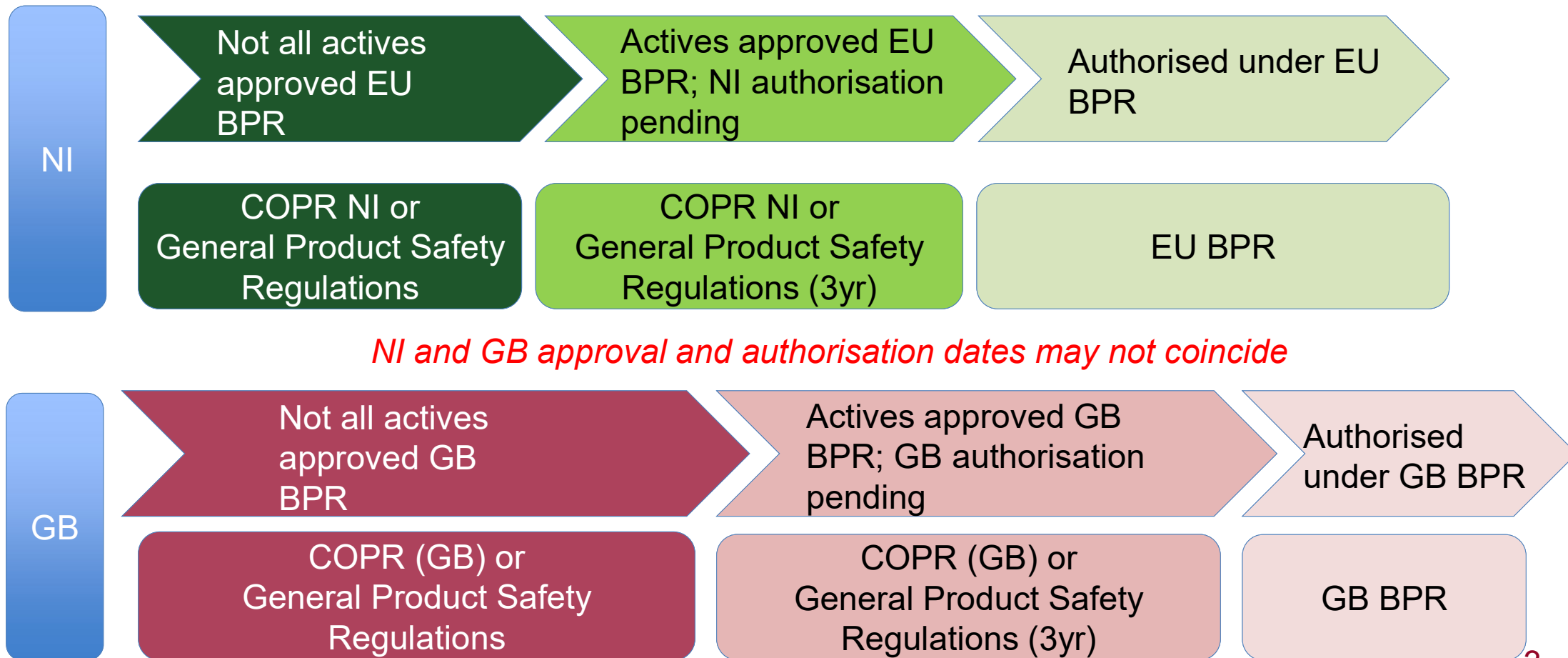
Northern Ireland

- Governed by Windsor Framework
- EU BPR applies, with some qualifications
- HSENI is competent authority
- HSE (GB) provides operational/scientific support – deals with most NI applications

Great Britain

- GB BPR
- Largely identical to EU BPR but operates independently
- HSE acts as competent authority on behalf of ministers

BPR across the UK – transition process A89



BPR across the UK – types of authorisation

Northern Ireland	Great Britain
National authorisation (GB + NI)	National authorisation (GB + NI)
National authorisation (NI only)	National authorisation (GB only)
Simplified authorisation (NI or whole UK)	Simplified authorisation (GB or whole UK)
Simplified notification	-
Same product authorisation (national, Union, simplified)	Same product authorisation (national, simplified)
Mutual recognition of EU BPR authorisation	-
Union authorisation	-
-	Unfettered access notification

National authorisations

UK-wide (GB + NI)

- HSE will process as one application
- Cost ≈ cost of GB-only authorisation provided evaluation guidance the same

NI only

- E.g. if active(s) approved in EU but under review in GB
- GB – still COPR or General Product Safety Regulations

GB only

- If active(s) approved in GB but under review in EU (not happened yet)
- NI – still COPR NI or GPSR

Mutual recognitions (NI only)

- HSE is accepting applications for EU-to-NI mutual recognitions
- Authorisations on hold as process and practicalities still under development
- Seeking way forward – will update
- NI national authorisation is another option

Simplified procedure

- If you have a simplified authorisation in an EU Member State, you can notify to NI (HSE)
- Make available on the market 30 days later
- You can also apply to NI (HSE), GB or NI+GB for a simplified authorisation
 - no notification possible to other EU MS

Union authorisations

- Only applicable in NI, not GB
- Apply to ECHA, not HSE
- EU does Implementing Regulation; applies in NI
- HSE will do own assessment for GB + GB national authorisation

Unfettered Access (NI to GB)

