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Item 5 (b) of the provisional agenda*

Inclusion of chemicals in Annex III of the Rotterdam Convention: review of notifications of final regulatory actions to ban or severely restrict a chemical: Dicofol

Dicofol: supporting documentation provided by Romania

Note by the secretariat

The annex to the present note contains the supporting documentation provided by Romania in support of its final regulatory action on dicofol.

* UNEP/FAO/RC/CRC.2/1.

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Annex

ROMANIA

DNA for Rotterdam Convention on the Prior Informed Consent Procedure for Certain Hazardous Chemicals and Pesticides in International Trade

Subject: PIC procedure – 2 verified notifications from each of 2 regions for PIC notifications

DICOFOL

Dear Ms. Monique Barbut

Referring to your letter dated the15th of August 2005 regarding the request to provide supplementary supporting documentation for our notification (section 1.8, 2.3 and 2.4) of final regulatory action of Dicofol, we would like to inform you that we have no supplementary information to those sent to the Secretariat on the 7th of May 2004 and the 7th of September 2004 for the mentioned sections.

We have mentioned in our first notification (8 March 2004) that Romania has taken the decision to ban Dicofol as PPP for those situations for which the substance do not meet the purity requirements (the minimum content in p,p'-isomer to be 78% and the max. content of DDT and DDT related compounds to be 1g/kg (= 1%)) as stipulated by Ministerial Order No. 396 /2002 (see section 2.5.2) of our national legislation.

The decision to ban is not based on the risk or hazard evaluation. We are in the process to become member state of the European Union. For this reason, Romania had to transpose and to implement the provisions of European legislation. The Ministerial Order No 396 /2002 *on the banning of the use of plant protection products containing certain active substances on Romania's territory* transposed the European Directive 79/117/EEC issued at the 21st of December 1978 *on the banning of the use of plant protection products containing certain active substances.* The provisions on Dicofol are the same in Romania as for European Union.

Dicofol and other chemicals listed in the M.O. 396/2002 (Choline, Endrin, Maleic hydrazide, Nitrofen, Quintozene) were not being listed in the Annex III of Rotterdam Convention. Having this into regard and in accordance to Art.5, para (1) and (2) of Rotterdam Convention, Romanian DNA had to notify in writing these substances to the Secretariat on the final regulatory action that was introducing restrictions on the use of this substance. Romanian DNA chose the writing manner as a "**FORM FOR NOTIFICATION OF FINAL REGULATORY ACTION TO BAN OR SEVERELY RESTRICT A CHEMICAL",** because we understood that this would be the proper way in informing the Secretariat. Thus, Romanian DNA intention was not proposing the introducing that substances in the Annex III of Convention, but it were addressed to inform the Secretariat of Convention about these substances and the legal restrictions in place in our country.

Having regard the explanation, that we hope to clear enough our intention (to submit information to Secretariat on the final regulatory action), we still provide you below, few supplementary information that we collected for Dicofol.

ANNEX I

SUMMARY OF SUPPORTING DOCUMENTATION TO BE SUBMITTED TO THE SECRETARIAT OF THE ROTTERDAM CONVENTION

A. Requested supporting documentation for dicofol

1. Risk or hazard evaluation referenced in Section 2.3 of the notification form.

No risk or hazard evaluation

2. Relevant documentation for Section 2.4.1, referring to protecting human health.

No other relevant documentation than the references forwarded in modification of final regulatory action on 7th May 2004 to the Secretariat. We mentioned there some Romanian references of technical books in Romanian language:

- *C. Popa; Rodica Drimus, Pesticides, Tom I-IV, Technical Publishing Hhouse Bucharest, 1973.*
- *Tudorel . Baicu; Al. V. Alexandri, Guideline for use of pesticides, CERES Publishing Hhouse Bucharest, 1973.*
- *Tudorel . Baicu, Guideline for use of pesticides, CERES Publishing Hhouse Bucharest, 1979.*

3. Relevant documentation for Section 2.4.2, referring to protecting the environment

See point 2, fore mentioned

4. Any other information you may have used in making the decision to ban this chemical such as international assessment document.

No other information

ANNEX II

OUTLINE/KEY HEADINGS TO INCLUDE IN A FOCUSSED SUMMARY

1. INTRODUCTION

This section should provide a brief statement/summary of the final regulatory actions and the reasons for the actions taken (eg occupational health concerns, environmental concerns). Could include:

The events that led to the regulatory action

Significance of regulatory action, eg one use or many uses, level or degree of exposure

An overview of the regulatory system of the notifying country if relevant:

Dicofol is used in Romania as insecticide and acaricide after registration. An Interministry Commission for registration of plant protection product does the registration.

Scope of the regulatory action – precise description of the chemicals subject to the regulatory action:
The final regulatory action was taken because of the risk presented by the presence of DDT and DDT related compounds in the Dicofol as impurities. Dicofol is produced by hydroxylation of DDT. There are requirements for Dicofol to be used in safe. Thus the minimum content in p,p'-isomer of Dicofol has to be 78% and the max. content of DDT and DDT related compounds to be 1g/kg (= 1%).

RISK EVALUATION

This section should provide evidence that a risk evaluation was carried out under the prevailing conditions of the notifying country. It should confirm that the criteria in Annex II (b) are met. May include:

Key findings of the national risk evaluation

Key data reviews consulted and a brief description

Reference to national studies, eg toxicological and ecotoxicity studies

Summary of actual (or potential) human exposure and/or environmental fate

2. RISK REDUCTION AND RELEVANCE TO OTHER STATES

This section should provide evidence that the control action is of relevance to other States. Could include information on the following:

Estimates of the quantity of chemicals used, or imported/exported at the time of the regulatory action and, if possible information on ongoing trade:

Romania imported preparations containing Dicofol as follows:

Year	*Active substance (kg)*
2003	*1300*
2004	*1450*
2005	*2450*

Relevance to other States i.e. those with similar conditions of use

Comments on the typical use of the chemical within the notifying country, with comments on possible misuse (if appropriate).

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