

Enhesa flash

global ehs compliance assurance now also
in French

No. 36 July 2007

Brussels • Washington

addressing developments
throughout March and
April 2007

Audit tools: new functionality and options

Besides briefing you on recent Enhesa projects and Enhesa services on a regular basis, the **Enhesa Flash** is aimed at alerting you to new EHS Regulatory developments of interest to industry as they occur in over 60 countries and regions around the globe.

If you are not aware of what these new developments require from you and how they impact you, please contact Enhesa for additional support at info@enhesa.com.

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Over the last few months, based on suggestions and requests from our clients, Enhesa has been adding various improvements and new functionalities to its auditing tools. These recent additions take their place alongside a wide range of services and options designed to offer you superior auditing tools specifically designed to meet your needs of your audit program. In addition to the existing features of our easy-to-use ScoreCard, we are now proud to offer the following:

- ◆ The option to have your **corporate requirements included in the ScoreCard**, so that you can audit against both current legal requirements as well as corporate requirements at once. As we update the legal requirements on a regular basis, we can also include any updates you may have made to your corporate requirements.
- ◆ The option to have the **non-applicable requirements screened out of your ScoreCard**

before going on site, so that you are only auditing against those requirements applicable to that site. By means of a pre-audit questionnaire completed by the facility or auditor, we will identify all of the non-applicable requirements upfront, saving you time on site and at the same maintaining transparency by showing you the requirements that have been considered to be not applicable.

- ◆ Hyperlinks directly from each requirement to a Regulation Page containing full details of the legislation cited and providing you direct **access to the original text of the legislation**. (See picture 1)
- ◆ The option to have the ScoreCard expanded to include specific requirements that may be applicable to your industry or facility only. Examples include permit conditions, requirements for the oil and gas industry, mining operations, etc.
- ◆ The completed ScoreCard can also include an insight of the **maturity of the facility's man-**

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Is your product a chemical?

With the entry into force of the REACH Regulation on 1 June 2007, many companies overlook the scope of the European Union [Regulation EC/1907/2006](#) on the Registration, Evaluation, Authorization and Restriction of Chemicals (REACH). REACH covers chemical substances in containers as well as chemical substances in products. The distinction is crucial to determine the regulatory obligations and the timeline concerned. Several consumer products are however considered chemicals in containers. Well known examples of this are batteries, ink cartridges, glues, spray cans, carbon paper, wet cleaning tissues, etc.

Pursuant to the Regulation an article is defined as an object which during production is given a special shape, surface or design which determines its function to a greater degree than its chemical composition. The function is a decisive element in the definition of article. The function should be determined by the manufacturer's/supplier's intention and can be assessed with the label texts or advertisements.

If the object merely acts as a container/carrier material to deliver a substance/preparation (such as a spray can, a printer cartridge, a pen, a cleaning tissue containing chemicals, ink in a printed ribbon or on carbon paper) then it is a substance/preparation in a container. It is the substance/preparation that matters most, even though the container can have a specific shape. The content is emptied and the container discarded or reused separately. Such substances/preparations will be subject to registration under REACH Article 6. The registration has to be completed by 1 December 2010 (>1000 ton), 1 June 2013 (>100 ton) and 1 June 2018 (>1 ton). These substances are also subject to the classification and labelling requirements. For substances classified as carcinogens, mutagens or substances toxic to reproduction, substances very toxic to aquatic organisms, the registration deadline is 1 December 2010 regardless of quantities. The information to be submitted for general registration purposes includes a technical dossier containing data on the properties of the chemicals, their uses and safe ways of handling them, and a

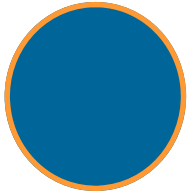
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The Enhesa Flash is distributed free of charge by Enhesa.

Visit our website www.enhesa.com for more information about our regulatory compliance services.

During March and April 2007 several new environmental, health and safety regulations were adopted that could directly impact your business. The following overview provides you with a descriptive title for the regulatory developments per country, the formal adoption date and the ID number of the monitoring report in the Enhesa Knowledgebase.



**EHS Regulatory Reg-
isters** are an essential
tool for ISO 14001 and
OHSAS 18001. This
new service is avail-
able from Enhesa for
facilities in more than
20 countries.

Contact us for further
information at
regregs@enhesa.com.

Asia Pacific

Australia

- Amendments to the Commonwealth Occupational Health and Safety Act 1991 enter into force - 23-Oct-06 [14342]
- Australian Dangerous Goods Code, seventh revision approved - 21-Mar-07 [12563]
- Further Amendments to the Occupational Health and Safety (Safety Standards) Regulations 1994 - 15-Feb-07 [14192]
- Lead Compounds in cosmetics - call for information - 1-May-07 [14560]
- Maritime Legislation Amendment (Prevention of Pollution from Ships) Act 2007 - 15-Mar-07 [14397]
- Maritime transport and offshore facilities security amendment regulations 2007 - 22-Mar-07 [14398]
- Minor amendments to the Energy Efficiency Opportunities Act 2006 - 30-Apr-07 [9949]
- Occupational Health and Safety (Commonwealth Employment) Amendment Regulations 2007 (No. 1) - 2-Mar-07 [14374]
- SA: Codes of Practice for Asbestos adopted into legislation - 23-Nov-06 [14351]
- Safety, Rehabilitation and Compensation and Other Legislation Amendment Act 2007 enters into force - 13-Apr-07 [14614]
- Victoria: Pipelines Regulations 2007 adopted - 27-Mar-07 [14426]
- Victoria: Revised Publication 448 - Classification of Wastes - 1-May-07 [13852]
- WA: Environmental Protection (NEPM-UPM) Regulations remade - 27-Apr-07 [14607]
- WA: Occupational Safety and Health amendment Regulations 2007 for MSDS and other minor changes - 27-Apr-07 [14645]

Singapore

- Environmental Pollution Control (Control of Noise at Construction Sites) Regulations amended - 29-Mar-07 [14414]

Malaysia

- Adopted 3 Orders exempting certain unfired pressure vessels from preparation for regular inspection - 5-Apr-07 [14575]
- Adopted: An Act to amend the Environmental Quality Act 1974 in relation to enforcement - 29-Mar-07 [14287]
- Adopted: Environmental Quality (Control Of Petrol And Diesel Properties) Regulations 2007 - 1-Apr-07 [14288]

New Zealand

- Criteria for an Application to Approve a Secondary Containment System Compliance Plan - 1-Apr-07 [14582]

South Korea

- Carrots and sticks on waste charges determined - 27-Mar-07 [3516]
- Chemical Safety and Health Center designated as GLP laboratory - 20-Mar-07 [13938]
- Classification and management of medical waste systematized - 19-Jan-07 [2279]
- Details of risk assessment for existing chemicals determined - 10-Jan-07 [14454]
- Korean ELV, RoHS and WEEE Regulation gazetted - 27-Apr-07 [7831]
- Rules for the management of indoor air quality detailed - 5-Jan-07 [14470]
- Rules on good laboratory practice cleared - 19-Dec-06 [14450]
- Safety Assessment Center designated as GLP Laboratory - 17-Apr-07 [13941]

Japan

- No new major legal developments were identified during this period.

