



30 August 2022

(22-6493)

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Committee on Technical Barriers to Trade

Original: English

### NOTIFICATION

The following notification is being circulated in accordance with Article 10.6

<b>1. Notifying Member:</b> <u>UKRAINE</u> <b>If applicable, name of local government involved (Article 3.2 and 7.2):</b>
<b>2. Agency responsible:</b> Ministry of Health of Ukraine <b>Name and address (including telephone and fax numbers, email and website addresses, if available) of agency or authority designated to handle comments regarding the notification shall be indicated if different from above:</b>
<b>3. Notified under Article 2.9.2 [X], 2.10.1 [ ], 5.6.2 [X], 5.7.1 [ ], 3.2 [ ], 7.2 [ ], other:</b>
<b>4. Products covered (HS or CCCN where applicable, otherwise national tariff heading. ICS numbers may be provided in addition, where applicable):</b> Hazardous chemicals
<b>5. Title, number of pages and language(s) of the notified document:</b> Draft Resolution of the Cabinet of Ministers of Ukraine "On Prohibition of the Production and Use at Work of Certain Hazardous Chemicals"; (3 page(s), in Ukrainian)
<b>6. Description of content:</b> The draft Resolution provides for the approval of the List of hazardous chemicals prohibited for production and use at work. It is also defined that the prohibition does not apply if: <ul style="list-style-type: none"><li>- the chemical substance is present in another chemical substance, or as a constituent of waste, provided that its concentration therein is less than the limit specified;</li><li>- for the purpose of scientific research testing and analysis;</li><li>- for activities intended to eliminate chemical substances that are present in the form of by-products or waste products;</li><li>- for the production of the chemical substances specified in the List for use as intermediates, and for such use.</li></ul> The draft Resolution is designed to implement Council Directive 98/24/EC of 7 April 1998 on the protection of the health and safety of workers from the risks related to chemical agents at work (fourteenth individual Directive within the meaning of Article 16(1) of Directive 89/391/EEC) as regards the adoption of a list of hazardous chemicals prohibited for production and use at work, which will be further revised and supplemented.
<b>7. Objective and rationale, including the nature of urgent problems where applicable:</b> To prevent the exposure of workers to health risks from certain chemical substances and/or certain activities involving chemical substances; Protection of human health or safety

<b>8. Relevant documents:</b> Law of Ukraine "On Ensuring Sanitary and Epidemiological Welfare of the Population"
<b>9. Proposed date of adoption:</b> To be determined <b>Proposed date of entry into force:</b> 1 January 2023
<b>10. Final date for comments:</b> 30 days from notification
<b>11. Texts available from: National enquiry point [X] or address, telephone and fax numbers and email and website addresses, if available, of other body:</b> <a href="https://moz.gov.ua/article/public-discussions/proekt-postanovi-kabinetu-ministriv-ukraini-pro-zaboronu-virobnictva-i-vikoristannja-v-roboti-dejakh-nebezpechnih-himichnih-rechovin">https://moz.gov.ua/article/public-discussions/proekt-postanovi-kabinetu-ministriv-ukraini-pro-zaboronu-virobnictva-i-vikoristannja-v-roboti-dejakh-nebezpechnih-himichnih-rechovin</a> <a href="https://members.wto.org/crnattachments/2022/TBT/UKR/22_5857_00_x.pdf">https://members.wto.org/crnattachments/2022/TBT/UKR/22_5857_00_x.pdf</a>