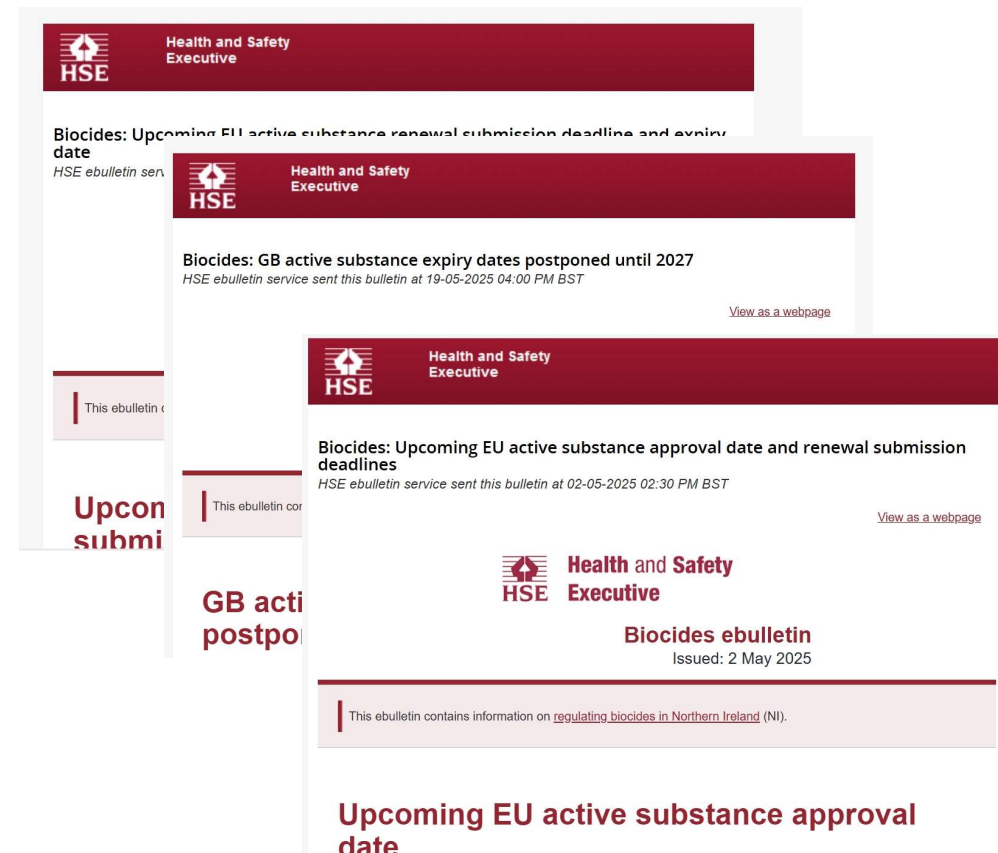
- If you have a ‘relevant permission’ in NI, you can supply to GB 90 days after notification
- Conditions including:
 - Product supplier must be established in NI
 - AS must be approved in GB and NI
 - Product must be “qualifying NI good”
 - Article 95
- Recommended to inquire with HSE if you are interested

Potential areas of GB/NI difference

- GB and EU BPR operating separately, so there will be some differences between the regimes
- Some potential areas where there are differences
 - EU active substance Implementing Regulations vs GB approvals – timing and content
 - Guidance
 - Pre-Brexit EU guidance still used in GB
 - GB decides whether to adopt new EU guidance – may amend or reject
 - Decisions on Substances of Concern

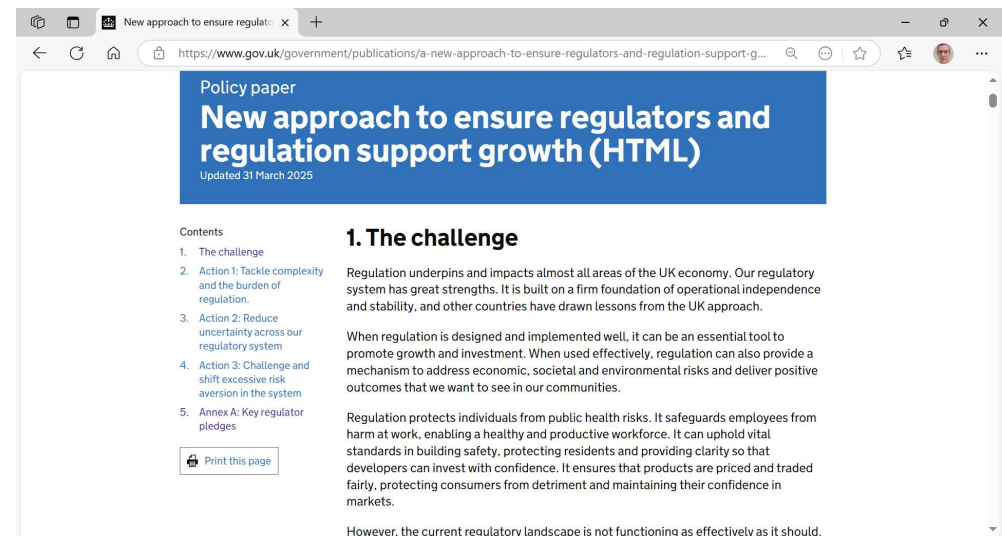
Key takeaways

- HSE doing what it can to make authorisations across the UK as seamless as possible
- Keep an eye on HSE eBulletins – we will circulate information for both GB and NI to help you keep track of what you need to know



GB Chemicals Reform

- *New approach to ensure regulators and regulation support growth – UK govt policy paper*
- *Key regulator pledge – “HSE and DEFRA will consult on how international approvals can be recognised to reduce the time and cost to bring chemical products, including biocides, to the GB market”.*
- *Considering reform proposals in light of the action plan within the policy paper*



Thank you for listening

- General enquiries: biocidesenquiries@hse.gov.uk
- Sign up for biocides eBulletins at HSE: Latest news on health and safety at work (see 'industries')
- chemicals@hse.gov.uk – for NI enforcement issues