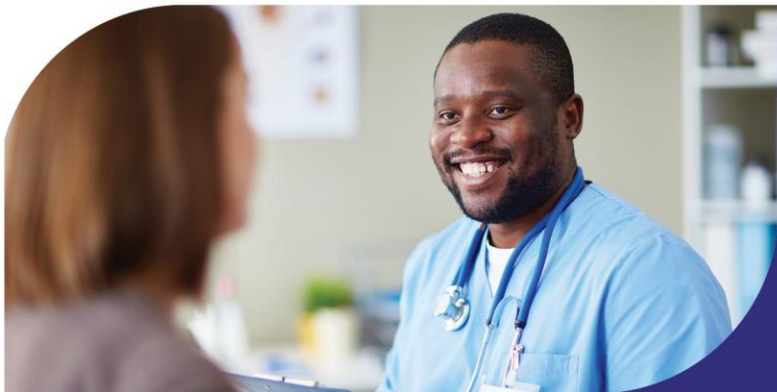




HSA

An tÚdarás Sláinte agus Sábháilteachta
Health and Safety Authority

Market surveillance of chemicals- Tools and Enforcement Practices



Caroline Walsh
29th May 2025



- Market Surveillance of chemicals
- What we check and how
- Moving compliance online in 2025
- Tools and networks to support compliance
- HSA resources