India

- State level Environment Impact Assessment Authority for West Bengal appointed - 13-Apr-07 [14478]

Indonesia

- No new major legal developments were identified during this period.

Hong Kong

- Air Pollution Control Regulation issued to limit VOC emissions - 22-Mar-07 [14383]

Philippines

- List of classified water bodies for the purpose of waste water discharge - 27-Feb-07 [14182]

Pakistan

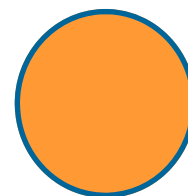
- No new major legal developments were identified during this period.

Thailand

- No new major legal developments were identified during this period.

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Asia Pacific



China

- Beijing: Regulation on management of safety use of boilers adopted - 14-Mar-07 [14217]
- Beijing: Regulation on management of sales permit of hazardous chemicals amended - 16-Apr-07 [14550]
- Regulation on resource recycling adopted - 27-Mar-07 [14216]
- Regulation on safety accident reporting and investigation adopted - 7-Apr-07 [14527]

Vietnam

- No new major legal developments were identified during this period

Taiwan

- Methods for storage, clearance and disposal of waste electric, electronic and information technology products adopted - 16-Feb-07 [12680]
- Toxic Chemical Substance Control Act amended - 3-Jan-07 [1967]

Kazakhstan

- No new major legal developments were identified during this period.

Africa and the Middle East

South Africa

- No new major legal developments were identified during this period.

Egypt

- No new major legal developments were identified during this period.

Qatar

- No new major legal developments were identified during this period.

Israel

- No new major legal developments were identified during this period.

Saudi Arabia

- No new major legal developments were identified during this period.

Measure your compliance performance

Are all of your facilities in compliance with these EHS regulatory requirements?

Enhesa develops Score-Cards and Audit Protocols that can be used by facility and corporate management to identify weaknesses and ensure compliance.

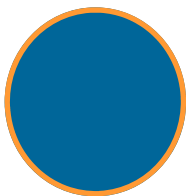
For help with identifying and understanding legal requirements before they impact your business, please contact us at protocols@enhesa.com for further details.

Global Chemical Leaders Summit 2007, Singapore, 23 May 2007

Enhesa Director Paul Beatley and Consultant Dennis Tan presented a one-day "Master Class" seminar in Singapore on 23 May on how international chemical companies need to prepare for the advent of the European Union's new REACH Regulation (EC/1907/2006), which came into force on 1 June 2007.

The class was attended by over a dozen representatives of Asian-based chemical manufacturers and related companies from various countries, including Singapore, China, Thailand, Malaysia, Taiwan and Japan. The seminar focused on raising awareness of emerging new regulatory requirements impacting the placement of chemical substances, preparations and other products on the European market. Beginning with an overview of key emerging environmental and occupational safety and health regulatory trends worldwide, the program proceeded to an overview of the REACH Regulation, its requirements and its implications for the global chemical industry. The program also included a review of progress in the implementation of the UN's Globally Harmonized System for Chemicals Classification and Labeling (GHS), and then focused in more detail on the pre-registration requirements of REACH that will kick in on 1 June 2008. A practical exercise on "REACH Readiness" was also part of the programme, with participants role-playing in order to prepare a basic plan to ensure that all their products are properly pre-registered before the 1 December 2008 cut-off date.

Paul also presented an abridged version of the REACH overview to the Global Chemical Leaders' Summit in Singapore on 25 May, and participated in a panel discussion featuring speakers from China's Institute of Comprehensive Transportation of the National Development and Reform Commission and a senior representative of the Chemical Control Section of Singapore's National Environment Agency.



Central and Eastern Europe

Over 60 EHS Country Profiles available

Enhesa's array of EHS Country Profiles is continually growing. To date we have Country Profiles for more than sixty countries. Enhesa has recently developed or updated comprehensive EHS country profiles for the following countries:

- Canada (Quebec)
- Finland
- Poland
- New Zealand
- Spain
- United States

To find out about purchasing any of these, or having a tailor-made EHS country profile drafted for your specific operations, please contact us on +32 2 775 97 97 or email us at profiles@enhesa.com.

Poland

- Act on Conformity Assessment amended - 15-Dec-06 [14399]
- Act on National Labor Inspection adopted - 13-Apr-07 [14432]
- Act on Prevention and Restoration of Environmental Damage adopted - 13-Apr-07 [14025]
- Consolidated text of Act on Environmental Protection Inspection published - [14253]
- Consolidated text of Nuclear Act published - [14260]
- Environmental audit (EMAS) management responsibilities changed - 29-May-07 [14285]
- List of installations being a part of emission trade system amended - 14-Mar-07 [14278]
- Ordinance limiting in use of substances impacting negatively environment in electric and electronic equipment adopted - 18-Apr-07 [14425]
- Ordinance on Form of Voivodship Report on Use of Environment and Its Publication adopted - [14254]
- Ordinance on occupational health and safety during use of cyanides for heat processing of metals adopted - 19-Mar-07 [14430]
- Ordinance on occupational health and safety during use of mercury or its compounds adopted - 19-Mar-07 [14431]
- Ordinance regarding occupational health and safety standards amended - 20-Mar-07 [14232]

Hungary

- Decree amending certain occupational health and safety decrees adopted - 14-Apr-07 [14600]
- Decree on inspection of driving time and minimum rest time adopted - 4-Apr-07 [14588]
- Decree on permitting of putting on the market and use of pesticides amended - 20-Mar-07 [14602]
- Decree on procedural fees in environmental and water management procedures adopted - 17-Apr-07 [14586]
- Detailed rules of payment of a supervisory fee regarding activities requiring integrated pollution prevention permit - 21-Feb-07 [14272]
- Governmental Decree on Fire Protection Authorities adopted - 24-Apr-07 [14583]
- List of products and pesticides qualifying as highly poisonous determined - 21-Feb-07 [14273]

Lithuania

- Amendment adopted of the Regulation on the Public Participation in the Process of Territorial Planning - 14-Mar-07 [14635]
- Governmental resolution on the approval of the pesticide waste management programme - 4-Apr-07 [14633]
- Law on amendment of Articles 11, 18 and 26 of the Territorial Planning Law - 22-Mar-07 [14634]
- Rules on Development of Detailed Plans amended - 18-Apr-07 [14632]

Serbia

- No new major legal developments were identified during this period.

