

# Resubmission of an export notification

ePIC Webinar for Industry users

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Nagendra Singh  
Dossier Submission & PIC Unit (C1)  
European Chemicals Agency



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## Background – current situation

- Article 8(2) of Regulation 649/2012 states that:
  - “the exporter shall notify the DNA [...] **no later than 35 days** before the export takes place”
  - “the DNA shall **check compliance of the information with Annex II** and if the notification is complete forward it to the Agency **no later than 25 days** before the expected date of export”
  - “the Agency shall transmit the notification to the DNA of the importing country **no later than 15 days** before the intended export”

# Resubmission – processing timeline(1/4)

- Smooth process
  - Irrespective of how far in advance the notification was submitted, it is found to be compliant with Annex II
  - It is processed in accordance with the legal deadlines
- Incompliance with Annex II but no disruption to the process
  - The notification is submitted well in advance of the legal deadline and is found to be non-compliant with Annex II
  - The DNA sends it back to the exporter for modifications
  - It is processed in accordance with the legal deadlines

## Resubmission – processing timeline(2/4)

If a notification is found to be incompliant, in principle, the expected date of export is not reset

Assumptions:

- Outside the 35 day window this should not represent a problem
- All actors should act in a timely (hence responsible) manner
- If notifications are processed in a timely manner, there should be sufficient time to re-process within the original timeline

## Resubmission – processing timeline(3/4)

- If the notification is not compliant and the DNA does not believe it can be re-processed on time, they have the discretion to reject it and the exporter will make a new submission
- The above would also be the case if the DNA had suggested an informal deadline to the exporter for correcting the export notification and this deadline were not met

## Resubmission – processing timeline(4/4)

- If, under exceptional circumstances, a notification is sent to ECHA later than “25 days before export” and ECHA does not believe the notification can be processed in time, ECHA has the discretion to reject it and the exporter will make a new submission
- If, under *any* circumstances, a notification is sent to ECHA “15 days before export” or later, the notification will be rejected and the exporter will make a new submission

## Rules for resubmission (1/3)

- A resubmission in general is applicable when minor/editorial changes need to be made to an export notification
- Several reasons e.g. missing or incorrect SDS, additional information required, data to be corrected, etc.



## Rules for resubmission (2/3)

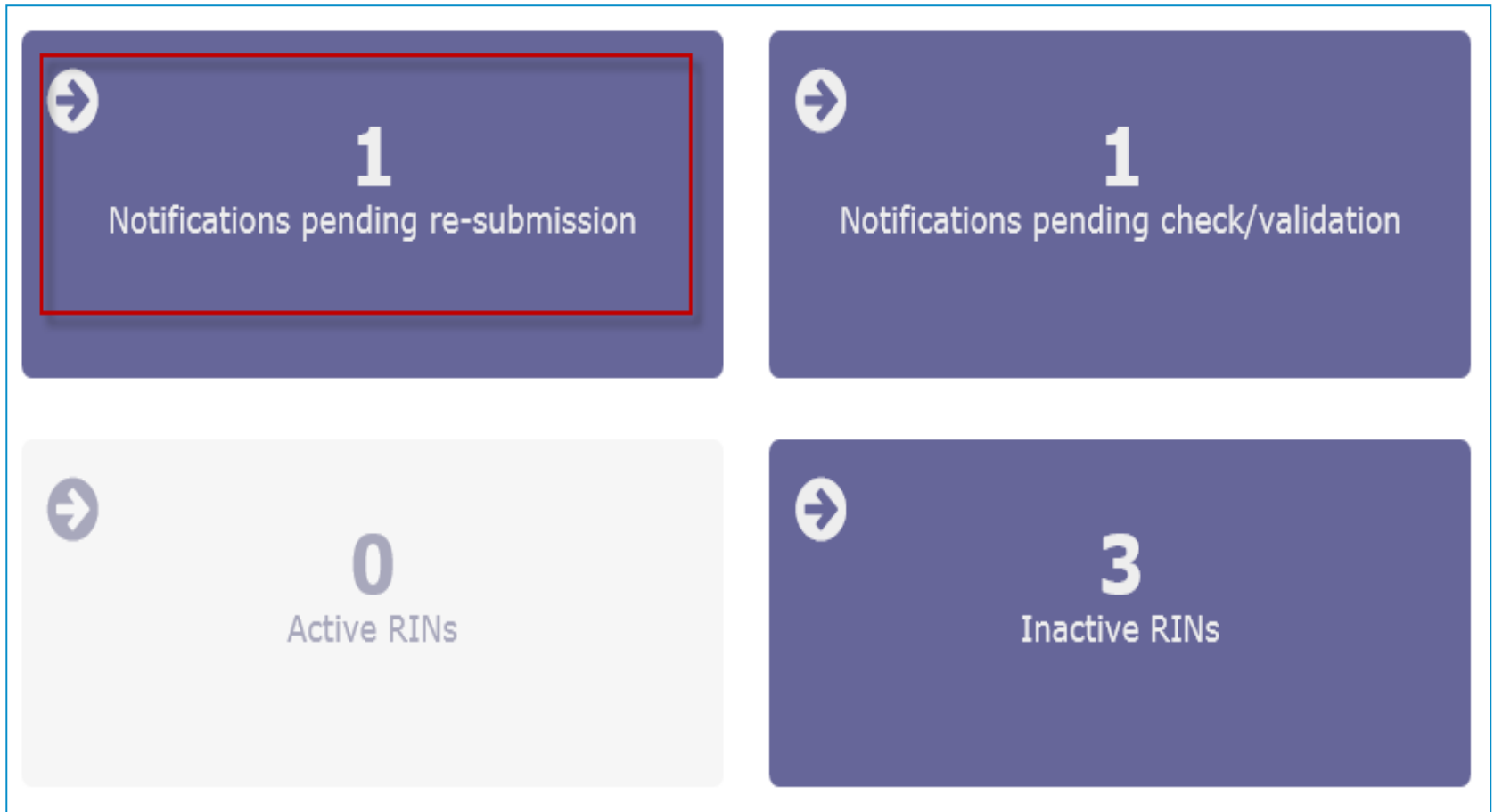
For notifications for mixtures/articles, the system retrieves the master data and NOT the one submitted in the previous version, i.e.:

- if the classification and labelling has been updated, the new one will be displayed
- if the CN code has changed in the meantime, the new one will be displayed
- if a new SDS has been attached, it will be listed among the attachments (but not selected)
- if a submitted SDS has been deleted, it will not show among the attachments

## Rules for resubmission (3/3)

- The system does NOT allow the user to change the substance/mixture/article from the drop-down list (read-only)
- For notifications for a substance, the system does not allow the user to change the CAS# or EC# (read-only)
- In the case of a mixture/article, the system raises a validation error if any new chemicals have been added/deleted in the composition

## Resubmission – search (1/2)




## Resubmission - search

- Pending resubmission notifications are also searchable by ticking the 'pending resubmission' checkbox in the search export notification section

Notification Status:  Draft  
 Pending resubmission  
 Pending DNA check  
 Pending ECHA validation  
 Validated  
 Rejected

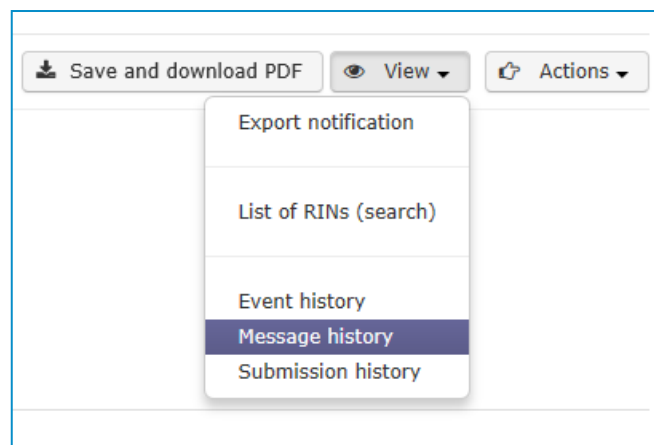
## Resubmission – message (1/2)

- DNA or ECHA must send a message to exporter as reason for requesting the resubmission
- DNA or ECHA cannot change anything in your notification
- Unread messages are indicated as a bubble in the actions column

RIN	Name ↕	Importing country ↕	Type ↕	Submission Date ▼	Export Date ↕	Status ↕	Actions
10SE79W1WP	TestMix	Canada	M	18/08/2014	31/10/2014	Pending resubmission	

## Resubmission – message (2/2)

- Message can also be accessed from the message history from within the notification



### Export Notification: 13Q8YL2I43 - Message History

Snapshot as of 20/08/2014 16:33

- |   |                  |  |
|---|------------------|--|
| ▼ | 20/08/2014 16:06 | <b>From:</b> State Plant Service of Latvia - Latvia<br><b>To:</b> nagiLT<br><b>Subject:</b> Information requirements not met<br><b>Message:</b> Please attach correct SDS. |
| ▶ | 19/08/2014 16:33 | <b>From:</b> nagiLT (nagiLT singh)<br><b>Subject:</b> Submission   |

## Conclusions

- In most cases, there should be no/small disruptions to the process
- All actors need to work in a timely and responsible manner
- In extreme cases, the export notification will be rejected and a new export notification will need to be submitted

# Thank you

Nagendra Singh

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