Market Surveillance Chemicals Mandate



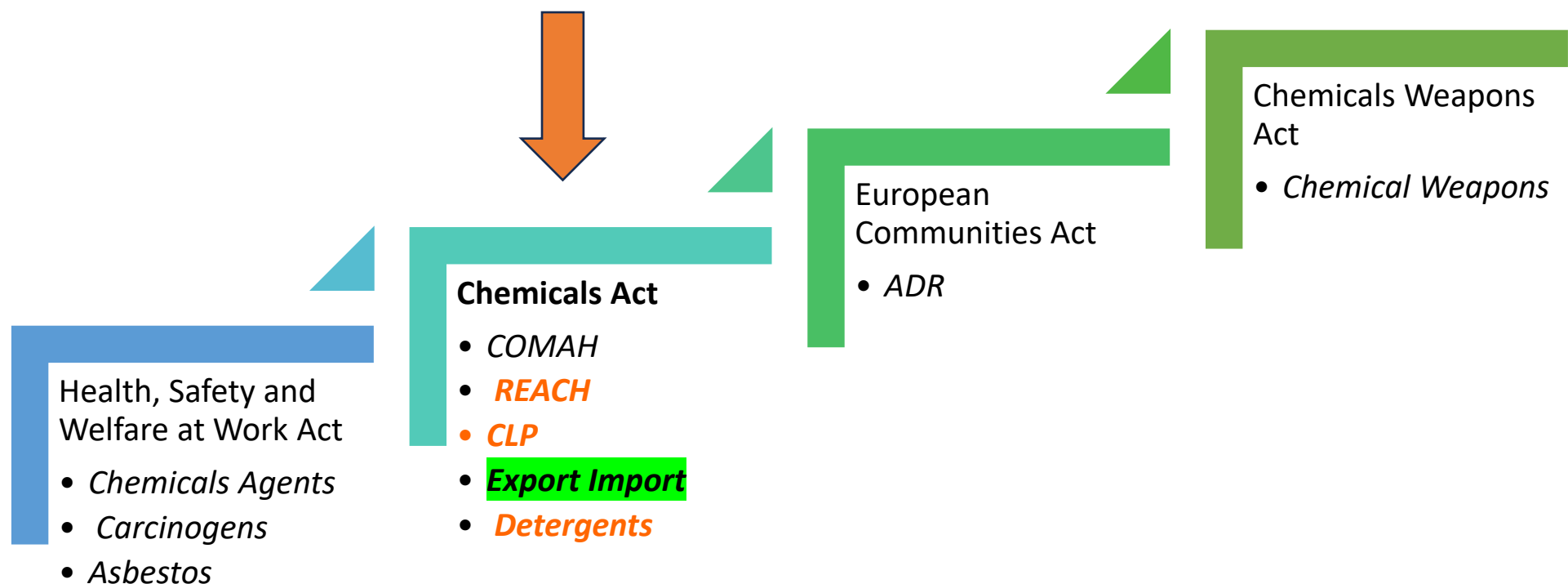
Market Surveillance Scope

Market Surveillance - Health and Safety Authority

1	Detergents	Regulation (EC) No. 648/2004
2	Machinery	Directive 2006/42/EC
3	REACH	Regulation (EC) No. 1907/2006
4	CLP	Regulation (EC) No. 1272/2008
5	Transportable Pressure Equipment Directive (TPED)	Directive 2010/35/EU
6	Lifts and Safety Components for Lifts	Directive 2014/33/EU
7	Products for Explosive Atmospheres	Directive 2014/34/EU
8	PED	Directive 2014/68/EU
9	PPE	Regulation (EU) 2016/425
10	Appliances Burning Gaseous Fuels	Regulation (EU) 2016/426



Market Surveillance Compliance



Products checked

- Industrial chemicals
- Professional use chemicals
- Consumer chemicals
- Substances, e.g., acetone, toluene, methanol
- Mixtures, e.g., glues, oven cleaners, sealants
- Articles, e.g. jewellery, leather goods

Products not checked

- Biocides (DAFM)
- Pesticides (DAFM)
- Cosmetics (HPRA)
- Medicines (HPRA)
- Veterinary products (HPRA)
- Waste (DECC/EPA)



What we check

- **REACH** checks include:
 - ✓ registration status of substances on own or in mixtures
 - ✓ presence of banned/restricted or chemicals
 - ✓ Safety Data Sheets/ Exposure Scenario's
- **CLP** checks include:
 - ✓ Classification, Labelling, Packaging
 - ✓ Unique Formula Identifier – notification to Poison Centre
 - ✓ C&L inventory- notification status of substances on own or in mixtures
- **Detergents** checks include:
 - ✓ information requirements
 - ✓ labelling

SAFETY DATA SHEET
Cleanit Date of Issue: June 2010

1. Identification of the substance/mixture and of the company/undertaking

Identification of the substance/mixture:
Product identifier: ABC XYZ chem
Trade Name: Industrial Cleaner
Relevant identified uses: substance/mixture/Uses advised
Company identified uses:
Company name: Acme Cleaning Ltd., 1 Acme Lane, Ind. Estate, Dublin 123
Telephone number: 01 234 5678
E-mail of responsible person for SDS: tom.acme@acme-cleaning.com
Emergency telephone
Emergency telephone number: 01 123 4567 (9am – 5pm)

2. Hazard Identification

Classification according to Directive 67/548/EEC:
Xn: R36/38
Classification according to Regulation (EC) No 1272/2008:
Eye Irritant 2, H319
Skin Irritant 2, H315
Label elements:
Labelling: according to Regulation (EC) No 1272/2008:
Pictogram:  Signal Word: Warning
Signal Word: Warning
Hazard Statements: H315 Causes skin irritation
Precautionary Statements: Precautionary Statements:
Primary route(s) of entry: Inhalation: Yes; Skin - eyes: Yes; Ingestion
Human health:
Inhalation: Irritant, alkaline liquid.
Eyes: Eye contact may cause irritation.
Skin: May cause irritation.
Environment: No data available
Hazards: There are no known other hazards

3. Composition/Information on Ingredients

Name	EC No.	CAS No.	Co
ABC	123-456-0	1234-56-7	<1%
XYZ	123-789-0	1234-56-0	>99%

Cleanit
XYZ > 99% w/w CAS No. 0123-45-6

Acme Cleaning Ltd.,
1 Acme Lane,
Ind. Estate,
Dublin 123
Phone: 01 234 5678
Warning
Causes serious eye irritation. Causes skin irritation.
Keep out of the reach of children. Wear protective gloves/protective clothing/eye protection/face protection.
If in eyes: rinse cautiously with water for several minutes. If eye irritation persists get medical advice/attention.