Turkey

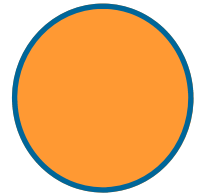
- Amendment to Notification on Standardization of Foreign Trade 2007/30 adopted requiring permits for additional substances - 21-Mar-07 [14204]
- Amendment to the Regulation on Hazardous Chemicals adopted to ban the use of chrysotile and fiber asbestos belonging to serpentine group - 2-Mar-07 [14203]
- Declaration of the accepted Articles of the (revised) European Social Charter of 1996 by Turkey - 9-Apr-07 [12877]
- Harmonized standards on PPEs published - 6-Apr-07 [14485]
- Notification on export of endangered wild animals and plants 2007/4 - 15-Apr-07 [14483]
- Regulation on fines relating to environmental offences published - 3-Apr-07 [14363]
- Regulation on management of environmental revenues published - 3-Apr-07 [14362]
- Regulation on Transport of Dangerous Substances on Roads published to introduce tougher provisions as of 2009 - 31-Mar-07 [14486]

Romania

- Decision on Management of Used Oil Adopted - 7-Mar-07 [14365]
- New regulations regarding discarded vehicles adopted - 19-Mar-07 [14388]
- Products Conformity Evaluation Act amended - 22-Mar-07 [14367]
- System of Granting the EU Environmental Label amended - 7-Mar-07 [14369]

(continued on page 5)

Central and Eastern Europe



Russia

- Air Emissions Permit Form approved - 7-Feb-07 [14337]
- Moscow: The System of Collection, Recycling and Disposal of Electric and Electronic Waste Created - 4-Apr-07 [14655]
- Norms approved for the contents of radionuclides in metals and metallic products - 8-Feb-07 [14330]
- Regulation adopted on the state monitoring of water bodies - 10-Apr-07 [14585]
- Regulation amended on Air Emissions and Harmful Physical Impact Norms - 14-Apr-07 [14595]
- Regulation approved on Training and Certification of Specialists Employed at Organisations that are Subject to Supervision from Rostekhnadzor - 29-Jan-07 [14340]
- Rules for assigning nuclear materials to nuclear waste category adopted - 12-Dec-06 [14344]
- Rules for the issue of air emission permits adopted - 19-Feb-07 [14338]

Czech Republic

- Amendment to the Construction Code adopted - [14284]
- Amendment to the Construction Code adopted - 7-Mar-07 [14296]

Greece

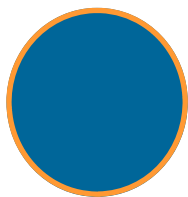
- Adopted legislation regarding noise emissions from equipment - [14623]
- Adopted legislation relating to accreditation of ADR inspectors - [14624]
- Adopted legislation restricting emissions from non-vehicle engines - [14625]
- Adopted Ministerial Decision on access to justice to the public participation for environmental information and participation issues - 2-Mar-07 [14621]
- Adopted Ministerial Decision to implement MARPOL provisions for the transport of harmful liquids by ships - 28-Feb-07 [14622]
- Decision on major industrial accidents involving hazardous substances adopted - 19-Mar-07 [14382]
- Decree concerning the protection and management of water resources published - 8-Mar-07 [14387]
- Published legislation on a scheme for hazardous waste management - 2-Mar-07 [14386]
- Published legislation on greenhouse gas emissions trading - 2-Mar-07 [14385]
- Published legislation on major industrial accidents involving hazardous substances - [14380]
- Published legislation on packaging waste and recycling - 2-Mar-07 [14384]

European Union

- Allocation of quantities of controlled ozone depleting substances for essential uses halved - 27-Mar-07 [14448]
- Amendment to Cosmetics Directive concerning preservatives adopted - 22-Mar-07 [14251]
- Amendment to Directive on plastic materials and articles intended to come into contact with foodstuffs adopted - 4-Apr-07 [14255]
- Cosmetics Directive amended with respect to some preservatives - 17-Apr-07 [14477]
- Green Paper on market-based instruments published - 28-Mar-07 [14225]
- Regulation amending Annex V to Persistent Organic Pollutants Regulation EC/850/2004 adopted - 26-Mar-07 [14237]
- The validity of six Decisions on eco-label criteria prolonged - 29-Mar-07 [14444]

Find the right tools and support for your compliance needs worldwide

- Enhesa's **Regulatory Register** identifies and provides access to the relevant and applicable legislative requirements.
- The **Country Profiles** provide you a narrative description and analysis of how main EHS issues are regulated.
- The **Monitoring Reports** help you to anticipate and manage regulatory change.
- **Audit Protocols and ScoreCards** measure your performance in terms of compliance assurance.
- **Chemical Tracking Service** to make sure you are kept way ahead of developments in chemical restrictions. This service offers you with a multilingual search function to be able to research individual chemicals.



