NOTIFICATION

The following notification is being circulated in accordance with Article 10.6.

1. **Member to Agreement notifying:** NORWAY
   
   If applicable, name of local government involved (Articles 3.2 and 7.2):

2. **Agency responsible:**
   
   Norwegian Pollution Control Authority
   PO Box 8100
   N-0032 Oslo
   Norway
   
   Telephone: (+47) 22 57 34 00
   Telefax: (+47) 22 67 67 06
   Email: postmottak@sft.no
   Website: www.sft.no
   
   Name and address (including telephone and fax numbers, e-mail and web-site addresses, if available) of agency or authority designated to handle comments regarding the notification shall be indicated if different from above:

3. **Notified under Article 2.9.2 [X], 2.10.1 [ ], 5.6.2 [ ], 5.7.1 [ ], other:**

4. **Products covered (HS or CCCN where applicable, otherwise national tariff heading, ICS numbers may be provided in addition, where applicable):**
   
   The proposed regulation will concern 18 specific hazardous substances in consumer products with a content above a specified limit. The prohibition is proposed as a new chapter concerning consumer products in the Norwegian Product Regulations.

   There are certain exceptions to the prohibition cf. the enclosed specific provision in the draft regulation. The regulation does not apply to food products and tobacco, as well as means of transport, permanently mounted equipment for means of transport and tyres and similar accessories for means of transport. To the degree that the substances are used as biocide and/or pesticides the specific regulations for biocides and pesticides will apply.

   By the term *consumer product* what is meant is any product that is intended for consumers or that can reasonably be expected to be used by consumers.

5. **Title, number of pages and language(s) of the notified document:** Prohibition on certain hazardous substances in consumer products (4 pages, in English).

6. **Description of content:** Norway proposes to prohibit to produce, import, export or sell consumer products that contain certain specific substances when the content of the substance in the product's homogeneous component parts are greater or equal to the limiting values specified.
The proposed ban includes the following hazardous substances in consumer products: arsenic, bisphenol A, cadmium, diethylhexylphthalate (DEHP), lead, medium-chained chlorinated paraffins (MCCP), the musk compounds, perfluorooctyl acid (PFOA), some selected surfactants (DTCMAC, DODMAC/DSDMAC, DHTDMAC), triclosan, pentachlorophenol, tributyltin and triphenyltin compounds (TBT/TPT), tetrabromobisphenol A (TBBPA) and hexabromocyclododecane (HBCDD). There are proposed exceptions for use in certain products cf. the enclosed specific provision in the draft regulation, due to harmonized EU regulation, the lack of real alternatives, a diminished effect on human health and the environment of including the application area or a prohibition in the application area being expected to involve significant costs.

The prohibition is proposed as a new chapter concerning consumer products in the Norwegian Product Regulations.

7. **Objective and rationale, including the nature of urgent problems where applicable:**

The proposed substances are high-priority hazardous substances which are persistent, bioaccumulating and/or toxic, e.g. toxic to reproduction. To eliminate the use and emissions of these substances is therefore highly prioritized in Norway. Products are a significant source of emissions of hazardous chemicals. The contribution of products to emissions of hazardous substances has in recent years increased in comparison with the traditional sources of emissions such as industry and the like, where the emissions have been reduced to a substantial degree. Hazardous substances in consumer products are distributed via a wide range of products. Consumers often do not have adequate knowledge of the safe use of the products, access to protective equipment or knowledge of the safe disposition of discarded products. This involves exposure for the users, either directly or indirectly via the environment, e.g. because of emissions to the environment during service life or because the residual products to a large extent end up in normal household waste. Monitoring data from Norway, in particular data from recent screening studies, shows widespread contamination of the substances in the environment. This indicates the risk of severe adverse effects to the environment and health caused by these substances when used in consumer products.

8. **Relevant documents:** Impact assessment of prohibition on hazardous substances in consumer products with following annexes:

- Screening of selected new organic contaminants - brominated flame retardants, chlorinated paraffins, bisphenol-A and trichlosan, SFT report 2004 (Annex 1)
- Organochlorines, Polybrominated Diphenyl Ethers and Perfluorinated Compounds in Marine Sediments from Isfjorden, Svalbard - Evensen, A1, Christensen, GN1 & Berger, U2, 2006 (Annex 2)
- Perfluorinated Alkylated Substances (Pfas) In the Nordic Environment Temanord 2004 (Annex 3)
- Pilot study of selected "new" contaminants in human blood samples Northern Norway, North-West Russia and Sibir, TA-2184/2006 (Annex 5)
- Temporal trends if brominated flame retardants, cyclododeca-1,5,9-triene and mercury in eggs of four seabirds species from Northern Norway and Svalbard, SPFO Report 942/2005 (Annex 6)
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<th>15 December 2007</th>
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<td></td>
<td>Proposed date of entry into force:</td>
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<tr>
<td>10.</td>
<td>Final date for comments:</td>
<td>10 August 2007</td>
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| 11. | Texts available from: National enquiry point | Norwegian Pollution Control Authority  
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