How we carry out the checks

Proactively:

- Inspections and audits
- Desktop assessments incl. online checks
- National & EU campaigns/projects (consumer/professional/industrial focuses)

Reactively through follow up on:

- Referrals internally & from other Irish/EU authorities
- Complaints
- Safety Gate (RAPEX) alerts
- Referrals from other Member States via ICSMS



Export Import (PIC) Regulation

- PIC Regulation ([EU No 649/2012](#)) implements the [Rotterdam Convention](#) in the EU.
- Chemicals Act 2008 & 2010: Administration and enforcement in Ireland
 - HSA: DNA for industrial products
 - DAFM: DNA for pesticides
- COM Meetings: Bi-annually attended by HSA and DAFM alternatively
- ECHA ePIC tool used by DNA for processing import and export notifications
- ECHA FORUM for exchange for enforcement includes PIC
- National coordination of Article 10 and 22 reporting
- [Export & Import of Dangerous Chemicals - Health and Safety Authority](#)
- [Understanding PIC - ECHA](#)



Focus on checking products online -2025

In-store



Online



EU REF 13 project on online sales

- REF 13 – obligations related to online sale of products
- Includes substances, mixtures and articles
- Operational during 2025
- HSA and EPA participating
- EPA - National Coordinator
 - REACH restrictions
 - CLP labelling and packaging, advertising
 - POPs
 - RoHS (voluntary)



Market Surveillance – toolbox & networks

- FORUM for Exchange of Information on enforcement
- EU Product Compliance Network
- ICSMS tool
- Safety Gate tool
- Consumer Safety Pledge
- WebCrawler tool
- E-enforcement academy



The Forum for Exchange of Information on Enforcement

- Network of authorities responsible for the enforcement of REACH, CLP, PIC, POP and BPR Regulations in the EU, Norway, Iceland and Liechtenstein:
- Aims:
 - Contributing to harmonised enforcement of these Regulations.
 - Mandated to identify best practice in enforcement and develop tools of use to local inspectors
- **FORUM POW**
 - Work Programme of the Forum 2024-2025
 - Coordinates REF projects, (REACH and CLP), BEF projects (on Biocides) , pilot projects, training and acts as **ADCO for Chemicals under Market Surveillance Regulation**
 - Gives enforcement advice on new restrictions as per REACH Article 77(4) and 68(2)
 - Train the trainer events held each year closely aligned with next REF project (next one in Nov 25 on REF 14 on CLP)



EU Product Compliance Network

- **Aims** to structure the coordination and cooperation between market surveillance authorities in EU countries
- **Streamline** market surveillance practices within the EU
- **Facilitate** the implementation of joint enforcement activities by member state authorities
- **Maintains** a communication and information system between EU countries (ICSMS)
- **Strengthen** the enforcement of EU harmonisation legislation on products and deter infringements
- **Composed** of representatives from each EU Member State, Administrative Coordination Groups (ADCOs) and Commission
- **Coordinates** ADCOs and their activities including exchange of expertise, best practices, information campaigns and development of guidance.



ICSMS tool

- **ICSMS** is **I**nformation and **C**ommunication **S**ystem for **M**arket **S**urveillance Authorities
- Enables exchange information on market surveillance measures quickly and efficiently
- coordinate activities and inspections more effectively
- share resources and test products which have yet to be tested
- carry out wide-scale market interventions on dubious products using the latest information to avoid **duplicate** inspections
- **develop best practices**
- ensure that market surveillance is **efficient and uniform** across all EU countries to prevent the distortion of competition
- **Public version available**



Safety Gate- tool

- **Safety Gate**: the EU rapid alert system for dangerous non-food products



Safety Gate alerts

Alerts circulated by national authorities on Safety Gate



Selling safely

Obligations for businesses



Buying safely

Safe products for consumers

NEW!