Western Europe

United Kingdom

- Adopted Health and Safety (Fees) Regulations 2007 - 12-Mar-07 [3983]
- Adopted the Energy Performance of Buildings (Certificates and Inspections) (England and Wales) Regulations 2007 - 23-Mar-07 [14244]
- Adopted the Greenhouse Gas Trading Scheme (Miscellaneous Provisions) Regulations 2007 - 5-Apr-07 [14554]
- Adopted the Health and Safety at Work etc. Act 1974 (Application to Environmentally Hazardous Substances) (Amendment) Regulations 2007 - 4-May-07 [14584]
- Adopted the Pollution Prevention and Control (England and Wales) (Amendment) Regulations 2007 - 6-Mar-07 [14343]
- Smoke-free (Exemptions and Vehicles) Regulations 2007 - 7-Mar-07 [14400]
- Smoke-free (Vehicle Operators and Penalty Notices) Regulations 2007 - 7-Mar-07 [14401]
- The Water Resources Management Plan Regulations 2007 - 7-Mar-07 [14402]
- Adopted the Producer Responsibility Obligations (Packaging Waste) Regulations 2007 - 15-Mar-07 [14246]
- England and Wales: Adopted the Renewables Obligation Order 2006 (Amendment) Order 2007 - 1-Apr-07 [13272]
- England and Wales: Adopted the Waste Electrical and Electronic Equipment (Waste Management Licensing) (Amendment) Regulations 2007 - 4-Apr-07 [14567]
- England and Wales: Adopted, the Energy Performance of Buildings Regulations (Certificates and Inspections) 2007 - 29-Mar-07 [14536]
- England: Adopted Smoke-free (Signs) Regulations 2007 - 23-Mar-07 [14239]
- England: Adopted the Environmental Offences (Use of Fixed Penalty Receipts) Regulations 2007 - 22-Mar-07 [14421]
- Northern Ireland: Landfill (Amendment No.2) Regulations 2007 adopted - 24-Apr-07 [14640]
- Northern Ireland: The Air Quality Standards Regulations 2007 adopted - 30-Apr-07 [14638]
- Northern Ireland : The Pollution Prevention and Control (Amendment) Regulations 2007 adopted - 18-Apr-07 [14639]
- Scotland: Adopted the Town and Country Planning (General Permitted Development) Amendment Order 2007 - 6-Mar-07 [14565]
- Wales: Adopted the Environmental Offences (Fixed Penalties) (Miscellaneous Provisions) Regulations 2007 - 14-Mar-07 [14420]
- Northern Ireland: The Producer Responsibility Obligations (Packaging Waste) Regulations 2007 adopted - 23-Mar-07 [14637]
- Scotland: Adopted regulations that increase fees for planning applications and deemed applications - 19-Mar-07 [14091]
- Scotland: The National Waste Management Plan Regulations 2007 adopted - 22-Mar-07 [14372]
- Scotland: Water Environment (Controlled Activities) Amendment Regulations 2007 adopted - 7-Mar-07 [14360]
- Wales: Smoke-free Premises etc. Regulations 2007 - 9-Mar-07 [14352]

Finland

- Adopted a Decree on accepting Annex G of the Stockholm Convention on Persistent Organic Pollutants - 23-Mar-07 [14354]
- Adopted a Decree on emergency plans and information provision for radiation emergencies - 27-Apr-07 [14636]
- Adopted a Decree on land contamination and remediation risk assessment - 1-Mar-07 [14170]
- Adopted a Decree on the list of example tasks that are considered dangerous to young workers - 19-Mar-07 [14353]
- Adopted an Act amending the Waste Act - 13-Apr-07 [14643]
- Adopted an Act on Chemical Weapons Restrictions - 13-Apr-07 [14631]
- Adopted an Act on Energy Certificates for Buildings - 13-Apr-07 [14626]
- Further implementing legislation of the energy efficiency Directive adopted - 13-Apr-07 [14629]

Ireland

- Adopted European Communities (Access to Information on the Environment) Regulations 2007 - 28-Mar-07 [14434]
- Adopted European Communities (Electromagnetic Compatibility) Regulations 2007 - 8-Mar-07 [14262]
- Adopted the European Communities (Classification, Packaging and Labelling of Dangerous Preparations) (Amendment) Regulations 2007 - 26-Feb-07 [13381]
- Waste Management (End-of-Life Vehicles) Regulations 2006 adopted - 31-May-06 [11833]

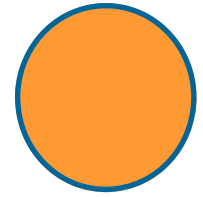
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For more details on any of these developments, you can subscribe to the **Enhesa Update** (7,400 EUR/year for a corporate subscription) or register to receive **detailed monitoring reports**. For further information visit <http://www.enhesa.com/enhesa/EN/service/monitoring.asp> or send us an email at update@enhesa.com.

We are constantly expanding the geographic scope of our EHS Regulatory Monitoring.

The current number of countries covered on a daily, in-depth basis now stands at over 80.

Western Europe



Sweden

- Ordinance (SFS 2007:19) on PCB etc., enter into force - 1-Mar-07 [12306]
- Regulation on the Registration, Evaluation, Authorization and Restriction of Chemicals (REACH) enter into force - 30-Dec-06 [14529]
- Regulations (SRVFS 2006:7) on transport of dangerous goods by road and on the ground (ADR-S) enter into force - 12-Jan-07 [14403]
- Regulations (SRVFS 2006:8) on transport of dangerous goods by railway (RID-S) enter into force - 12-Jan-07 [14599]

Italy

- Adopted decree on professional training of drivers of vehicles transporting dangerous goods - [14416]
- Criteria and procedures to stimulate the production of electricity by means of photovoltaic solar energy conversion - 19-Feb-07 [14350]
- Format and procedures for submitting the applications for IPPC authorization - 7-Feb-07 [14250]
- Guidelines for informing the population on industrial risk issued - 16-Feb-07 [14336]
- Renewal of personal licenses for the use of toxic gases issued in the year 2002 - 13-Dec-06 [14238]
- Several environmental issues contained in the Budget Law 2007 - 28-Dec-06 [14220]
- Technical regulation of natural gas to convey - [14257]
- Transposition of directive 2002/14/EC establishing a general framework for informing and consulting employees - 6-Feb-07 [14243]
- Transposition of directive 2004/22/EC on measuring instruments - 2-Feb-07 [14408]

Norway

- Regulations on identity cards at building and construction sites adopted - 30-Mar-07 [8858]
- Regulations prohibiting the use of PFOS have been adopted - 21-Mar-07 [12986]
- The use of PCB-containing capacitors in out-door lighting components prohibited - 7-Mar-07 [12984]

Switzerland

- Ordinance on chemicals amended - 28-Feb-07 [14366]

Spain

- Adopted Royal Decree on Emergency Protection and Preparedness - 24-Mar-07 [14228]
- Order on marketing and use restrictions of certain carcinogens, mutagens and substances toxic to reproduction adopted - 11-Apr-07 [14523]
- Royal Decree on the information to be provided to the European Pollution Release and Transfer Register (E-PRTR) adopted - 20-Apr-07 [14525]
- Royal Decree on the Integrated Pollution Prevention Control (IPPC) Regulation adopted - 20-Apr-07 [14526]

Portugal

- Environmental fee on electric bulbs with low energy efficiency adopted - 12-Apr-07 [14395]
- Ordinance on the Integrated System for Electronic Waste Registration amended - 23-Mar-07 [14202]
- Portuguese Environment Agency established - 27-Apr-07 [14447]
- Rules for the export and import of hazardous chemicals adopted - 17-Apr-07 [14410]
- Rules for used PCB disposal amended - 27-Mar-07 [14205]

Germany

- First Ordinance amending the Ordinance on Fees on Transboundary Waste Shipment - 27-Feb-07 [14507]
- Further Technical Rules on Company Safety (TRBS) according to Ordinance on Company Safety (BetrSichV) published - 23-Mar-07 [14491]
- NRW: Act on Environmental Information published - 29-Mar-07 [14627]
- Revised TRGS 505 on lead published - 15-Feb-07 [14331]

France

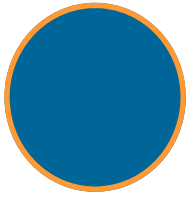
- Marketing of phosphate-containing detergents banned - 29-Mar-07 [14518]
- New Labor Code adopted - 12-Mar-07 [14481]
- New methods for polluted site remediation adopted - 8-Feb-07 [14248]
- Order on restrictions on the marketing and use of certain carcinogens, mutagens and substances toxic to reproduction adopted - 15-Mar-07 [14333]

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Before you buy... due diligence

How can you be sure that you not only avoid unforeseen environmental liabilities with your new acquisition, but that your new business is a sound and sustainable investment in terms of all EHS issues?

