



Brussels, 15 March 2021  
(OR. en)

6865/21

COMPET 163  
MI 147  
ENT 42  
ENV 133  
CHIMIE 26  
SAN 121  
CONSOM 57  
DELACTION 48

#### 'I/A' ITEM NOTE

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From: General Secretariat of the Council

To: Permanent Representatives Committee/Council

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No. Cion doc.: ST 5977/21 + ADD 1 - C(2021) 441 final

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Subject: Commission Delegated Regulation (EU) .../... of 3.2.2021 amending, for the purposes of its adaptation to technical and scientific progress, Part 1 of Annex VI to Regulation (EC) No 1272/2008 of the European Parliament and of the Council on classification, labelling and packaging of substances and mixtures

- Decision not to raise objections

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1. On 3 February 2021, the Commission submitted the above draft Delegated Regulation to the Council, which amends Part 1 of Annex VI of Regulation (EC) No 1272/2008<sup>1</sup> in accordance with its Articles 53(1) and 53a(4).

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<sup>1</sup> Regulation (EC) No 1272/2008 of the European Parliament and of the Council of 16 December 2008 on classification, labelling and packaging of substances and mixtures, amending and repealing Directives 67/548/EEC and 1999/45/EC, and amending Regulation (EC) No 1907/2006 (OJ L 353, 31.12.2008, p. 1–1355): Current consolidated version dates 1 May 2020.

2. Pursuant to Article 53a(4), experts designated by each Member State are consulted in the relevant expert group. In accordance with points 6 and 10 of the Annex to the Interinstitutional Agreement on Better Law-Making of 13 April 2016<sup>2</sup>, the European Parliament and the Council have been invited to participate in the expert group, and all stakeholders were consulted.
3. In accordance with Article 53 (1), the Commission is empowered to adopt delegated acts and amend certain Annexes in order to adapt them to technical and scientific progress.
4. On 5 February 2021, delegations were asked by 5 March 2021 to indicate their possible opposition to the above draft Delegated Regulation. No delegation raised any relevant grounds for opposition. The official two-month deadline expires on 3 April 2021.
5. Against this background, the Permanent Representatives Committee is invited to recommend to the Council to confirm the non-opposition to the draft Delegated Regulation, as set out in document ST 5977/21 + ADD 1 as an item without discussion at one of its forthcoming meetings.

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<sup>2</sup> OJ L 123 of 12.05 2016, p. 1