Consumers Safety Gateway

Report a safety incident caused by a product

Safety Business Gateway

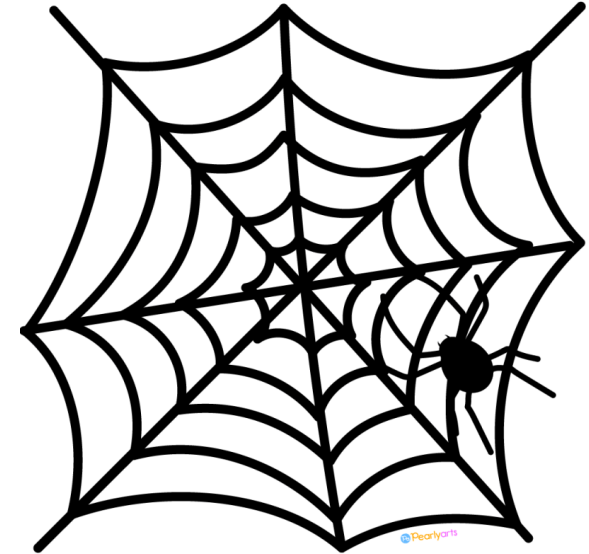
Inform your national authority about dangerous product

Register your online marketplace

Register your website if you are selling online

WebCrawler- tool

- Designed to assist market surveillance authorities identify online offers
- Electronic monitoring tool – first launched in April 2022 - latest update March 2025
- Automatically detects online offers of dangerous products signalled in safety gate
- Provides a list of providers which help Market Surveillance authorities to remove from sale
- HSA participated in latest user testing of WebCrawler



Consumer Safety Pledge

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Signatories

- Allegro
- AliExpress
- BOL
- Cdiscount
- eBay
- EMAG
- Etsy
- Joom
- Rakuten
- Wish



Product Safety Pledge+
integrated into
the New
Consumer
Protection Pledge

Scents project- finding from inspections

- Checked > 80 products including
 - Room sprays
 - Pillow Mists
 - Linen sprays
 - Fragrance oils
 - Air fresheners
 - Home perfumes
 - Car fragrances
- > 50% labelled as cosmetics not as hazardous chemical under scope of CLP
- **Scented mixtures** are now part of EU project on CLP (REF 14)



Screening products

- **HSA** screen articles using XRF analyser
- Leather for Cr VI
- Accessories for Cr VI and Pb
- Jewellery Pb, Cd, Ni



Outcome of screening



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- > 2007-2023
- > EU Weekly RAPEX Alerts

Gold Round decor ring - Safety Alert



The Health and Safety Authority have found the below product available on the Irish market.

Product Description

The product is a gold-coloured ring with a round-shaped decoration sold online.



Risk Description

The product has excessive concentration of cadmium (measured value: 87%). Cadmium is harmful to health. It accumulates in the body, can damage the kidneys and bones and cause cancer. The product does not comply with the REACH Regulation.

What to Do?

If you purchased this product, please discontinue use immediately, discard the product immediately and keep it out of the reach of children.

You may wish to contact the company whom you purchased the product from to see if there are any remedies available to you.

For more information please see: <https://ec.europa.eu/safety-gate-alerts/screen/webReport/alertDetail/10007627?lang=en>

Compliance issues



Chemical e-learning

- <https://hsalearning.ie>



Chemicals Helpdesk

- All chemical related queries
- chemicals@hsa.ie
- 1890 289 389
- www.hsa.ie/chemicals

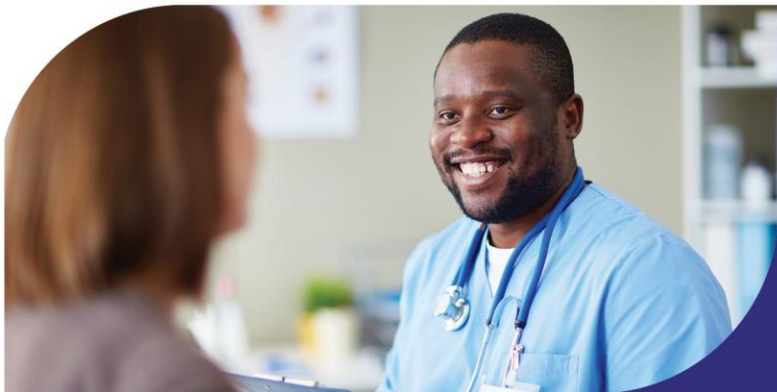




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Go raibh maith agaibh
Thank you



T: 0818 289 389

E: contactus@hsa.ie

W: www.hsa.ie