Enhesa calls on a wide variety of legal and regulatory expertise to facilitate the full range of on-site and desk studies necessary to identify potential environmental liabilities associated with acquisition, leasing and/or divestiture of properties. Contact us for more information at info@enhesa.com.



Western Europe

Over 80 EHS Audit Protocols available

Enhesa currently has EHS audit protocols for over 80 countries and regions, specifically designed to help you assess compliance at a range of facilities worldwide.

Since the issue of the Enhesa Flash in April 2007, Enhesa has developed or updated comprehensive EHS Audit Protocols for the following countries:

- Australia - Victoria
- Brazil - Rio de Janeiro
- Czech Republic
- Canada Quebec
- Ireland
- Italy
- South Korea
- Mexico
- Trinidad & Tobago
- United States (including MSHA)

To find out about purchasing any of these, or having a tailor-made audit protocol drafted for your specific operations, please contact us on +32 2 775 97 97 or email us at protocols@enhesa.com.

Audit Protocols are complemented by Score-Cards, which offer an easy-to-use tool for assessing compliance.

Luxembourg

- Grand Ducal Regulation on minimum health and safety requirements for noise exposure adopted - 6-Feb-07 [10594]
- Grand Ducal Regulation on transport of dangerous goods by road amended - 1-Mar-07 [14389]
- Grand Ducal Regulation on vibrations adopted - 6-Feb-07 [10623]
- Grand-Ducal Regulation on restriction on marketing and use of toluene and trichlorobenzene adopted - 10-Apr-07 [14541]
- Regulation on Transport of Dangerous Goods by Rail (RID) 2007 Published - 13-Feb-07 [14318]

Belgium

- Approved Inter-Regional Agreement on the control of major-accident hazards involving dangerous chemicals - 2-Mar-07 [14521]
- Royal Order on electromagnetic compatibility adopted - 28-Feb-07 [14538]
- Brussels: Ordinance on the environment protection against non-ionizing radiation adopted - 1-Mar-07 [14359]
- Flemish Region: Energy Performance Requirements for Buildings Amended - 27-Mar-07 [13098]
- Flemish Region: Adopted amending Decision on nature conservation - 2-Feb-07 [14294]
- Flemish Region: Adopted Amending Decision on waste prevention and management - 22-Mar-07 [14290]
- Flemish Region: Adopted Decision establishing equality of building concepts and technologies under the regulation on energy efficiency of buildings - 6-Apr-07 [14576]
- Flemish Region: Adopted Decision identifying public soil remediation works for 2007 - 6-Mar-07 [14293]
- Flemish Region: Adopted Decision on Public Service Responsibilities with regards to promoting rational energy use - 2-Mar-07 [14577]
- Flemish Region: Adopted Decisions on Support for Ecological Investments - 23-Mar-07 [14097]

The Netherlands

- Adopted Act amending Act on Soil Protection and various others relating to new rules on use of construction waste, soil and sludge - 15-Mar-07 [14572]
- Adopted Act on Marketing and Use Restrictions for Biocides and Pesticides - 17-Feb-07 [14571]
- Adopted Amendment Goods Act Rule on Pressure Equipment - 2-Apr-07 [14566]
- Adopted Amendment to Rules on External Safety Facilities - 20-Mar-07 [14562]
- Adopted Amendments to Rule on Green Projects 2005 - 15-Mar-07 [14568]
- Adopted Amendments to Rule on Transport of Dangerous Goods over land - 20-Feb-07 [14561]
- Adopted amendments to Rules on the transport of dangerous good by rail - 20-Feb-07 [14559]
- Adopted amendments to simplify Working Time regulations - 26-Feb-07 [13463]
- Adopted Decision implementing REACH office - 26-Mar-07 [14564]
- Adopted Decision on entry into force of external safety requirements relating to data reporting and registration - 22-Mar-07 [10160]
- Adopted New Policy Rules on Fines under Working Time legislation - 5-Apr-07 [14570]
- Adopted Rule on Provincial Risk Map for external safety of facilities - 5-Apr-07 [14569]
- Adopted subsidy rule on environmental pollution reduction (SAM) 2007 - 14-Mar-07 [11963]
- Amended Program on Subsidies for Environmental Technology - 7-Mar-07 [1090]
- Publication and entry into force of third revision of National Waste Management Plan 2002-2012 - 23-Mar-07 [13457]

Audit Tools: New functionality and options

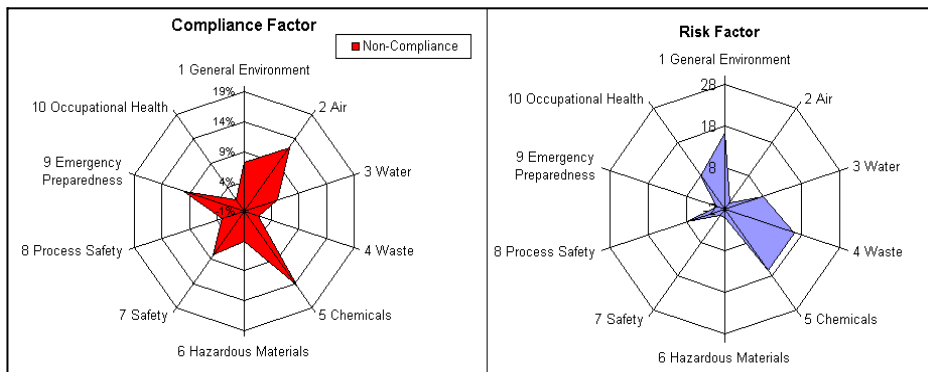
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agement system, based on the root cause of the non-compliance findings. To obtain this overview, the auditor can determine whether the non-compliance finding is a result of the facility's not being aware of the requirement (worst-case scenario), that no proper control was found (i.e. they were aware of it but nothing had been done to address it), the control had been implemented but not fully, or the control had been implemented but there was a system shortcoming which resulted in the non-compliance finding. Picture 3 illustrates a facility with a weak management system, with many findings resulting from requirements not having

been identified, and a minimal amount of requirements being systemised.

Enhesa ScoreCards are provided as an accompaniment to an Audit Protocol, which itself contains full guidance to help an auditor fully understand the requirements in what may be a foreign country. For more information about having these tools provided for your audit program, feel free to contact us on protocols@enhesa.com or by phone at +32 2 775 9797 (Brussels) or +1 301 530 1392 (Washington).

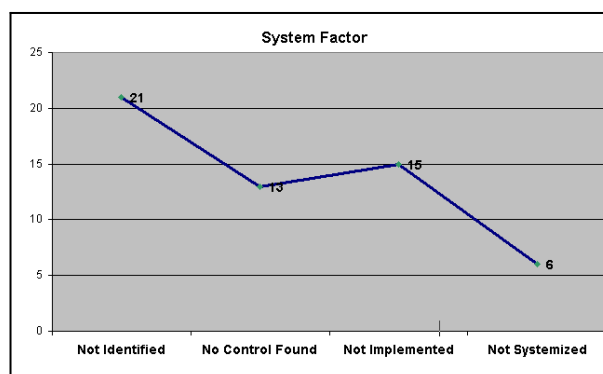
Victoria Bain - Program Manager, Audit Protocols



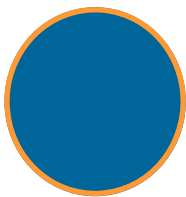
One of the results gained using an Enhesa ScoreCard: spider diagrams showing not only the number of non-compliance findings for a given audit, but also where the associated risks lie.

27-Jul-1957 Water Management Act [ID:5370]		Wasserhaushaltsgesetz (WHG)	
Hyperlink	PDF	Hyperlink	HTML
Consolidated Hyperlink		Consolidated Hyperlink	PDF
Amendments	Act on Reducing Bureaucracy (21-Jun-2005) Water Management Act in the version of 19 August 2002 PDF (19-Aug-2002)	Amendments	Gesetzes zum Bürokratieabbau PDF (21-Jun-2005) Wasserhaushaltsgesetz in der Fassung vom 19. August 2002 PDF (19-Aug-2002)
Country-Region	Germany (Federal)	Country-Region	Deutschland (Bundesrecht)
Headings	04: Water Management 040102: Water Use Permit / License 040103: Water Use Measurement & Reporting 0402: Wastewater Discharge 040202: Wastewater Discharge Permit / License 040203: Wastewater Discharge Requirements / Restrictions 040205: Wastewater Discharge Fees & Taxes 0701: Storage and Handling 070101: General Hazardous Material Storage 1002: Accidental Releases	Headings	04: Wassermanagement 040102: Bewilligung der Wasserbenutzung / Lizenz 040103: Messung der Wasserbenutzung und Berichterstellung 0402: Abwassereinleitung 040202: Bewilligung der Abwassereinleitung / Lizenz 040203: Vorschriften für die Abwassereinleitung / Einschränkungen 040205: Gebühren und Steuern für die Abwassereinleitung 0701: Lagerung und Handhabung 070101: Lagerung von gefährlichen Gütern allgemein 1002: Unbeabsichtigte Freisetzungen

An example of a Regulations Page, showing available hyperlinks in English and local language - just one click away from each requirement in a ScoreCard



An example of a System Factor for a completed audit, showing a typical reactive system with a lot of non-compliance problems with regulatory obligations that had not been identified by the facility concerned.



North America

Canada

- Adopted changes to substances on the Domestic Substances List - 21-Mar-07 [14127]
- British Columbia: Adopted update to codes and standards referenced for construction and workplaces - 7-Mar-07 [14519]
- Mandatory reporting of greenhouse gases for 2007 - 3-Mar-07 [14231]
- Notice published regarding National Pollutant Release Inventories for 2006 and 2007 - 3-Mar-07 [14264]
- Ontario: Amendment to Regulation 347 regarding waste classification - 7-Apr-07 [14511]
- Significant New Activity Notice for yeast - 17-Mar-07 [14339]

United States

- Adopted amendments to Chemical Weapons Convention Regulations - 28-Mar-07 [13013]
- Adopted chemical facility anti-terrorism regulations under recently enacted chemical security legislation - 9-Apr-07 [12206]
- Adopted particulate matter (PM2.5) implementation rule - 25-Apr-07 [10021]
- Adopted revisions to approved water testing procedures - 26-Mar-07 [14236]
- Adopted revisions to new source review rules for newly designated nonattainment areas - 8-Mar-07 [14226]
- Adopted rule on Transportation Worker Identification Credential implementation in the maritime sector - 25-Jan-07 [11798]
- Adopted SNAP Program proposal on ozone depleting substitutes in foam blowing - 28-Mar-07 [11836]
- Issued Significant New Use Rules on certain chemical substances - 29-Mar-07 [14268]

- California: Proposition 65 list updated - 20-Apr-07 [14613]
- California: Adopted amendments to OSHA requirements for respirators - 16-Mar-07 [13578]
- California: Adopted amendments to window cleaning and building maintenance operations - 18-Apr-07 [14580]
- California: Adopted new safety requirements for excavation - 16-Mar-07 [12241]
- Civil penalties increased under the Mine Safety and Health Administration regulations - 22-Mar-07 [13000]
- Delaware: Revised Open Burning Regulation - 1-Apr-07 [14390]
- Direct final rule published revising NESHAPs for surface coating of automobiles and plastic parts and products - 24-Apr-07 [14480]
- Final rule on the treatment of ambient air data influenced by exceptional events - 22-Mar-07 [11516]
- Illinois: Adopted amendments to the tiered approach to corrective action objectives - 9-Mar-07 [14281]
- Interim final rule issued regarding air cargo security requirements - 20-Mar-07 [14249]
- New Jersey: Adopted amendments to Discharges of Petroleum and Other Hazardous Substances Rules - 2-Apr-07 [13044]
- Washington: Adopted legislation phasing out the use of polybrominated diphenyl ethers - 17-Apr-07 [14314]
- Washington: Adopted legislation to adopt federal UST requirements - 20-Apr-07 [14307]
- Washington: Adopted various federal OSHA standards - 7-Mar-07 [14306]

Mexico

- No new major legal developments were identified during this period.

Climate change law at the annual Auditing Roundtable, Orlando (US) – 9-11 April 2007,

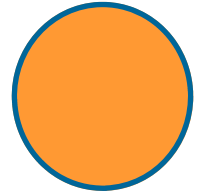


The Auditing Roundtable
The Professional Organization For EHS Auditors

The Auditing Roundtable, held this year in Orlando Florida on 9 and 11 April 2007, brought together compliance auditors, legal counsel, and consultants from many of today's industry-leading companies to discuss EHS compliance and auditing practices.

Enhesa consultant Claybourne Clarke served as an invited speaker and panelist on climate change law at this year's Auditing Roundtable. Claybourne presented a comparison of the existing emission trading scheme in Europe, the European Union Emission Trading Scheme (EU ETS), and the emission trading scheme currently being implemented in the Northeast US, the Regional Greenhouse Gas Initiative (RGGI). The presentation examined the compliance options under both schemes and the lessons learned from the operation of the EU ETS. The presentation also emphasized, beyond basic compliance and auditing requirements, the need for US companies to begin to understand and implement into their operations the business aspects associated with emissions trading.

Central and South America



Argentina

- Health and safety regulation for the mining activity adopted - 20-Mar-07 [14219]
- Buenos Aires Province: Law on the integrated management of urban solid waste amended - 12-Apr-07 [14520]

Bolivia

- No new major legal developments were identified during this period.

Brazil

- Ergonomic rules for call centers approved - 30-Mar-07 [11401]
- Normative Instruction on technical epidemiologic causation (NTEP) adopted - 27-Mar-07 [14407]
- Reviewed requirements to reduce the daily break approved - 28-Mar-07 [14439]
- Social security regulation amended - 12-Feb-07 [14406]
- Rio de Janeiro: Law 1.356 on environmental impact assessment amended - 8-Mar-07 [14224]
- Rio de Janeiro: New rules for environmental impact assessments for landfills adopted - 27-Apr-07 [14515]
- Sao Paulo: Sao Paulo Special Commission for Renewable Energy established - 4-Apr-07 [14441]
- Sergipe: Solid waste management policy adopted - 22-Mar-06 [14252]

Chile

- Amendment to the regulation of drinking water services - 26-Mar-07 [14223]
- Increase of time allowed for breast-feeding women adopted - 12-Feb-07 [14221]

Jamaica

- No new major legal developments were identified during this period.

Venezuela

- No new major legal developments were identified during this period.

Panama

- No new major legal developments were identified during this period.

Colombia

- No new major legal developments were identified during this period.

Costa Rica

- Decree on the obligatory vaccination of yellow fever adopted - 25-Jan-07 [14535]

Dominican Republic

- No new major legal developments were identified during this period.

Ecuador

- No new major legal developments were identified during this period.

Peru

- Law on the prohibition of methyl bromide adopted - 12-Mar-07 [14263]

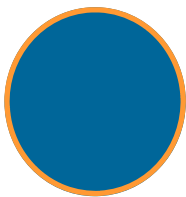
Uruguay

- No new major legal developments were identified during this period.

- This Enhesa Flash highlights some of the regulatory EHS developments that occurred in March and April 2007. For more details, you could consult the **Enhesa Update** which provides you with a one paragraph abstract for each development impacting industry in general and the possibility to obtain further relevant details. The Enhesa Update is available for 7,400 EUR per year.
- If you want to ensure that you get all the information you need, the **Enhesa regulatory monitoring service** could be the perfect solution for you. This service provides you with a summary of all relevant and applicable regulatory EHS developments (policy, law, regulation, proposal, etc.) of interest to your operations and/or products and for the countries you specify.

- For each development, a tailored business impact analysis is made for your company's operations. In most cases, a link to the full text of the Regulation is provided, either on the Internet or in the Enhesa Knowledgebase of more than 20,000 texts.
- The report is accompanied by a compliance calendar, a list of legislation with hyperlinks to the full text and an overview of interesting websites. These reports are delivered through a dedicated website tailored to your needs and connected to your Intranet.
- Contact us at info@enhesa.com to visit our demo site.

Do you want to be fully informed on changing EHS Regulations and how they impact your business?



Is your product a chemical?

(continued from page 1)

chemical safety dossier (only for substances in quantities of 10 tonnes or more per year per registrant).

If the substance is a part of the article, and will be discarded together with the other parts of the article at end of life, then the substance is considered a substance in an article in the sense of Article 7. The manufacturer, producer or importer of articles, who places a dangerous substance on the market, must notify the chemical hazard information by 1 December 2010 to the European Chemical Agency for inclusion in the inventory.

Borderline cases include adhesive tape and scented erasers. The problem is not new, but the implications and business impact have become more important. The July 2006 edition of the European Commission [Manual of Decisions](#) for implementation of the sixth and seventh amendments to Directive 67/548/EEC on Dangerous Substances provides interesting examples of how the issue has been dealt with thus far.

The European Commission is working on a Technical Guidance Document on Substances in Articles (Reach Implementation Project 3.8) and a next meeting on the draft

guidance is scheduled for September 2007. The Technical Guidance Document on requirements for substances in articles will help the producers and importers of articles determine whether they are covered by obligations regarding registration of substances in articles and communicating information down the supply chain.

Enhesa helps customers assess the implications of REACH on their business and determine how to cope with the changing requirements. This can include providing training and presentations on this subject to corporate management.

The Enhesa monitoring service will help you keep track of how REACH is rolled out, changes in the legislation that are triggered by it, and how other countries around the globe take similar initiatives. The Enhesa Chemical Tracking service can help you keep track of whether a chemical has become the subject of regulatory concerns and what type of restrictions are being proposed or adopted. These are just some examples of how we can help you ensure ongoing compliance with changing chemical regulations.

Thierry Dumortier - Enhesa Director

Past Events and Presentations

Waste Management Requirements in China

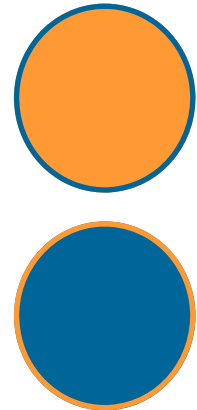


Between 24 and 26 April 2007, **CHWMEG**, a non-profit organization comprised of industrial companies interested in efficiently managing the waste management aspects of their environmental stewardship programs, organized its annual meeting in Reno, NV, USA.

On 24 April, an Asia-Pacific Seminar was held in conjunction with the CHWMEG 2007 annual meeting. Enhesa consultant Ellen Zhang led a half-day seminar featuring an Overview of Emerging Waste Management Requirements and Potential Impacts on Manufacturer Liability in China. The seminar also involved a discussion of practical experiences with the waste management challenge in China involving all attendees. EHS specialists from multinational companies such as Baxter, Lenovo, ExxonMobil, and General Electric shared their practical experiences and also discussed waste management regulatory aspects in China with Enhesa Director Paul Beatley and Consultant Ellen Zhang. Waste transport in China, transboundary movement and issues related to disposal of waste were of high concern.

On the following day, Enhesa Director Paul Beatley presented "The 'Real' E-Scrap Story in Europe: The Status of WEEE Directive Implementation - Practical Developments Affecting Manufacturers". The presentation was focused on the success of the practical experience of the WEEE Directive and the loophole in its theory. Current implementation of the WEEE Directive by Member States and the future of extended producer responsibilities in the EU were highlighted.

Past Events and Presentations



Enhesa at ChemCon Asia 2007, Singapore – 24-27 April 2007

In April 2007, ENHESA participated in the **ChemCon Asia Conference** for the second time. The 2007 event was hosted by the Singapore Chemical Industry Council, SCIC, from April 24th to 27th.

As usual ENHESA had its booth at the conference to facilitate meeting with customers and to demonstrate its unique chemical tracking capability, which allows customers to get advance warning on new, pending and future regulatory chemical restrictions. The system covers more than 80 different countries, and allows customers to search by CAS number, chemical name, subject matter, country, etc.

More than 200 experts attended the ChemCon Asia 2007 conference and exhibition representing more than 100 different companies, authorities and international organizations from over 27 countries.

In the conference sessions and seminars aspects of international chemical control around the globe were discussed with an additional focus on the Asia-Pacific countries covering current and emerging legislation on reporting and testing of new chemicals, chemical inventories, evaluation of existing chemicals, classification and labelling, risk management, hazard communication and product registration.

Further info on www.chemcon.net.

Enhesa Director Thierry Dumortier and Enhesa Consultant Dennis Tan at ChemCon in Singapore in April 2007.



Webinar on Greenhouse Emissions Trading

In June 2007, Enhesa hosted a **webinar entitled “Understand Greenhouse Emissions Trading Schemes”**. The webinar, with as key speaker Enhesa Climate Change expert Claybourne Clark, focused on what the various greenhouse emission trading schemes mean to you and how to best utilize their market driven features. Specifically the webinar covered:

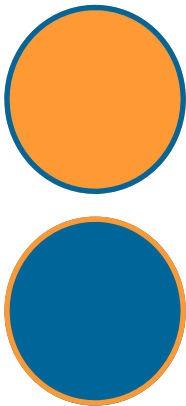
- Specific lessons learned from the European Union Emission Trading Scheme (EU ETS) and how that will most likely impact US schemes
- Requirements of RGGI (Northeast's Regional Greenhouse Gas Initiative)
- Comparison of RGGI and EU ETS
- Practical ways to utilize the emissions market. Understanding not just the laws but the market characteristics created by them.

Companies attending included: Air Products, Occidental Oil and Gas, Halliburton, Johnson Diversey, Williams and Spectra Energy.

European Workshop on Auditing, Barcelona (Spain) – 2-3 May 2007



Enhesa Director Fabio Cherubini participated in the **European Workshop on Auditing**, organized by the [Auditing Roundtable](http://www.auditingroundtable.com) in Barcelona on 2-3 May 2007. The Workshop brought together audit managers from companies with operations throughout Europe as well as several auditing consultants such as Enhesa to exchange best practices and discuss challenges.



Upcoming Events and Presentations

Auditing Roundtable – International Interest Group, Philadelphia (United-States) – 4-6 September 2007



The Auditing Roundtable
The Professional Organization For EHS Auditors

This year Enhesa will be the host for the **International Interest Group (IIG)** of the Auditing Roundtable. We had our first kick-off call in June focused on how to make the IIG more active and relevant in the upcoming year. One of the first tasks is to find the best topic for the September 4th to 6th meeting of the Auditing Roundtable in Philadelphia. If you are interested in participating in the IIG please get in touch with Kathy Reith at kathy@auditing-roundtable.org.

National Association of Environmental Managers (NAEM), Vancouver (Canada) – 24-25 October 2007



Enhesa will be speaking and exhibiting at the **National Association of Environmental Managers (NAEM)** conference on October 24th and 25th in Vancouver. The conference is also the 25th anniversary and has as theme "Auditing — Making a Difference — Celebrating 25 Years of Leadership and Innovation."

Enhesa will be presenting on International Regulatory Trends covering such topics as Occupational Safety and Health – Prevention of Workplace Illnesses, Injuries & Fatalities; Liability for Environmental Damage (particularly in Europe and China); Extended Producer Responsibility, Climate Change, and Chemicals (REACH, GHS) and Nanotechnology. Make sure you let us know if you will be there. Drop an email to Gaye at gv@enhesa.com.

Pollutec Horizons, Paris (France) – 27-30 November 2007



Enhesa will be exhibiting at **Pollutec Horizons Paris**, France from 27 to 30 November 2007. Pollutec Horizons proposes comprehensive solutions to environmental and economic challenges of today and tomorrow, that combine information, training and technology. We will take the opportunity to show our latest versions of the EHS Regulatory Registers, your tool to draw the list of applicable regulations in the framework of ISO 14001 certification, as well as our even improved search function on the web sites. Visit http://www.pollutec.com/site/GB,I479.htm?KM_Session=69af4b6844882c4ef69871f8b54b0387

Enhesa — Global EHS Compliance Assurance Support to Industry

Enhesa is an environmental, health and safety policy and strategy consultancy. Enhesa is based in Brussels, with regional managers in Washington and Florence, and a network of consultants covering almost any corner of the globe. Our mission is to inform and advise our clients on how to deal with rapidly evolving regulatory and policy developments in the fields of environmental protection and occupational health and safety (EH&S).

www.enhesa.com

Enhesa services include:

- **Enhesa Flash:** 12-14 pages with titles of new regs - free - every two months
- **Enhesa Update:** 50-100 pages with titles and abstracts of new and proposed regulations - 7,400 EUR/year for a corporate subscription - every month.
- **Enhesa monitoring reports:** tailored to your unique business needs, with detailed analyses of how new and proposed regulations will affect your specific operations in whichever country you operate in. Every month you will receive a tailored analysis of each development and a breakdown of what you will need to do to stay in compliance. Pricing starts around EUR 2,500 per country per year.
- **Country Profiles, Audit Protocols, Scorecards, Regulatory Registers, Training Manuals, etc.**
- Go to http://www.enhesa.com/EN_version/services.htm for more info or contact us at info@enhesa.com to try our demo site.

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